

Survey on the effectiveness of Anticorruption Authorities

Background Information

1. Please enter country name in the space below

ROMANIA

2. The name of the agency

The National Anticorruption Directorate (DNA) within the Prosecutor's Office attached to the High Court of Cassation and Justice of Romania

3. The date of establishment

01 September 2002

4. Contact Information

Stirbei Voda 79-81, 1st District, Bucharest
Phone: +40213121497, Fax: +40213125144, email: anticoruptie@pna.ro

5. Webpage

www.pna.ro

Legal Environment

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

Government Emergency Ordinance no. 43 from 2002 regarding DNA .
Law no. 78 from 2000 on preventing, identifying and sanctioning corruption offences,
Romanian Criminal Code, Law no. 144 from 2007 on the establishment, organization and functioning of the National Integrity Agency

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

Romanian Government has a single anticorruption strategy adopted through the Government Decision no. 609 from 2008 which provides action plans for the vulnerable sectors to corruption and local public administration.

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:

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

500

15. Number of prosecutors (if applicable)

145

16. Number of investigators (if applicable)

170

17. Number of cases handled annually (if applicable)

4866 in 2009

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

The only Romanian authority which investigates and prosecutes high and medium level corruption offences is DNA. The other corruption offences are investigated by the prosecutors offices attached to first instance courts and tribunals.

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 Chief Prosecutor of DNA is proposed by the Minister of Justice and appointed by the President of the Republic, after the Superior Council of Magistracy gives its opinion on this matter.

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

The Chief Prosecutor of DNA can be removed by the President of the Republic, at the proposal of the Minister of Justice, after the Superior Council of Magistracy gives its opinion on this matter.

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

- Yes No

If Yes, Please specify: 3 years with the possibility of being reappointed once

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: Number of convictions ruled by the courts

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?

24 million USD in 2010

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

<input type="radio"/>	Number of staff
<input type="radio"/>	Number of investigations
<input type="radio"/>	Budget is constitutionally mandated
<input checked="" type="radio"/>	Other, please specify: by negotiation with the Ministry of Finance, based on substantiated requests

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