

STANDARD SUMMARY PROJECT FICHE

1. Basic Information

1.1 CRIS Number: BG2004/016-711.08.04

1.2 Title: Modernising Bulgarian Police and enhancing its efficiency

1.3 Sector: Justice and Home Affairs, Sub-sector: Police/Crime

1.4 Location: Republic of Bulgaria, Ministry of Interior

1.5 Duration:

First phase: PHARE Project 2004

Second phase: PHARE Project 2005

Third phase: PHARE Project 2006

2. Objectives

2.1 Overall Objective(s):

Further strengthening, reorganisation and reform of Bulgarian police and increasing its efficiency to combat crime leading to a modern transparent, human rights minded and citizens-oriented culture in the police.

2.2 Project purpose:

Enhancing and modernising police structures' anti-crime capacity through introducing EC acquis and practices in the field of justice and home affairs related to the conduct of police investigation and respect for human rights, to the optimisation of data exchange and establishment of a state authority for realization of the state policy in the field of migration.

2.3 *Accession Partnership (AP), Catalogue of main administrative structures for the implementation of the acquis, Roadmap for Bulgaria, NPAA, Updated National Strategy for Counteracting Crime, Government Program and Conception on the Information Activity priority*

EUROPEAN UNION COMMON POSITION (EUCP)

- The EU underlines the important principle of having an accountable, reliable and fully coordinated police organisation;
- The EU recalls that this police organisation needs to be operational in order to be able to fully and properly implement the acquis by the date of accession at the latest;
- This presupposes practical and effective cooperation and flow of information between institutions working in this field, the availability;
- The EU takes note of the detailed information provided by Bulgaria (CONF-BG 55/02) on the education and training of the police in international human rights law and notes that further improvements are foreseen for 2003. The EU encourages Bulgaria to continue improvements on training thereafter. The EU underlines that it will monitor the impact of human rights training;
- The EU underlines that it will closely monitor further progress made in this area, in particular the implementation of the Updated National Strategy for Counteracting Crime and the pre-trial phase.

- The EU invites Bulgaria to assume commitments to simplify the penal procedures by limiting the duration of investigative proceedings, making them more effective and in accordance with the best practices in EU.

Accession Partnership

- To implement the Strategy on the fight against crime, with special attention for various forms of transborder and organised crime such as trafficking in drugs, human beings, etc... and for the co-ordination and practical co-operation between law enforcement bodies;
- To upgrade law enforcement bodies (staff numbers, recruitment, training and equipment) to continue the fight against organised crime, drug trafficking and corruption, reinforce police and customs authorities and ensure better co-ordination between law enforcement bodies;
- To complete reorganisation and modernisation of the police, continue efforts for police officers to respect basic human rights in all circumstances; broaden the use of community policing approaches, which improves relation with the public, in particular minority groups;
- To take further steps to bring all places of pre-trial detention, in particular police stations, into line with the basic requirements identified in the Council of Europe Committee for the prevention of Torture reports.

Catalogue of the Basic Administrative Structures for Acquis Implementation

A requirement exists for states to have set up specific structures and bodies, management systems and administrative conditions, backed up by adequate human resources, infrastructure and equipment compliant with EU standards.

This presupposes the availability of an integrated computer-based investigation system accessible by the relevant police services, basic and further training tailored to the fight against specific types of crime, as well as national statistical instruments for measuring the crime rate and clearing up rate. Co-operation between the police and other competent agencies is also essential.

Roadmap for Bulgaria

Roadmap for Bulgaria, Chapter 24: Co-operation in the field of justice and home affairs, states that Bulgaria should focus further efforts on substantially strengthening the capacity of its judiciary and law enforcement agencies and improving co-operation between the different agencies. Particular attention should be given to the bodies in charge of the fight against fraud, corruption, money laundering, Schengen, co-ordination of police activities and anti-drugs policy. Work on legislative alignment (visa policy, migration, money laundering) should continue.

NPAA

- To further align national legislation with the EU acquis (Schengen and Europol);
- To develop a National Schengen Information System compatible with SIS standards and requirements;
- To elaborate the basic rules for the use of the information systems in accordance with EU standards and requirements.

Updated Strategy for countering crime /2002-2005/

(adopted by the National Assembly of the Republic of Bulgaria on 30 January 2004)

- To increase effectiveness in the field of combating crime through using information technologies and systems in compliance with the EU requirements, introduction of biometric indices for establishing the identity of foreigners;
- To adapt the existing automated information systems (AIS) and to set up new ones in compliance with the requirements of the Convention Applying Schengen Agreement and other international acts;
- To extend police cooperation with the EU MSs in the field of combating organized crime;
- To establish national statistical instruments according to the EU requirements for measuring the crime rate and clearing up rate;
- To set up a system for protection of the classified information, information technologies and information means.
- To increase effectiveness of police activities related to protection of human rights and legal interests. To establish public confidence in the police activity.

Government Program

The Government Program indicates the priority areas such as extending access to the databases and increasing capacity for integration of the information and its analysis and for development of central information systems, a National Schengen System.

Conception on the Information Activity

- To develop the communication and information infrastructure of the Ministry of Interior;
- To develop and protect the information technologies, systems and funds;
- To increase the MoI officials' capacity in the field of the information technologies in compliance with the EU requirements.

2.4 Contribution to National Development Plan (and/or Structural Funds Development Plan/SDP)

N/A

2.5 Cross Border Impact

N/A

3. Description

3.1 Background and justification:

Results achieved so far in the field of modernisation of the Bulgarian police in line with requirements for future EU Membership include:

- Creation of new structures, which will be able to assume the obligations and functions deriving from the relevant EU and Schengen acquis:
 - Migration Directorate, that will exercise control over stay of foreign nationals in the Republic of Bulgaria /Amending Act to the Ministry of Interior Act of November 2003/
 - National Drugs Intelligence Unit at the National Service for Combating Organised Crime /joint instruction of the Minister of Interior and Minister of Finance, signed on 3 September 2003/, compliant with the National Anti-Drug Strategy
 - Coordination and Analysis Unit /5th December 2003/ at the Coordination, Information and Analysis Directorate – MoI, which coordinates and monitors the implementation of the Action Plan to the National Anti-Drug Strategy

- A functional contact unit for the purpose of operational police cooperation, envisaged under international treaty, to which the Republic of Bulgaria is a side.
 - Specialised structures for police investigations at the Ministry of Interior. For that purpose a Council of Ministers' Decree No 73 was adopted on 31.03.2003, providing for strengthening police investigators' staff of the MoI. It provides for the gradual recruitment of up to 1100 police investigators; reform in the pre-trial process. Selection and recruitment of police investigators is carried out under a methodology elaborated in the framework of a PHARE Project: "Project on a reform in selection and training of staff at the Ministry of Interior" with France being the partnering institution.
- Introducing improved system for Human Recourse Management. Under the framework of the project BG 0203.03 Creation of a Unified System for Human Resources Evaluation, Qualification and Development in the Ministry of Interior System a Strategy for Police Career and Optimisation of HR Management in the MoI was elaborated and approved by the Ministry of Interior leadership on 12 March 2004. The project is being implemented jointly with Spain and provides for the enhancing the capacity for human recourse management, striding the police career model and optimizing the current structure through introducing training and best practices.
 - Elaboration of Human Rights and Community Policing Program. In respond to public expectations towards the police in July 2002 a permanent Working Group has been set up for the elaboration and implementation of practical mode for Community Policing, comprising or different unit of the Ministry of Interior. The Strategy on Community Policing has been approved in October 2002 and its actual implementation started immediately after that in close cooperation with non-governmental sector at national and regional level.
 - Delivery of training in the filed of Human Rights. Since 1999 more than 20 training activities have been held at the National Police with the cooperation of the Council of Europe, the British Know-How-Fund, US Embassy in Sofia etc. More than 2000 officials have participated in these activities. In the framework of the joint project with Assistance Center for Torture Survivors - ACET (the Center for assisting people, who have suffered torture), continues the training of police officials to fulfill the functions of trainers in the field of human rights in each of the 28 Regional Directorates of Interior. A lot of training materials have been developed for to fulfill the needs of the police.
 - Introduction of Code of Ethics. In October 2003 by an Order of the Minster of Interior an "Ethical Code for the MoI officials with police powers" has been introduced. The Code is in compliance with Recommendation 2001 (10) of the Committee of Ministers of the Council of European and is consulted with CoE experts. It contains texts regarding the work of the police with citizens, crime-offenders, crime-witnesses, detained and victims of crime; the lawful and proportionate use of forces, non-allowance if discriminatory behaviors and corruptions. The Code is available at the Internet site of the MoI.
 - Creation of a permanent Commission Human Rigs and Police Ethics. The Commission has been set up at the end of 2003 with the main purpose to raise public awareness about the activities of the MoI, related to human rights, professional ethics, as well as to coordinate and assist local commissions on human rights and police ethical set up at each of the Regional Directorates of the Interior.
 - On 27 of February 2004 the Minister of Interior, the Chief Prosecutor of the Republic of Bulgaria and the Director of the National Investigation Service signed an Instruction for

work and mutual assistance between the bodies of the preliminary investigation. The rules for interaction between the bodies of the preliminary investigations are laid down in details in the instruction. It regulates the coordination between the work of police investigators, investigators and prosecutors for gathering full and eligible for the court evidences for committed crimes. The instruction obliges the prosecutors to monitor continuously the work of the investigation bodies (police investigators at the Ministry of Interior and investigators) in the course of the whole process of evidence-gathering, starting from the initiation of the procedure until drafting the indictment and its submission to the court.

Further modernisation of Bulgarian Police and enhancement of its efficiency, application of the Updated National Strategy for Counteracting Crime, emergence of new forms of trans-border and organized crime require establishment of an adequate system for effective counteract to criminal activities. Effective coordination amongst police services is needed, as well.

Current reforms of the police structures and changes in the legal regulations in compliance with the EU *aquis* establish the need of constant improvement, which aims at better qualification of the police officers and introduction of updated working methods and instruments in the process of police investigation.

At about the present moment the equipment and the living conditions of the detention premises are not in accordance with ECPT standards. In his way not only objective preconditions for violation of the rights of detained persons are created but also a number of disturbances in the organisation of police actions and quality of police investigation. Further steps are needed to set all the premises for police detention in compliance with the common European standards in this area.

Specialized technical facilities are needed to improve the level of information exchange, surveillance quality and collecting evidences process leading to effectiveness as regards the results of the police work. This will lead to the enforcement of the Bulgarian police administrative capacity, comparable to the development stage of the criminal police services in the EU member states.

Dynamic development of the information systems and technologies, necessity to improve coordination and practical cooperation between law enforcement bodies and information interrelations between police and other EU structures require elaboration and application of a new policy to setting up and exploiting the automated information systems used by the Ministry of Interior.

By that reason optimisation of the information systems and consolidation of the information and computing resources needed to exploit the centralised applications, as well as contemporary and reliable computer equipment supporting police units' activities on territorial and local level are needed.

In view of its geographical position, the Republic of Bulgaria is used as a transit point in formation of the migration flows, orientated mainly to the countries of the European Union. Expected accession of the Republic of Bulgaria to the European Union will be followed by the increase of migration pressure towards the country. The application of contemporary methods, standards and practices for regulation of this process will be realized by newly established a specialized state authority - Migration Directorate - Ministry of Interior.

The project is directly linked to the implementation of the National Schengen Action Plan

approved by Bulgarian government. Furthermore, the achievements of the objectives set in the project will lead to practical implementation of a number of key measures:

- Assistance in implementing police enhancement, modernisation and reform leading to a modern, transparent, human rights minded and citizens-oriented culture in the police;
- Development the technical and telecommunication infrastructure for providing competent authorities with access to the data in centralized information funds, according to art. 101 of the Convention for Implementation of Schengen Agreement;
- Increasing levels of interagency and international cooperation of Bulgarian police forces with police services of neighbour countries and EU member states through regular exchange of information, operational data and experiences, according to art. 44 of the Convention for Implementation of Schengen Agreement.
- Intensive interrelations between police services of Bulgaria and similar structures of the neighbour countries and EU MSs through exchange of information, operative data and experience according to Art. 44 of the Convention Applying the Schengen Agreement;

The project implementation will contribute to the increase of the effective anti-crime activity, improvement of the police investigation and protection of the human rights in compliance with the EU requirements in the field of justice and home affairs.

The project includes separate twinning components for sub-project 1 and sub-project 2. The twinning component of the first sub-project has a primary role of assisting steering/coordination of the whole project.

3.2 Sectoral rationale

The PHARE 2004-2006 multiannual-planning document approved by the European Integration Council at the end of 2003 envisages for Crime/Police Sub-sector the following fields of action:

- Completion of administrative capacity building within the sub-sector – closing the process of restructuring of the relevant MoI units in view of adapting these units to new challenges in the sub-sector.
- Supply of technical, IT and other equipment/hardware needed for effective sub-sector work, as per EU standards and in view of efficient counteraction of all forms of crime.

The realisation of the above priorities will require full backing and commitment by the Bulgarian Government to fund the Programme, together with consultancy and financial support by EU and leading European police services. In view of reaching all priorities laid down for NPS & NSCOC and the strengthening the latter as modern police structures, the main thrust of MoI will go for measures covering additional regulation and harmonisation, institutional build-up, training and qualification, information technologies and software applications.

3.2.1 Identification of project

The project proposed encompasses the implementation of a strong institutional component (two Twinning Covenants, one of them should have a primary role in steering/coordination of the project) and an investment component. The project will include three sub-projects covering the first programming year: research of police investigation training needs and preparation of individual designs for the premises of detention at the regional and local police units on the basis of the existing European standards; further strengthening of Migration Directorate within the Ministry of Interior; consolidation of the information and computing powers and development of automated information systems supporting police activities. The twinning in the first sub-project will co-ordinate the whole project.

Some of the more detailed activities, which should be implemented in the first twinning phase encompass counteractions against organized crime and illegal migration, training on

combating organized crime and illegal migration, training courses relating to investigative techniques (technical and management aspect, training of police staff). The main objective of this component will be to provide the basics for a solid criminal analysis system for the Bulgarian police as well as training for officers who will work with criminal analysis system. Concrete activities cover:

- training in investigative techniques and management aspects of fighting organized crime and illegal migration;
- crime analysis in relation to corruption issues – seminars, training;
- criminal analysis (basic training, creation of database) and in a second stage advanced training in criminal analysis (operational and strategic)
- workshops, seminars and training in application of EU legislation and regulations in the field of collecting, storing, processing, transmitting and utilising data and inter-institutional co-operation at national and international level.

In the second phase (2005 programming year) the sub-project 1 will continue the implementation of the twinning covenants, technical assistance for sub-project 2 and the investment component aiming at renovation of the IT equipment of the Ministry of Interior (MoI) needed to support police structures' activities, modernization and technical equipment of the detention premises at the regional and local police units, development of the police information systems supporting the police activities, construction and equipping the Special Home in Sofia for accommodation of foreigners, subject to expulsion by force out of the country, equipment for laboratory tests of false documents and introduction of biometric indices for finding the identity of foreigners.

In the third phase (2006 programming year) the sub-projects envisage: renovation of the IT equipment needed to exploit the information systems, construction and equipping a Special Home for accommodation of foreigners, subject to expulsion by force out of the country, on the territory of the Regional Directorate of Internal Affairs - Haskovo.

In the Sub-sector Indicative program are identified the fields of intervention, as follows:

IT equipment. Computer equipment, which is currently at disposal of the MoI, is inadequate, and in its major part – out of exploitation limits, and it does not correspond to the requirements of the technical projects for exploitation of police information applications. Furthermore the outdated equipment hampers the effective work with the applications in use and it does not provide for the necessary reliability, protection and security of the automated information systems (AIS) and networks. By that reason development, optimisation, extension of the officers' access to the databases, as well as improvement of the exploitation capacity of the MoI Main Computer and Communication Centre is needed. As a result of the implementation of the separate AISs' technical projects more than 20 different computer systems - such as servers for databases, disk and tape sub-systems, basic program provisions, different operation systems, etc., will be installed in the MoI Main Computer and Communication Centre. That approach implies extra-ordinary financial means and it does not allow flexible and dynamic re-distribution of the resources. Further to that it hampers the process of the information systems' integration.

Strengthening the capacity of police structures. Recommendations made by the European Commission along with the priorities adopted by the Bulgarian government for reforms in the police services spot several problematic areas on the level of police investigation – the necessity of higher qualification of the investigative police bodies and implementation of working techniques, which are in accordance with the best European practices; increasing the interaction and improving the information exchange with judiciary bodies; improving the living standards at the detention premises of the structural units of MoI in order to ensure lawfulness of police activities and to enforce the necessary objective circumstances, which guarantee respect for rights of persons under detention. Solving the above mentioned problems

would lead to an overall increase of effectiveness and quality of police investigation work by the means of achieving a basic balance between police activities' effectiveness and total respect of human rights in the context of the police servicing.

Migration processes. Establishment of an efficient structure for implementation of the European norms and standards for control on the migration processes. Construction of special homes for accommodation of illegally staying foreigners in the territory of the Republic of Bulgaria. Introduction of technologies for finding the identity of the foreigners on the ground of biometric indices.

3.2.2 Sequencing

The sub-sector project encompasses the parallel implementation of the following sub-projects:

1. Territorial structures' computerization and consolidation of the information and computing powers of the Ministry of Interior with the view to effectively exploiting police automated information systems in compliance with the EU standards;
2. Police investigation and improvements of respect for human rights of persons under detention;
3. Further strengthening of Migration Directorate - Ministry of the Interior - a specialized state authority for realization of the state policy in the field of the migration;

Every sub-project will be implemented according to the sequence detailed in 3.4) Activities of the project fiche.

3.3 Results

3.3.1 Sub-project 1- Assistance in coordinating the whole project leading to a modern, transparent, human rights minded and citizens-oriented culture in the police. Territorial structures' computerization and consolidation of the information and computing powers of the Ministry of Interior with the view to effectively exploiting police automated information systems in compliance with the EU standards

3.3.1.1 Purpose

Co-ordinating the whole project. Applying the EU standards for consolidation of the information and computing powers of the Ministry of Interior, elaborating an adequate system for information security, technically equipping the officers of the territorial services of the Ministry of Interior and extending capacity for access and usage of data stored in the automated information systems.

3.3.1.2 Results:

With the implementation of the sub-project the following results will be achieved:

- Modernisation and reform efforts effectively assisted;
- Computing powers of the police automated information systems consolidated;
- Corporative network for data transfer extended;
- Police structures' anti-crime capacity enhanced;
- Protection of data stored in the information systems.

PHASE 1

Component – Twinning

Further development and strengthening of administrative capacity of MoI and consolidation of the information and computing powers with the view to effectively exploiting police automated information systems in compliance with the EU standards

The twinning component of this sub-project is a steering/coordination one in respect of the other two sub-projects for all Phases of the project.

- Organisation needed to manage and monitor the implementation of the activities included in the twinning components of all of the sub-projects established;
- A Strategy for consolidation of the information and computing powers of the MoI elaborated;
- An Action Plan Implementing the Strategy for consolidation elaborated;
- Capacity for setting up, developing and exploiting information systems and technologies for access to the centralised databases developed in compliance with the EU requirements and standards;
- Computing resources and reliable exploitation of the information systems and the network for data transferring effectively used;
- Capacity for implementing police investigation through application of automated systems and technologies increased;
- A policy for information security adapted.

PHASE 2

- Police structures' anti-crime activities improved;
- Scope of the network for data transferring extended;
- Number of the officers directly accessed to the information systems' databases increased.
- Supply of technical and program means for effectively exploiting police automated information systems and data exchange network of MoI
- Supply of technical and program means to ensure the adaptation of the information security.

PHASE 3

- Police officers' working culture changed;
- Number of the officers directly accessed to the information systems' databases increased.

3.3.2 Sub-project 2 – Police investigation and improvement of respect for human rights of persons under detention

3.3.2.1 Purpose

- Improvement of the effectiveness of police investigation in compliance with the European standards and best practices by development of the police information systems supporting the police investigation and information exchange with law enforcement authorities;
- Elimination of the objective preconditions leading to human rights violation within the police practice by the means of improving the physical conditions of detention premises in District Police Directorates and police stations and by promoting better respect for human rights under police detention.

3.3.2.2 Results

PHASE 1

Component – Twinning

Strengthen of the established special structures for police investigation in the MoI. Improvement of the existing practice regarding human right and training of the officers of MoI having police functions.

- Professional qualification of officials responsible for police investigations improved in accordance with the standards and requirements of EU Member States;
- Practical police co-operation to counter crime improved.

Component – Investments

- Technical evaluation and preparation of individual designs for renovation and reconstruction of the detention premises at the police units of the MoI.

PHASE 2

- Professional qualification of officials responsible for police investigations improved in accordance with the standards and requirements of EU Member States;
- Police information systems supporting the police activities developing;
- Preparation of conditions for amelioration of police practices to ensure better respect for human rights and higher quality of police investigation by the means of:
 - improving the living standards at the premises for detention of persons at the structural units of the MoI
 - providing of audio-visual technical devices used to conduct police interrogation, for surveillance and security of detention facilities in compliance with the European Committee for the Prevention of Torture requirements.

PHASE 3

- Highly qualified /trained staff of the Bulgarian National Police in accordance with the standards and requirements of EU Member States
- Ameliorated police practices to ensure better respect for human rights and higher quality of police investigation by the means of:
 - improving the living standards at the premises for detention of persons at the structural units of the MoI
 - providing of audio-visual technical devices used to conduct police interrogation, for surveillance and security of detention facilities in compliance with the European Committee for the Prevention of Torture requirements.

From a more general perspective, the expected results of the project are aimed at improving the quality of police investigations, promoting human rights practices within the police and increasing the number of solved crimes and as a result of that - increasing the effectiveness of the fight against crime.

3.3.3 Sub-project 3 – Further strengthening the capacity of Migration Directorate - Ministry of Interior – by supply of equipment.

3.3.3.1. Purpose

We expected a twinning light component out of this project. It will support the improvement of the administrative capacity for control on the migration and opposition to the illegal migration, which is to apply the best practices and standards of the European Union on the migration, by establishment of Migration Directorate - Ministry of the Interior, as an efficient structure for implementation of the national policy in the field of the migration, in compliance with the European standards and establishment of special homes for accommodation of illegally staying foreigners in the territory of the Republic of Bulgaria.

3.3.3.2 Results

PHASE 1

Further strengthening the capacity of the specialized state structure, which will realize in a contemporary way the control on the migration processes by supply of equipment.

PHASE 2

- Introduction of technologies for finding the identity of foreigners on the ground of biometric indices.

- Construction of a modern centre on the territory of Sofia for accommodation of foreigners, subject to expulsion out of the country, combining measures for security and obeying the citizens' rights.

PHASE 3

Construction of a modern centre on the territory of the Regional Directorate of the Internal Affairs - Haskovo for accommodation of foreigners, subject to expulsion out of the country.

3.4 Activities

The above results will be achieved by implementing the following activities:

3.4.1 Sub-project 1

PHASE 1

Component/Contract 1.1 - Twinning

- Further familiarization with the experience and practice of EU Member States in securing common policing standards across national boundaries to enhance their powers of cooperation and effectiveness in the fight against international crime, as well as strengthening a police culture, which in recognizing its responsibility for upholding individuals' fundamental rights and freedoms, works to safeguard its own professional integrity through internal accountability measures.
- Assisting the police enhancement, modernization and reform efforts leading to a modern, transparent, human rights minded and citizens-oriented culture in the police
- Establishment of an organization mechanism and procedures needed to:
 - Manage the whole project;
 - Coordinate and organize the activities implementation of the whole project and especially of sub-project 1;
 - Monitor the project activities implementation.
- Study and evaluation of the computing powers' status for setting up, developing and exploiting information systems and technologies and elaboration of a comprehensive needs assessment;
- Elaboration of a Strategy for consolidation of the information and computing powers of the MoI in compliance with the EU requirements, standards and best practices of the EU MSs used to integrate the information and to proceed to the information applications' centralisation;
- Elaboration of an Action plan Implementing the Strategy for consolidation of the information and computing powers of the Ministry of Interior;
- Training of MoI officials in consolidation processes;
- Information integration and proceeding to centralised AISs;
- Delivery of seminars and training in application of new automated methods for criminal analysis;
- Elaboration of an information security policy;
- Review and assessment of the existing computer and other technical equipment to be used by the centralised information systems and technologies;
- Definition of the profiles of the information systems' users;
- Definition of the priorities for the gradual supply of computers and other technical equipment for the needs of the specialised anti- crime units;
- Assistance to the processes of delivering technical and programming tools needed to optimize the computing powers of the information systems exploited by the Ministry of Interior;
- Further development of the normative regulations in the field of the migration.

PHASE 2

Enhancement of the police structures' capacity through implementation of a gradual supply of computers and other technical equipment to support anti-crime activities - fight against frauds, corruption, money laundering, etc.

- Preparation of the tender documentation, supply and installation of IT equipment needed to support police structures' anti-crime activities;
- Training of MoI officials in operating with the centralised information systems.
- Supply of technical and program tools to optimise the computing powers of the Ministry of Interior.

PHASE 3

- Preparation of the tender documentation, supply and installation of IT equipment needed to support police structures' anti-crime activities;
- Training of MoI officials in operating with the centralised information systems.

3.4.2 Sub-project 2

PHASE 1

Component/Contract 1.2 - Twinning

- To get acquainted with the experience and practice of EU Member States regarding the organization, structure and functioning of their police investigation authorities
- To identify shortcomings in the training and qualification of police officials /police investigators/ for conducting investigations;
- To get acquainted with the experience and standards of EU Member States in the field of training police investigation bodies
- To draft programs for training and improving the qualifications of police officials responsible for investigating crimes in accordance with the EU standards; to develop 1) *short-term program* which will respond to the immediate needs for training in the area of police investigation, and 2) *long-term program* which will target the entire system for training and improving the qualifications of the police staff;

Component/Contract 1.3 - Procurement

- Technical evaluation and preparation of individual designs for renovation and reconstruction of the detention premises at the police units of the MoI

PHASE 2

- To carry out seminars and other forms of training in Bulgaria in the field of police investigations;
- Police information systems supporting the police investigation developing;
- Adaptation (construction, modernization and/or renovation) of the existing premises for detention based at the regional and local police units in compliance with the standards set by the European Committee for the Prevention of Torture
- Delivery of audio-visual technical devices used to conduct police interrogation, for surveillance and security of detention facilities;

PHASE 3

- Continuing the process of adaptation (construction, modernization and/or renovation) of the existing premises for detention based at regional and local police units in compliance with the standards set by the European Committee for Prevention of Torture

3.4.3 Sub-project 3

PHASE 1

Component/Contract 1.4 - Supply

Supply of technical equipment for automated working stations, of a server and communication installations and structural cable systems

PHASE 2

Construction, provision and delivery of technical equipment and apparatus for the functioning of the special home in the territory of the city of Sofia;

Construction, provision and delivery of technical equipment and introduction of biometric technologies.

PHASE 3

- Construction of a special home for accommodation of foreigners in the territory of the Regional Directorate of the Internal Affairs – Haskovo;
- Delivery of technical equipment for the functioning of the special home for foreigners in the territory of the Regional Directorate of the Internal Affairs - Haskovo;
- Conducting of courses, seminars and exchange of cadres in the field of migration; perfection of the laboratory equipment and examination of falsified documents for identity of foreigners.

3.5 *Linked Activities:*

The project is directly connected with implemented or implementing PHARE projects and it will follow up the results achieved by them:

- Institutional Strengthening of Bulgarian Police: Upgrading of Criminal Information Systems and Strengthening of Managerial Techniques, BG 9911.02 Phare project;
- Modernising Border Police Equipment at the Turkish Border, BG 0005.02 Phare project;
- Implementation of the National Schengen Action Plan: building up the national information system in compliance with Schengen requirements, BG 0203.10 Phare project;
- Implementation of the National Anti-Corruption Strategy: Development of an integrated system for countering corruption in the Ministry of the Interior, BG 0203.05 Phare project
- Creation of a united system for evaluation, qualification and development of the human resources, BG 0203.03 Phare project;
- Institutional strengthening of the Academy of the Ministry of Interior, BG 03/004-937.08.03 Phare project;
- Twinning light under Unallocated IB envelope 2003 “Support (assistance) to the MoI of Republic of Bulgaria in strengthening the capacity of the Migration Directorate of the MoI to comply with EU regulations”.

The project is connected with the Phare 2004-2006 multi-annual project fiches proposed in a) Borders sub-sector, which aims at setting up and development of a border control information system and at combating illegal migration, and b) Public Administration Reform sector, which aims at improving public administrative services through development of e-services.

3.6 *Lessons learned:*

In the process of managing and implementing the Phare projects, the Ministry of Interior, and in particular the directorates directly involved in their implementation gained substantial

experience. This project will be built on the results and experiences, achieved by Phare projects BG 9911.02, BG 0203.10, BG 0005.02, BG 0012.02, BG 0203.01.

Projects elaborated under PHARE Program contribute to strengthening the MoI institutional capacity through development of information systems and structures in compliance with the EU acquis' standards and achievements in the field of justice and home affairs.

The overall PHARE activity contributes to the enhancement of the capacity within the ministry for programming, elaborating, managing, implementing and monitoring projects. That capacity presents an important precondition needed to solve key issues of police management in compliance with the EU acquis and standards in the area of justice and home affairs.

4. Institutional Framework

The Ministry of Interior will be the beneficiary of the project.

The overall project coordination and implementation will be entrusted to the following MoI structures:

- Sub-project 1 – Co-ordination, Information and Analysis Directorate;
- Sub-project 2 – National Police Directorate;
- Sub-project 3 - Migration Directorate

In order to develop effective coordination and interrelations amongst the MoI services and directorates involved in the project implementation the following organization will be established:

Project Steering Committee

Responsibilities:

- Strategic direction
- Co-ordination and integration
- Resource management
- Monitoring progress
- Offer guidance and advice
- Ensure achievement of key results
- Assess how independent, external bodies view the success of the Project

Membership:

- Candidate Country and Member State Project Leaders
- Candidate Country Project Co-ordinator
- Twinning Resident Advisors - PRA
- EC Delegation representative (observer)
- CFCU representative (observer)
- Invited members of Project Management Team as necessary

Method:

- Chaired by the CC and MS leaders in common.
- Quarterly meetings in Sofia to coincide with preparation of the quarterly report, the assessment of which will be the primary focus for discussion.
- PRA will liaise with the both Project Leaders and circulate at least one week in advance, a draft agenda and draft report for each meeting.

- Discuss and resolve any unforeseen difficulties arising during the previous work period and any proposed amendments, or updates required to the project budget.
- Each meeting will be scheduled for one day.
- Interpretation will be provided by the CC.

Footnote: An additional day will be scheduled for the MS Project Leader to have informal meetings with the PRA, CC Project Management Team and representatives of the Transparency Advisory Group to give the MS management team an in-depth view of Project progress.

Project Management Team

Responsibilities:

- Project implementation within Candidate Country
- Monitor progress of action plans and maintain co-ordination
- Ensure achievement of key results within resources
- Identify opportunities and threats
- Offer advice and provide practical support
- Report progress to Project Steering Committee

Membership:

- Candidate Country Project Leader
- Project Co-ordinator
- Sub-project Leaders
- PRA
- Representative of Quality Assurance Advisory Group as appropriate

Method:

- Chaired by PRA
- Bi-monthly meeting cycle
- Circulate agenda and backing papers 7 days before meetings
- Respond to advice from Project Steering Committee
- Evaluate progress reports from Component Leaders
- Respond to advice from Quality Assurance Advisory Group

Quality Assurance Advisory Group

Responsibilities:

- Provide an end-user perspective
- Identify opportunities and threats
- Act as the interface with the workforce
- Encourage a 2-way communication process
- No executive authority

Membership:

- Candidate Country Project Co-ordinator
- PRA
- Representatives of the services and directorates included in the project implementation
- Representative of support staff

Method:

- Chaired by Candidate Country Project Co-ordinator
- Bi-monthly meeting cycle at various locations
- Promote regional and local participation
- Encourage 2-way internal communication process
- Periodically attend seminars to assess quality and relevance
- Offer practical advice to the Project Management Team
- Attend Project Management Team meetings upon invitation

Working Groups**Responsibilities:**

- Consultation with key players
- Design and develop Component Action Plans
- Delivery of key results demanded by action plans
- Report progress to Project Management Committee
- Exploit all opportunities and resolve implementation problems
- Additional group to cover IT security and data protection

Membership:

- Candidate Country Component Leader
- Ideally 5 members with specialist knowledge relevant to the Component
- Maximum of 10 members
- MS expert with relevant skills - quarterly

Method:

- Chaired by Candidate Country Component Leader
- Monthly meeting cycle
- Liaise with responsible persons throughout MoI
- Prepare action plan delivery schedule
- Monitor progress and make adjustments as required
- Keep practitioners informed of developments
- Immediately refer unexpected difficulties, or resource issues to Project Co-ordinator
- Submit recommendations for change through Project Management Team to the Intra-Ministerial Co-ordination Council, for approval and the issue of official orders

5. Detailed Budget

MEUR

Year / Phase	EU Support			National Co-financing*	IFI*	TOTAL
	Investment Support	Institution Building	Total EU (=I+IB)			
<i>Year 1 / Phase 1</i>						
<u>Sub-project 1</u>	0,000	0,850	0,850	0,000	0,000	0,850
Contracts 1.1 Twinning*		0,850	0,850			0,850
<u>Sub-project 2</u>	0,150	0,850	1,000	0,050	0,000	1,050
Contracts 1.2 Twinning*		0,850	0,850			0,850
Contract 1.3 - procurement	0,150		0,150	0,050		0,200
<u>Subproject 3</u>	0,210	0,000	0,210	0,070	0,000	0,280
Contract 1.4 - supply	0,210		0,210	0,070		0,280
Total Phase 1	0,360	1,700	2,060	0,120	0,000	2,180
<i>Year 2 / Phase 2</i>						
<u>Sub-project 1</u>	5,100	0,200	5,300	1,700	0,000	7,000
Contracts 2.1 Technical assistance		0,200	0,200			0,200
Contract 2.2 - supply	5,100		5,100	1,700		6,800
<u>Sub-project 2</u>	2,715		2,715	0,905	0,000	3,620
Contract 2.3 - procurement	0,405		0,405	0,135		0,540
Contract 2.4- supply	1,305		1,305	0,435		1,740
Contract 2.5- supply	1,005		1,005	0,335		1,340
<u>Sub-project 3</u>	0,555	0,000	0,555	0,185	0,000	1,240
Contract 2.6 - procurement	0,300		0,300	0,100		0,400
Contract 2.7 - supply	0,255		0,255	0,085		0,340
Total Phase 2	8,370	0,200	8,570	2,790	0,000	11,360
<i>Year 3/Phase 3</i>						
<u>Sub-project 1</u>	1,800	0,200	2,000	0,600	0,000	2,600
Contracts 3.1 Technical assistance		0,200	0,200			0,200
Contract 3.2 - supply	1,800		1,800	0,600		2,400
<u>Subproject 3</u>	0,300	0,000	0,300	0,100	0,000	0,400
Contract 3.3 - procurement	0,300		0,300	0,100		0,400
Total Phase 3	2,100	0,200	2,300	0,700	0,000	3,000
TOTAL	10,830	2,100	12,930	3,610	0,000	16,540

The Phare contribution for investment costs will be no more than 75% of eligible public expenditure, the balance having to be covered by the national co-financing. The national co-financing will be provided by the National Fund Directorate at the Ministry of Finance. All operational and running costs and the maintenance of the equipment will be provided by the final beneficiaries.

*National co-financing of up to 10 % of the PHARE Twinning budget will be ensured by National Fund Directorate, Ministry of Finance. National co-financing will be ensured in the form of joint co-financing with PHARE funds.

6. Implementation Arrangements

6.1 Implementing Agency

The CFCU within the Ministry of Finance is the Implementing Agency. The CFCU will be responsible for tendering, procurement of equipment and financial control during the implementation of the project.

The Ministry of the Interior will co-ordinate the elaboration of technical specifications for all sub-projects, nominate experts to participate in the evaluation of offers and monitor the delivery, installation and configuration of equipment.

Technical and program means will be supplied gradually during the three phases of the project life.

6.2 Twinning

The project implementation will start in the first phase and it will encompass two twinning covenants including a TRA per each. The technical specifications of the equipment needed to implement the project objectives will be defined by the twinning activities.

For the implementation of this project Twinning Resident Advisors and short-term experts from the EU member states will be needed.

The Twinning Resident Advisors should be a middle or senior ranking official. The Twinning Resident Advisors will be expected to establish and maintain good relations with the MoI officials in order to fully understand their views and be in position to transfer effectively ideas and techniques. This implies that the Twinning Resident Advisors should be professionals with good communication skills.

The Twinning Resident Advisors are expected to have good knowledge in the following areas:

- Knowledge and practical experience of the EU best practices and common policing standards;
- Information technologies;
- Legal aspects (general functioning of criminal justice, EU legal instruments - Schengen & Europol Conventions, and other relevant JHA acquis);
- Human rights and individual freedom issues.

The Twinning Resident Advisors should be able to provide effective support in developing training programs. Very good knowledge of English, both oral and written, is required.

Project Leader and Leader of Sub-project 1:

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Director

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Project co-ordinator and Coordinator of Sub-project 1:

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6.3 Non-standard aspects

The project will be implemented in compliance with the Phare rules and in accordance with the guidelines contained in the Twinning Manual and the Phare Programming Guide 2004.

Bulgarian co-financing will be provided for by the national budget through the National Fund Directorate within the Ministry of Finance. Bulgarian co-financing will be contracted along with the amounts allocated under Phare Program.

6.4 Contracts

The contracts envisaged under the project will be contracted and implemented according to the PHARE rules. The estimated number of contracts is as follows:

PHASE 1

SUB-PROJECT 1

- Contract 1.1- Twinning - 850 000 €

SUB-PROJECT 2

- Contract 1.2 - Twinning - 850 000 €

- Contract 1.3 – Technical evaluation and preparation of individual designs for renovation and reconstruction of the detention premises at the police units of the MoI – 200 000 €

SUB-PROJECT 3

- Contract 1.4 - Supply of technical equipment for automated working stations, of a server and communication installations and structural cable systems - 280 000 €

PHASE 2

SUB-PROJECT 1

- Contract 2.1 - Technical assistance - 200 000 €
- Contract 2.2 – Supply of IT equipment in order to renew the IT equipment of the Ministry of Interior (MoI) needed to support police structures' anti-crime activities – 6 800 000 €

SUB-PROJECT 2

- Contract 2.3 – Procurement – Development and introduction of information systems supporting police investigation – 540 000 €
- Contract 2.4 –supply - Adaptation (construction, modernization and/or renovation) of the existing premises for detention based at the regional and local police units – 1 740 000 €
- Contract 2.5 - Supply of audio-visual technical devices used to conduct police interrogation, for surveillance and security of detention facilities – 1 340 000 €

SUB-PROJECT 3

- Contract 2.6 – procurement - Construction and equipping of the special home for accommodation of foreigners in the city of Sofia – 400 000 €
- Contract 2.7 - Supply of equipment for laboratory tests of false documents and introduction of biometric indices for finding of identity of foreigners - 340 000 €

PHASE 3

SUB-PROJECT 1

- Contract 3.1- Technical assistance - 200 000 €
- Contract 3.2 – Supply of IT equipment in order to renovate the IT equipment needed to exploit the information systems set up or setting up - 2 400 000 €

SUB-PROJECT 2 - Further steps for realization of contracts concluded during the second stage are envisaged

SUB-PROJECT 3

- Contract 3.3 – procurement - Construction and equipping of a special home for accommodation of foreigners in the territory of the Regional Directorate of the Internal Affairs - Haskovo – 400 000 €

7. Implementation Schedule

7.1 Start of tendering/call for proposals

PHASE 1

Program approval - December 2004

Selection of a twinning partner - December 2004

Start of the twinning activities – June 2005

PHASE 2

Program approval - December 2005

Selection of a consultant - May 2006

PHASE 3

Program approval - December 2006

Selection of a consultant - May 2007

7.2 Start of project activity

Phase 1: 2005

Phase 2: 2006

Phase 3: 2007

7.3 Project completion

Phase 1: 2007

Phase 2: 2008

Phase 3: 2009

8. Equal Opportunity

During the implementation of the project the Ministry of the Interior will guarantee equal opportunities for participation of men and women.

9. Environment

N/A

10. Rates of return

A rate of return analysis is not applicable to the project. After realization the project will have operational effect in the field of crime combating.

11. Investment criteria

11.1 Catalytic effect

Adoption and application of the European acquis in the field of justice and home affairs is an essential element of the general process of Bulgaria's preparation for accession to EU.

Phare investment will support the improvement of internal normative documentation, the enhancement of the anti-crime capacity and the capacity needed to use and exploit centralized information systems and increase of the effectiveness of the work on prevention and detection of criminal activity.

11.2 Co-financing

Bulgarian authorities will provide 25% as co-financing for the project investment component and up to 10% of Twinning covenant value.

11.3 Additionality

This project has not any financial return to attract private or international sources of funds. Phare grants will not overlap funds provided by the national budget or other bilateral support. This will be ensured by the National Fund within the Ministry of Finance responsible for the monitoring of funds provided under Phare Program, as well as the funds, provided as co-financing from the national budget.

11.4 Project readiness and size

In the process of identification of the tasks related to the priorities set all necessary technical studies have been made. The preliminary technical researches have been carried out.

The project investments comply with minimum project size requirements. PHARE support will be 2 060 000 € for the first phase.

11.5 Sustainability

The project investments comply with EU norms and standards. They will not have adverse effects on the environment.

11.6 Compliance with state aids provisions

N/A

12. Conditionality and sequencing

Bulgarian authorities will continue to demonstrate commitments to adopt and implement the EU acquis and practical standards to combat crime leading to a modern, transparent, human rights minded and citizens-oriented culture in the police.

Before the practical start of implementation of the project the tasks and responsibilities of all involved services will be defined and approved. In this connection, considerable experience has already been gained in making such arrangements. At this stage the services involved have already exchanged preliminary information about future project implementation and the respective division of tasks/responsibilities.

Projects being implemented through twinning require full commitment and involvement on behalf of senior level officials of the beneficiary institution. Therefore, the leadership of the Ministry commits to provide adequate staff and support to the twinning partner (incl. translation and interpretation) as well as to introduce the institutional changes identified as needed for the successful implementation of the project.

In cases of unforeseen delay of project implementation or other obstacles, the leadership of the Ministry of the Interior together with the twinning partner will define and undertake the necessary measures for overcoming them.

ANNEXES TO PROJECT FICHE

1. Logframe in standard format
2. Detailed implementation chart
3. Contracting and disbursement schedule, by quarter, for full duration of project
4. Reference list of feasibility/pre-feasibility studies
5. Reference list of relevant laws and regulations
6. Reference list of relevant strategic plans and studies

ANNEX 1

LOGFRAME PLANNING MATRIX FOR PROJECT FICHE	Programme name and number	
Modernising Bulgarian Police and enhancing its efficiency	Contracting period (year 1) expires: November 2006	Disbursement period (Year 1) expires: December 2007
	Total budget year 1 2,180 MEUR	Phare budget year 1: 2,060 MEUR

Overall objective	Objectively verifiable indicators	Sources of Verification	
Further strengthening, reorganization and reform of Bulgarian police and increasing its efficiency to combat crime leading to a modern, transparent, human rights minded and citizens-oriented culture in the police.	<ul style="list-style-type: none"> • Commitments to adopt and implement the EU acquis and practical standards to combat crime leading to a modern, transparent, human rights minded and citizens-oriented culture in the police • Improved information infrastructure needed to operate the information systems set up, setting up or developing • Increased level of compliance with the Schengen standards and best practices • Technical equipment of the police structures improved • Achieving conformity with the Accession Partnership and NPAA priorities • Effectiveness of the police structures' anti-crime activities increased; • Reduction of the crime level • Reduction of the cases of human rights violations within the police practice and improvement of police investigation results; 	<ul style="list-style-type: none"> • Peer Review; • Annual report on the implementation of the National Schengen Action Plan • Official statistics data on criminal activity • EC Regular Report • PHARE Reports • Other official documents/ analysis/ reports elaborated by the Bulgarian authorities and the EC. 	
Project purpose	Objectively verifiable indicators	Sources of Verification	Assumptions
Assistance in implementing police enhancement, modernisation and reform leading to a modern, transparent, human rights minded and citizens-oriented culture in the police. Modernising and enhancing police structures' anti-crime capacity through introducing EC acquis and practices in the		<u>All sub-projects:</u> <ul style="list-style-type: none"> • Peer Review • Project Steering Committee Report • Reports prepared by MoI structures 	<u>All sub-projects:</u> <ul style="list-style-type: none"> • The MoI demonstrates capacity to effectively combat crime in accordance with EU standards and requirements

<p>field of justice and home affairs related to the conduct of police investigation and respect for human rights, to the optimisation of data exchange and establishment of a state authority for realization of the state policy in the field of migration.</p> <p><u>Sub-project 1:</u> Applying the EU standards for consolidation of the information and computing powers of the Ministry of Interior, elaborating an adequate system for information security, technically equipping the officers of the territorial services of the Ministry of Interior and extending capacity for access and usage of data stored in the automated information systems. Co-ordination of all sub-projects in line with overall project objectives.</p> <p><u>Sub-project 2:</u></p> <ul style="list-style-type: none"> • Improvement of the effectiveness of police investigation in compliance with the European standards and best practices by development of information systems supporting police investigation and information exchange with the other aw enforcement authorities; • Elimination of the objective preconditions leading to human rights violation within the police practice by the means of improving the physical conditions of detention premises in District Police Directorates and local police stations and by promoting better respect for human rights under police detention. <p><u>Sub-project 3</u> We expected a twinning light component out of this</p>	<p><u>Sub-project 1:</u></p> <ul style="list-style-type: none"> • Effective project co-ordination mechanism to meet commitments under the accession negotiations in the project framework established; • Information consolidation and security and protection of AISs and networks according to the EU requirements and standards in use; • Increased automated information systems' security; • Equipped working stations at regional and local police services; • Access to the centralised databases extended; • A system for security and protection of the information technologies in use. <p><u>Sub-project 2:</u></p> <ul style="list-style-type: none"> • Development of information systems supporting police investigation by the end of the project life; • Elaborated programs for training and increasing the qualification level of police officials (police investigators) responsible for investigating crimes. • Provided conditions in police detention facilities in accordance with the requirements for human rights protection of suspects detained by the police. 	<ul style="list-style-type: none"> • MoI reports • Statistical data on implemented activities; • Project Monitoring Committee Report; • NGO reports on the protection of human rights of suspects in detention facilities. 	<ul style="list-style-type: none"> • National strategy for combating crime implementation;
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<p>project. It will support the improvement of the administrative capacity for control on the migration and opposition to the illegal migration, which is to apply the best practices and standards of the European Union on the migration, by strengthening of Migration Directorate within the Ministry of Interior, as an efficient structure for implementation of the national policy in the field of the migration, in compliance with the European standards and establishment of special homes for accommodation of illegally staying foreigners in the territory of the Republic of Bulgaria.</p>			
<p>Results</p>	<p>Objectively verifiable indicators</p>	<p>Sources of Verification</p>	<p>Assumptions</p>

<p><u>Sub-project 1:</u> <u>Results All Years</u></p> <ul style="list-style-type: none"> • Modernisation and reform efforts effectively assisted; • Computing powers of the police automated information systems consolidated; • Corporative network for data transfer extended; • Police structures' anti-crime capacity enhanced; • Protection of data stored in the information systems; • Overall project co-ordination. <p><u>Results Year 1</u> Further development and strengthening of administrative capacity of MoI and consolidation of the information and computing powers with the view to effectively exploiting police automated information systems in compliance with the EU standards</p> <ul style="list-style-type: none"> • Organisation needed to manage and monitor the implementation of the activities included in the twinning components of all of the sub-projects established; • A Strategy for consolidation of the information and computing powers of the MoI elaborated; • An Action Plan Implementing the Strategy for consolidation elaborated; • Capacity for setting up, developing and exploiting information systems and technologies for access to the centralised databases developed in compliance with the EU requirements and standards; 	<p><u>Sub-project 1:</u> <u>OVI All Years</u></p> <ul style="list-style-type: none"> • Negotiation commitments related to the project objectives implemented; • Scope of police structural units, which use centralized information in their day-to-day work extended; • A normative document defining the users' profile approved; • Effectiveness of the police structures' anti-crime activities increased; • Reliable exploitation and effective usage of the information and computing resources ensured; • Number of officers trained in operating with the information systems increased; • Project approach is coherent. <p><u>OVI Year 1</u></p> <ul style="list-style-type: none"> • A Strategy for consolidation and an Action plan Implementing the Strategy elaborated by the end of 2007; • Information systems and technologies needed to access to the centralised databases introduced in compliance with the EU requirements; • New computing powers introduced into exploitation; • A policy for information security approved. 	<p><u>All sub-projects:</u></p> <ul style="list-style-type: none"> • Peer Reviews; • Monitoring Reports; • PAA and technical assistance reports; • Monitoring by the EC Delegation; 	<p><u>All sub-projects:</u></p> <ul style="list-style-type: none"> • Adopted Personal Data Protection Act and related regulations
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<ul style="list-style-type: none"> • Computing resources and reliable exploitation of the information systems and the network for data transferring effectively used; • Capacity for implementing police investigation through application of automated systems and technologies increased; • A policy for information security adapted. <p><u>Results Year 2</u></p> <ul style="list-style-type: none"> • Police structures' anti-crime activities improved; • Scope of the network for data transferring extended; • Number of the officers directly accessed to the information systems' databases increased. • Supply of technical and program means for effectively exploiting police automated information systems and data exchange network of MoI • Supply of technical and program means to ensure the adaptation of the information security. <p><u>Results Year 3</u></p> <ul style="list-style-type: none"> • Police officers' working culture changed; • Number of the officers directly accessed to the information systems' databases increased. <p><u>Sub-project 2:</u> <u>Results Year 1</u> Strengthening the established special structures for police investigation in the MoI. Improvement of the existing practice regarding human right and training of the officers of MoI having police functions.</p> <ul style="list-style-type: none"> • Professional qualification of officials responsible for police investigations improved in accordance with the standards and requirements of EU Member States; • Practical police co-operation to counter crime improved; • 	<p><u>OVI Year 2</u></p> <ul style="list-style-type: none"> • Increased number of working stations equipped with contemporary computer tools; • Increased number of successfully completed investigations; <p><u>OVI Year 3</u></p> <ul style="list-style-type: none"> • Increased number of detected crimes; • Increased number of checks within the information systems' databases. <p><u>Sub-project 2:</u> <u>OVI Year 1</u></p> <ul style="list-style-type: none"> • Individual designs for renovation and reconstruction of the detention premises at the police units of the MoI prepared. 	<ul style="list-style-type: none"> • Minutes of expert meetings for validating the stages of the system set up; • Tender documentation; • Minutes of training provided for the MoI officials; • Minutes of completed installation and test of the technical equipment; • Statistics on MoI search activities; • Schedules of officers' training. 	<ul style="list-style-type: none"> • Adopted Classified Information Act and related regulations • Sufficient financing from the state budget; • Set up National information system in compliance with the Schengen requirements and standards under PHARE 2002 project.; • Sufficient financing from the state budget Assuring frequency resource from National frequency plan; • Assuring numbering capacity.
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<ul style="list-style-type: none"> • Technical evaluation and preparation of individual designs for renovation and reconstruction of the detention premises at the police units of the MoI. <p><u>Results Year 2</u></p> <ul style="list-style-type: none"> • Professional qualification of officials responsible for police investigations improved in accordance with the standards and requirements of EU Member States; • Information systems supporting police activities developing; • Preparation of conditions for amelioration of police practices to ensure better respect for human rights and higher quality of police investigation by the means of: <ul style="list-style-type: none"> - improving the living standards at the premises for detention of persons at the structural units of the MoI - providing audio-visual technical devices used to conduct police interrogation, for surveillance and security in police detention facilities in compliance with the requirements of the European Committee for the Prevention of Torture. <p><u>Results Year 3</u></p> <ul style="list-style-type: none"> • Highly qualified /trained staff of the National Police in accordance with the standards and requirements of EU Member States; • Ameliorated police practices to ensure better respect for human rights and higher quality of police investigation by the means of: <ul style="list-style-type: none"> - improved material conditions for detention of persons at the structural units of the MoI <p>- provision of audio-visual technical devices used to conduct police interrogation, for surveillance and security in police detention facilities in compliance with the requirements of the European Committee for</p>	<p><u>OVI Year 2</u></p> <ul style="list-style-type: none"> • Elaborated programs for training and increasing the qualification level of police officials responsible for investigating crimes <p><u>OVI Year 3</u></p> <ul style="list-style-type: none"> • Certificates for acquired professional qualifications issued to police officials responsible for investigating crimes. 		
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<p>the Prevention of Torture.</p> <p><u>Sub-project 3</u> <u>Results Year 1</u> Further strengthening the capacity of the specialized state structure, which will realize in a contemporary way the control on the migration processes by supply of equipment.</p> <p><u>Results Year 2</u></p> <ul style="list-style-type: none"> • Introduction of technologies for finding the identity of foreigners on the ground of biometric indices; • Construction of a modern centre in the territory of Sofia for accommodation of foreigners, subject to expulsion out of the country, combining measures for security and obeying the citizens' rights. <p><u>Results Year 3</u></p> <ul style="list-style-type: none"> • Construction of a modern centre in the territory of the Regional Directorate of the Internal Affairs - Haskovo for accommodation of foreigners, subject to expulsion out of the country. 	<p><u>Sub-project 3:</u> <u>OVI Year 1</u></p> <ul style="list-style-type: none"> • The specialised directorate structured; • All technical equipment provided. <p><u>OVI Year 2</u></p> <ul style="list-style-type: none"> • A specialised centre for accommodation of foreigners subject to expulsion out of the country in use; • IT for processing biometric indices of foreigners in use. <p><u>OVI Year 3</u></p> <ul style="list-style-type: none"> • A specialised centre for accommodation of foreigners subject to expulsion out of the country in use; • Training delivered; • Procedures for issue of permissions for stay optimised 		
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Activities	Means	Assumptions
<p><u>Sub-project 1:</u> <u>Activities Year 1</u></p> <ul style="list-style-type: none"> • Elaboration and implementation of a Twinning Covenant • Further familiarization with the experience and practice of EU Member States in securing common policing standards across national boundaries to enhance their powers of cooperation and effectiveness in the fight against international crime, as well as strengthening a police culture, which in recognizing its responsibility for upholding individuals' fundamental rights and freedoms, works to safeguard its own professional integrity through internal accountability measures; • Assisting the police enhancement, modernization and reform efforts leading to a modern, transparent, human rights minded and citizens-oriented culture in the police; 	<p><u>Sub-project 1:</u> <u>Means Year 1</u></p> <ul style="list-style-type: none"> • Twinning arrangements for a TRA and short-term experts. • Implementation of the Twinning covenant. 	<p><u>All sub-projects:</u></p> <ul style="list-style-type: none"> • Commitment on behalf of senior level officials of all involved services; • Commitment on behalf of Implementing Agency in tendering and contracting; • Effective training.

- Establishment of an organization mechanism needed to:
 - Manage the whole project;
 - Coordinate and organize the activities implementation of the whole project and especially of sub-project 1;
 - Monitor the project activities implementation.
- Study and evaluation of the computing powers' status for setting up, developing and exploiting information systems and technologies;
- Elaboration of a Strategy for consolidation of the information and computing powers of the MoI in compliance with the EU requirements, standards and best practices of the EU MSs used to integrate the information and to proceed to the information applications' centralisation;
- Elaboration of an Action plan Implementing the Strategy for consolidation of the information and computing powers of the Ministry of Interior;
- Training of MoI officials in consolidation processes;
- Information integration and proceeding to centralised AISs;
- Delivery of seminars and training in application of new automated methods for criminal analysis;
- Elaboration of an information security policy;
- Review and assessment of the existing computer and other technical equipment to be used by the centralised information systems and technologies;
- Definition of the profiles of the information systems' users;
- Definition of the priorities for the gradual supply of computers and other technical equipment for the needs of the specialised anti- crime units;
- Assistance to the processes of delivery of technical and program tools to optimise the computing powers of the Ministry of Interior;
- Further development of the normative regulations in the field of the migration.

Activities Year 2

Enhancement of the police structures' capacity through implementation of a gradual supply of computers and other technical equipment to support anti-crime activities - fight against frauds, corruption, money laundering, etc.

- Preparation of the tender documentation, supply and installation of IT equipment needed to support police structures' anti-crime activities;
- Training of MoI officials in operating with the centralised information systems
- Supply of technical and program tools to optimise the computing powers of the Ministry of Interior.

Activities Year 3

<ul style="list-style-type: none"> • Preparation of the tender documentation, supply and installation of IT equipment needed to support police structures' anti-crime activities; • Training of MoI officials in operating with the centralised information systems. <p><u>Sub-project 2:</u> <u>Activities Year 1</u></p> <ul style="list-style-type: none"> • Elaboration and implementation of a Twinning Covenant • To get acquainted with the experience and practice of EU Member States regarding the organization, structure and functioning of their police investigation authorities; • To identify shortcomings in the training and qualification of police officials /police investigators/ for conducting investigations; • To get acquainted with the experience and standards of EU Member States in the field of training police investigation bodies; • To draft programs for training and improving the qualifications of police officials responsible for investigating crimes in accordance with EU standards; to develop 1) <i>short-term program</i> which will respond to the immediate needs of training in the area of police investigation, and 2) <i>long-term program</i> which will target the entire system for training and improving the qualifications of the police staff; • Technical evaluation and preparation of individual designs for renovation and reconstruction of the detention premises at the police units of the MoI. <p><u>Activities Year 2</u></p> <ul style="list-style-type: none"> • To carry out seminars and other forms of training in the area of police investigation; • Developing information systems supporting police investigation; • Adaptation (construction, modernization and/or renovation) of the existing premises for detention based at the regional and local police stations in compliance with the standards set by the European Committee for Prevention of Torture; • Delivery of audio-visual technical devices used to conduct police interrogation, for surveillance and security of detention facilities. <p><u>Activities Year 3</u></p> <ul style="list-style-type: none"> • Continuing the process of adaptation (construction, modernization and/or renovation) of the existing premises for detention based at the regional and local police units in compliance with the standards set by the European Committee for Prevention of Torture; 	<p><u>Means Year 2</u></p> <ul style="list-style-type: none"> • Contracts for supply, installation and training in working with the technical tools, programs, equipment, etc. • Tender procedure completed; • Equipment supplied and installed; • Training courses delivered. <p><u>Means Year 3</u></p> <ul style="list-style-type: none"> • Tender procedure completed; • Equipment supplied and installed; • Training courses delivered. <p><u>Sub-project 2</u> <u>Means Year 1</u></p> <ul style="list-style-type: none"> • Twinning arrangements for a TRA and short-term experts. • The Twinning Covenant implementation; • Visits by MoI experts involved in project implementation to EU police 	
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<p><u>Sub-project 3</u> <u>Activities Year 1</u></p> <ul style="list-style-type: none"> • Supply of equipment. <p><u>Activities Year 2</u></p> <ul style="list-style-type: none"> • Construction, provision and delivery of technical equipment and apparatus for the functioning of the special home in the territory of the city of Sofia; • Construction, provision and delivery of technical equipment and introduction of biometric technologies. <p><u>Activities Year 3</u></p> <ul style="list-style-type: none"> • Construction of a special home for accommodation of foreigners in the territory of the Regional Directorate of the Internal Affairs - Haskovo. • Delivery of technical equipment for the functioning of the special home for foreigners in the territory of the Regional Directorate of the Internal Affairs - Haskovo; • Conducting of courses, seminars and exchange of cadres in the field of the migration; perfection of the laboratory equipment and examination of falsified documents for identity of foreigners. 	<p>investigation authorities /Criminal Police/. Elaboration of reports, analysis, evaluations and recommendations.</p> <ul style="list-style-type: none"> • Visit by consultants from EU police investigation authorities to Bulgaria. Elaboration of reports, analysis, evaluations and recommendations. • Elaboration of an Action Plan, monitoring and assistance in its implementation <p><u>Means Year 2</u></p> <ul style="list-style-type: none"> • Seminars carried out / particular number of participants • Needs analysis for technical equipment and drafting terms of reference and system projects; • Drafting specification of the necessary equipment (technical projects); • Elaboration of tender documentation and organisation of tenders; • Conclusion of contracts; • Monitoring and assistance in contract implementation; • Assessment and approval of the results of the contract implementation. <p><u>Sub-project 3:</u> <u>Means Year 1</u></p>	
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	<ul style="list-style-type: none"> • Tender procedure carried out. Technical equipment supplied. <p><u>Means Year 2</u></p> <ul style="list-style-type: none"> • Needs analysis and elaboration of technical specifications and system projects. • Elaboration of the tender documentation. • Control and cooperation during the contracts' implementation. • Assessment and acceptance of the results achieved by the contracts' implementation. <p><u>Means Year 3</u></p> <ul style="list-style-type: none"> • Seminars delivered and a number of officers trained; • Needs analysis and elaboration of technical specifications and system projects; • Elaboration of the tender documentation. • Control and cooperation during the contracts' implementation. • Assessment and acceptance of the results achieved by the contracts' implementation. 	
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ANNEX 3

CONTRACTING AND DISBURSEMENT SCHEDULE BY QUARTER FOR FULL DURATION OF PROGRAMME

MEUR

Component	2005				2006				2007				2008				2009			
	1 Q	2 Q	3 Q	4 Q	1 Q	2 Q	3 Q	4 Q	1 Q	2 Q	3 Q	4 Q	1 Q	2 Q	3 Q	4 Q	1 Q	2 Q	3 Q	4 Q
PHASE 1																				
<u>Sub-project 1</u>																				
Contract 1.1 - twinning																				
Contracted		0,850	0,850	0,850	0,850	0,850	0,850	0,850												
Disbursed		0,250	0,350	0,450	0,550	0,600	0,650	0,700	0,750	0,800	0,850	0,850								
<u>Sub-project 2</u>																				
Contract 1.2 - twinning																				
Contracted		0,850	0,850	0,850	0,850	0,850	0,850	0,850												
Disbursed		0,250	0,350	0,450	0,550	0,600	0,650	0,700	0,750	0,800	0,850	0,850								
Contract 1.3 - procurement																				
Contracted				0,200	0,200	0,200	0,200	0,200												
Disbursed				0,100	0,150	0,200	0,200	0,200	0,200	0,200	0,200	0,200								
<u>Sub-project 3</u>																				
Contract 1.4 - supply																				
Contracted				0,280	0,280	0,280	0,280	0,280												
Disbursed				0,100	0,200	0,280	0,280	0,280	0,280	0,280	0,280	0,280								

ANNEX 4

NEEDS ASSESSMENT

The project main goals and tasks are defined by the necessity of strengthening Bulgarian police capacity for implementing its activities. Preliminary analyses of the status and capabilities to solve the issue mentioned require the necessity of consolidating computing resources and computerizing Bulgarian police on regional and local levels. The first analysis is based on the more than ten information systems set up, setting up or envisaged to be introduced by the end of 2005. These systems automate the processes of information processing. A part of them must be supplied with the necessary computing resources, for the other part the application software must be re-written and for the third part - the equipment they are currently exploiting on must be changed. The second analysis is directed to an assessment of the opportunity for optimizing exploitation, increasing security in the process of processing and storing information, decreasing some expenses for maintenance of technical means and basic software. Thirdly, the IT market offering computing systems suitable to apply the consolidation approach has been studied. Different systems for data storage, different versions of software and hardware systems for automated reservation and recovery, for parallel works in the process of archiving, etc. have been studied. All of these analyses were made at the moment when the project fiche was being prepared and their financial assessment laid down in part 5) Detailed budget, investment component of the fiche. It is not possible to state that in the moment of the project implementation the same decisions will be taken. With this respect the project envisages implementation of a number of twinning activities. These activities aim at detailed research and application of EU practices used in the processes of evaluation, choice and setting up of consolidated powers and at minimum migration of the software applications to a common platform.

Computerization on regional and local levels is based on research of the current situation and assessment of the needs. The analysis reveals that the major part of the available computers used by the police structures on regional and local levels could not be used by policemen to operate the new applications, since the computers have not enough parameters and the appropriate basic software could not be installed on them. This analysis encompasses the fact that new 2000 officers will be appointed in different police units. According to the Penal Code they will conduct investigations of crimes. The process will be completed by the end of 2004.

The initial inquiries, which had been made, include a detailed analysis of the recommendations made by the European Committee for the Prevention of Torture. Common standard as regards detention premises at the regional and local police units has been developed on the basis of the recommendations - i.e. 'Design and Construction Requirements to the Premises for Detention in the structural departments of the MoI, which is part of the measures that had been undertaken by the Human Rights Working Group at the Ministry of Interior. The Working Group was particularly designed to contribute to the improvement of respect for human rights within the police practice. Both the actions plan, which sets the activities of the Working Group and the newly adopted Instruction regulating the procedures in cases of detention provide the legal framework and the general direction of the

forthcoming project initiatives. The later are directed to the improvement of the detention premises' living standards. In view of the tasks set out in the Government Program as well as the recommendations made in the 2002 Regular Report of the European Commission, the implementation of this project will help to improve the effectiveness in the fight against crime, the respect for human rights, as well as the effective implementation of the JHA acquis.

The assessment of the current needs is based at this stage on the observations conducted by the Human rights commission in a close collaboration with NGOs such as the Bulgarian Helsinki Committee and the Assistance Center for Torture Survivors - ACET. The preliminary reports have shown a sharp necessity of urgent steps for improvement of the physical conditions for detention, i.e. making up-to-date, renovation, and in some cases reconstruction of the police premises for detention.

Indispensability of establishing of audio-visual technical equipment for conducting interrogations, surveillance and protection of the detention premises at the structural units of the MoI is determined by the preliminary examinations of some of the leading European practices for conducting of police investigation. It has been found out that the lack of audio-visual technical equipment puts under question a substantial part of the police activities as regards respect for human rights and thus, hampers police investigation.

The widespread European practice for video surveillance and recording would be the best guarantee for protection and better respect for human rights standards such as the right of fair trial, right of life, freedom and security as well as the prohibition of torture and inhuman and degrading treatment. At the same time, this would be the best warranty that all the statement of interrogated persons will be presented in an authentic mode before the court and that such persons had given evidence without any pressure imposed on them.

The financial evaluation which could be found within the investment part of the project's budget was done on the basis of direct examinations, and grounded on the basic standards as set within the 'Design and Construction Requirements to the Premises for Detention in the structural units of the MoI' as well as the 'Instruction of police officers comport towards persons under detention in the structural units of MoI, equipment and order of detention premises'.

Moreover, a detailed and comprehensive analysis has been envisaged to be further done as regards the current state of the detention premises at the time of the realization of this project, and in particular, during the implementation of its' twinning part. That would be in compliance with the permanent Human rights commission's action plan, which had been earlier, approved by the Minister of Interior. Particular design solutions for renovation and reconstruction of the detention premises at the police units of the MoI (28 Regional Directorates and 180 police stations) will be prepared on this basis so that to be in accordance with the European committee for the prevention of torture's human rights standards. Orders which specify the necessary for renovation and reconstruction of the physical conditions for detention finds will be requested from the local police units by considering the actual state evaluation which has to be done.

In view of its geographical position, the Republic of Bulgaria is used as a transit point in formation of the migration flows, orientated mainly to the countries of the European Union.

Expected accession of the Republic of Bulgaria to the European Union will be followed by the increase of migration pressure towards the country. The application of contemporary methods, standards and practices for regulation of this process will be realized by the established specialized state authority - Migration Directorate - Ministry of Interior. It was established on the basis of the Act amending the Ministry of Interior Act (November 11th 2003). It was established as a specialised unit responsible for the administrative control on staying of foreigners. The institutional strengthening of the directorate will lead to the establishment of an efficient structure for implementation of the European norms and standards for control on the migration processes.

ANNEX 5

LIST OF RELEVANT LAWS AND REGULATIONS

- Ministry of the Interior Act
- Foreign Nationals in the Republic of Bulgaria Act
- Refugees Act
- Civil Registration Act
- Bulgarian Identity Documents Act
- Access to Public Information Act
- Personal Data Protection Act
- Road Traffic Act
- Statistics Act
- Control of Explosives, Fire Arms and Ammunitions Act
- Rules on the Implementation of the Ministry of the Interior Act
- Rules on the Implementation of the Bulgarian Identity Documents Act
- Rules on the Implementation of the Foreign Nationals in the Republic of Bulgaria Act
- Rules on the Implementation of the Classified Information Protection Act
- Rules on the structure and operation of the Central Register of nonprofit entities with the Ministry of Justice
- Rules on the Implementation of the Personal Data Protection Act
- Rules on the Implementation of the Road Traffic Act
- Instruction No. 1 on the organisation and operation of criminal records offices
- Instruction No. 15/1997 on the terms and procedures of import, export, transfer, trade, purchase, sale, storage, collection and carrying of firearms and ammunition and their control
- Instruction No. I-45/24.03.2000 on the registration of motor vehicles and trailers

PLANS AND CONCEPTS

- MoI information activities concept
- Action Plan on the Activities of the Human Rights Permanent Working Group at the MoI

INSTRUCTIONS

- Ordinance for the general requirements for guaranteeing of the industrial security
- Ordinance for the system of measures, techniques and means for physical security of the classified information and for the conditions and the order for their use
- Structural regulation of the state commission for the security of information and its administration
- Ordinance for the order for carrying out the checks for implementing of direct control of protection of the classified information
- Instruction I-30/22.5.95 on the setting up, acquisition, register and cancelling of MoI information funds

- Instruction of police officers comport towards persons under detention in the structural units of MoI, equipment and order of detention premises
- Instruction I-28/11.06.2001 on the MoI search activities
- Methodological instructions No. 467/10.08.1992 on police search activities
- Instruction I-95/2003 on the work of MoI bodies on reported offences of general nature and other offences
- Instruction I-3/06.01.1998 on the operation of the MoI *Subjects under surveillance* Automated Information System
- Instruction I-153/2002 on the operation of the MoI *Searched motor vehicles* Automated Information System
- Instruction I-187/27.11.1998 on the operation of the *Border control* Automated Information System at border checkpoints
- Instruction I-487/28.07.1999 on submitting application forms for ID documents in the Regional police stations and the Regional Directorates of the Interior
- Instruction on the operation of the Automated Fingerprint Identification System (AFIS)
- Instruction on the operation of the National DNA Identification System
- Design and Construction Requirements to the Premises for Detention in the structural units of the MoI

ORDINANCES

- Methodological instruction for detecting changes in the ID characteristics of stolen motor vehicles
- IB-349/03.10.1997 – Measures to limit the possibilities to register stolen motor vehicles and to expand the scope of preliminary check performed jointly with NCB Interpol
- I-239/07.10.1997 – Organisation of the search activities for motor vehicles searched by NCB Interpol

ANNEX 6

REFERENCE TO RELEVANT GOVERNMENT STRATEGIC PLANS AND STUDIES

- Government Policy Programme
- National Program for the Adoption of the Acquis
- National Schengen Action Plan
- Single National Strategy for Countering Crime