

Survey on the effectiveness of Anticorruption Authorities

Background Information

1. Please enter country name in the space below

Republic of Moldova

2. The name of the agency

Center for Combating Economic Crimes and Corruption

3. The date of establishment

June 6, 2002

4. Contact Information

198, Stefan cel Mare Avenue, MD-2004, Chisinau, Moldova, secretariat_gm@yahoo.com, phone, fax /+373 22/ 257226

5. Webpage

www.cccec.md

Legal Environment

6. What are the main anticorruption laws of your country?

Law no. 90-XVI of 25.04.2008 "On preventing and fighting against corruption; Parliament judgment no. 421-XV of 16.12.2004 for the adoption of the National Strategy for preventing and fighting against corruption; Criminal code of the Republic of Moldova adopted by the Law no. 985-XV from 18.04.2002; Code of Criminal procedure of the Republic of Moldova adopted by the Law no.218-XVI from 24.10.2008; Law no. 25-XVI of 22.02.2008 "On the civil service code of conduct; Law no. 16-XVI of 15.02.2008 "On the conflict of interest"; Law no. 158-XVI of 04.07.2008 "On the civil service and the status of civil servants; Law no. 1264-XV of 19.07.2002 "On declaring and monitoring the income and assets of state dignitaries, judges, prosecutors, civil servants and certain persons holding managerial positions; Law no. 271-XVI of 18.12.2008 "concerning the control of public office holders and candidates to public vacancies"; Law no. 204-XVI of 06.07.2006 "On the enforcement system"; Law no. 96-XVI of 13.04.2007 "On public procurement"; Law no. 239-XVI of 13.11.2008 "On the transparency in decision making process"; Law no. 294-XVI of 25.12.2008 "On the Prosecutor's office"; Law no. 1104-XV of 06.06.2002 "On the Centre for Combating Economic Crimes and Corruption"; Presidential Decree no. 2231-III of 17.02.2005 on the establishment of Monitoring group of the implementation of the National Strategy for preventing and fighting against corruption and the Action plan for the Strategy's implementation; Government Decision no. 997 of 23.08.2006 "On anti-corruption expertise of draft legislative and normative acts"; Government Decision no. 615 of 28.06.2005 "On measures for preventing corruption and protectionism within public institutions"; Government Decision no. 1210 of 29.10.2008 "On Civil Council on the monitoring of the Center for Combating Economic Crimes and Corruption"; Government Decision nr. 906 of 28.07.2008 "On the approval of the Methodology for assessing the corruption risks in public institutions"; Government Decision no. 1461 of 19.12.2008 approving the Regulation on the mechanism of alert and monitoring the level of corruption in public authorities

7. Does your government have a single or primary anticorruption strategy?

Single

8. Does your country have freedom of information legislation?

Yes . No

9. Does your country have conflict of interest legislation?

Yes . No

10. Does your country have a financial disclosure system to help prevent conflicts of interest?

Yes . No

Institutional Environment

11. What are the main functions and operations of your agency? *Please check all that apply*

Research . Prevention . Investigation . Prosecution . Forensic . Accounting . Policy

12. Is there one agency in charge of coordinating AC efforts across agencies?

Yes . No

If Yes, Please specify: Center for Combating Economic Crimes and Corruption

13. Does your agency have the ability to share information or data with

(a) Other agencies within your government, and

Yes . No

(b) Government partners from other countries?

Yes . No

14. Please enter current size of permanent staff in the space below

543

15. Number of prosecutors (if applicable)

n/a

16. Number of investigators (if applicable)

140

17. Number of cases handled annually (if applicable)

1410

18. Please enter the name of other agencies with similar functions.

Parliament, The President of RM, Government, Prosecutor's Office, Intelligence and Information Service, Court of Accounts

19. Does your agency have a system to monitor performance of staff?

Yes No

20. Are the human resource management, i.e. recruitment, promotion, termination built on the emphasis of staff integrity and professionalism?

Yes No

21. Who appoints the head of your agency?

The Government

22. Who has the authority to remove the head of the ACA?

The Government

23. Is there any term limit for the head of the ACA?

Yes No

If Yes, Please specify:

He is appointed for a mandate of 4 years

24. Is the agency subject to judicial review?

Yes No

25. Is the agency subject to expenditure reviews?

Yes No

26. Does your agency publish an annual report of activities?

Yes No

27. Does your agency measure performance?

Yes No

If yes, against what indicators?

Number of investigations conducted

Number of investigations concluded

Ratio of number of investigations/staff

- Percentage of total budget allocated to outreach activities and communication
- Other, please specify

28. Does your agency keep a comprehensive skill list of its staff?

- Yes
- No

29. Is the staff provided with regular training and refresher training to ensure that their skills are up-to-date?

- Yes
- No

30. Are employees protected by law from recrimination or other negative consequences when reporting corruption (i.e. whistle-blowing)?

- Yes
- No

31. Does your agency have a communication strategy?

- Yes
- No

32. Does your agency have a comprehensive corporate plan?

- Yes
- No

33. Is there a strategy in formulating partnership with outside agencies in fighting corruption?

- Yes
- No

34. Is there strategy in dealing with media?

- Yes
- No

Resource Mobilization

35. Does your agency have budgetary autonomy?

- Yes
- No

36. What is the annual budget of your agency?

MDL 51 mln

37. Is the annual budget determined by (Please choose the answer/s that best fits your agency)

<input checked="" type="checkbox"/>	Number of staff
<input type="checkbox"/>	Number of investigations

<input checked="" type="checkbox"/>	Budget is constitutionally mandated
<input type="checkbox"/>	Other, please specify

38. How much does it roughly cost to (please enter the dollar amount per stated activity)

\$	File a case	\$	Manage a paper case	\$	Analyze a case
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39. Any Donor Involvement?

Yes No

40. Does your agency use a computerized system to handle cases?

Yes No

Social Environment

41. Does your agency offer a mechanism for citizens to report anonymously complaints or offer information on corrupt activities?

Yes No

42. Does your agency or government provide a hotline to report corruption?

Yes No

43. Does your agency produce regular public reports of its activities?

Yes No