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Delegations will find attached the declassified version of the above document.

The text of this document is identical to the previous version.

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THE EUROPEAN UNION**

**Brussels, 22 November 2005**

**14776/05**

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**NOTE**

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From: Secretariat  
To: Political and Security Committee  
Third States contributing to EUPM

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Subject : EU Police Mission in Bosnia and Herzegovina Monthly Assessment report for the month of October 2005.

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Delegations will find the EUPM Monthly Assessment report for the month of October 2005.



**EUROPEAN UNION**  
**POLICE MISSION** Assessment Report 10/05  
October 2005  
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EUPM Headquarters

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## **EUSR on the Rule of Law in Bosnia and Herzegovina**

*The following actions were taken by the High Representative/European Union Special Representative (HR/EUSR) during October 2005, relating to the establishment of the rule of law (RoL) in Bosnia and Herzegovina (BiH):*

### **Developments**

- OHR continues its participation, with EUPM, in the RoL project management working group which was formed to establish the State Investigation and Protection Agency (SIPA) and which has now been expanded to address a wide variety of rule of law issues. This group has met weekly during October and discussed a variety of issues relating to the funding and the recruitment of personnel in SIPA, the State Border Service (SBS), Interpol, police reform and numerous other issues relating to the RoL in BiH.
- OHR and EUPM have continued to assist SIPA in reviewing its staffing needs and management structures with a view to maximising the Agency's efficiency. It is expected that the process will be completed in early November 2005. Proposed changes to the Book of Rules (BoR) on Internal Organization should see an increase in the financial investigative capability of SIPA, particularly strengthening the Financial Intelligence Department (FID) and the Criminal Investigation Department (CID).
- OHR reported success on negotiations with the Republika Srpska (RS) Ministry of Interior (MoI) on the Protocol for taking over facilities in the RS for the purpose of establishing new state-level Service for Alien Affairs for next year. Negotiations with the cantons of the Federation of BiH (FBiH) are ongoing.
- Following the adoption of the Agreement on Restructuring of Police Structures on 5 October 2005 in the RS National Assembly (RSNA) – confirming the RS' commitment to the three EC principles of police reform and outlining the implementation schedule - the document has been endorsed by both the Federation and BiH parliaments. Currently, preparations are under way for establishing the Directorate for Police Restructuring Implementation. The

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Directorate is designed as a working body for completing the overall implementation plan by 30 September 2006. After the plan has been adopted by executive bodies in BiH, it will be forwarded to the various parliaments for ratification.

- Following the decision of the entity and state-level parliaments to meet the three EC principles for police reform by means of adopting the Agreement on Restructuring of Police Structures, the European Commission has recommended the launch of Stabilisation and Association Agreement (SAA) negotiations with BiH by the end of this year. The HR/EUSR has expressed his satisfaction with the recommendation, having said that “the start of SAA negotiations will help put BiH irreversibly on course to effective statehood. From now on, BiH has a clear view of its future. The promise of the prosperity offered to each citizen that comes with association and eventual membership of the EU can be made a reality.”

***Decisions – Appointments***

- The High Representative, Paddy Ashdown, has appointed on 17 October 2005 prosecutors Peter Kidd and Philip King Alcock to the Special Department for War Crimes of the Prosecutor’s Office of Bosnia and Herzegovina. The term of appointments of Mr. Kidd and Mr. King Alcock shall be for two years, subject to reappointment.

***Decisions on sanctions, suspensions and removals***

- Noting that the SDS (Serb Democratic Party)-led government in Republika Srpska has made significant progress this year regarding ICTY cooperation, and pointing to measures undertaken by the SDS party to establish monitoring mechanisms to control the party’s funding, the High Representative decided on 28 October to partially lift the freeze on public funds being paid to the SDS, previously imposed.

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**Executive Assessment**

On 5 October, the RS National Assembly (RSNA), at a special session, adopted the Agreement on Restructuring the BiH Police Forces, thus removing one of the last obstacles for BiH to start EU SAA negotiations. The proposal, tabled by RS President Dragan Cavic, according to the European Commission, addressed the three principles set by the European Union: all competences over police legislation and budgetary matters will be transferred to the state level; no political interference in police work; and functional local police regions will be established based on technical criteria, with operational command remaining at the local level.

In subsequent days, the agreement was adopted by the Federation of BiH (FBiH) government and parliament and subsequently by the BiH Council of Ministers (CoM) and BiH Parliament. Meanwhile, the EUPM Police Restructuring Working Group (PRWG) has started working together with OHR on a concept paper for the structure of the Directorate for Implementation of Police Restructuring. The Agreement’s implementation is scheduled to take five years and would be

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conducted by the Directorate for Implementation of Police Restructuring, made up of professionals and experts from all levels of authority in BiH, to be established by the end of 2005.

Following the agreement on police reform by entity and BiH parliaments, the EUSR/HR announced that the last major roadblock preventing BiH from starting Stabilisation and Association talks had been removed. The European Commission recommended on 21 October that EU Member States open negotiations on a SAA with BiH.

In a swift and successful action conducted on 19 October, Federation of BiH Ministry of Interior officers arrested a Swedish and a Turkish citizen on suspicion that they were planning to commit a terrorist attack in BiH. A BiH citizen was also detained but was subsequently released after questioning. The EUSR/HR noted that the news of the arrests by the BiH authorities is evidence that BiH is a capable partner in the international fight against terrorism. The proper authorities in BiH are investigating this matter, and are co-ordinating with representatives of international security forces present in BiH. The investigation is ongoing and the two suspects remain in custody.

In early October, SIPA Director Sredoje Novic organized a meeting of all BiH law enforcement agencies (LEAs) to discuss the status of organized crime in BiH, the promotion of cooperation and the planning of activities. All participants agreed on the need for better procedures to exchange and store confidential information to prevent disclosure. Similar meetings will be held monthly on the first Tuesday, while the CID chiefs of these LEAs will meet seven days prior.

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**End of Mission / Follow on Mission Planning**

During October, the EUPM in Sarajevo was visited by a delegation from Brussels, led by the EU Director of DG IX, Pedro Serano de Haro, to discuss the closure of the Mission and strategies for a follow on. This was followed by the visit of a planning team from the EU Police Unit, led by Brigadier General Stefan Feller, to continue the detailed planning and preparations and facilitate the production of a detailed Concept of Operations document. During this visit, the delegation met with senior Mission management and chief advisors to inform them on the process and gather information.

In a letter of invitation dated 26 October 2005, the BiH Presidency invited the EU to deploy a refocused EU Police Mission in Bosnia and Herzegovina, whilst commending the current Mission for contributing to bringing police services in BiH closer to European standards.

The EUPM Liquidation Team met regularly during this period to further develop protocols for the closure of the Mission and the seamless transition into the follow on. Further work was carried out concerning the appropriate disposal of Mission assets and budgetary matters. Meetings were held with all chief advisors to discuss the importance of end of mission reporting and official requests were made for the supply of information on and analysis of, EUPM's work over the course of the mandate, for incorporation into the final reports. There is currently a significant amount of work being carried out across the EUPM to ensure that as much relevant information as possible is supplied before key personnel leave the Mission.

The EUPM Personnel Selection Committee has continued work in identifying suitably qualified and willing international police officers, recommended to undertake roles for an initial period of the follow on mission. Panel members examined line manager recommendations and draft plans for the

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follow on in order to identify a core of personnel to undertake roles over the transition period. This list has been submitted to the EU Police Unit for their consideration and onward circulation to contributing states. Planning has also been undertaken for the management of application and selection procedures for national staff to be recommended for the follow on mission.

## **Quality Control and Evaluation**

The Evaluation Teams continued their process of data collection in respect of the evaluation process. In total, 251 projects out of 352 at co-locations within the RS and the Federation of BiH have been evaluated. The process of evaluation of projects in the entities and Brcko District will be completed by 18 November. Three officers have been assigned full time to report writing, in order to compile the overall evaluation report for the EUPM programmes. The coming period will focus on SBS programmes.

The evaluation process is progressing well and has increased significantly with the input of additional staff into the unit. It is apparent that locations are becoming more focused on the requirements of the evaluation process and are presenting material for inspection more effectively.

## **General Overview of EUPM programmes**

As the ongoing programme and project evaluation and documentation process absorbs many of the (field) staff, progress in project implementation has slowed somewhat during the reporting period, with the focus at this time being the evaluation of projects.

### ***Programme 1: Crime Police and Criminal Justice***

The RS Ministry of Interior is still lagging behind other LEAs in relation to *Restructuring of Crime Departments Following a Common Model* as the RSNA has not yet produced a BoR, in spite of (verbal) commitments to do so. The SBS at HQ level has also not restructured in the prescribed manner and there are no indications this situation will change. EUPM will take up this matter with the SBS management. The project has been fully implemented in a number of cantons.

Implementation of the Fight against Human Trafficking (FIGHT) project is at an advanced level and most locations are ready for evaluation, but there are concerns over the sustainability of the project as there is still a lack of dedicated staff, with police officers trained to fight human trafficking being redeployed at short notice to other duties. EUPM continues to work with LEA managers to ensure staffing numbers, continuity and that the impetus of this vital and high-profile project is not diminished.

### ***Programme 2: Police Training and Education System***

Several training modules and packages are being delivered throughout the country, including *specialised training to enhance capability to fight organised crime*. This training does not yet feature on the RS list of officially launched projects, but verbal assurances have been given that the project is being implemented. Project Implementation Board (PIBO) meeting minutes have corroborated this. SIPA continues its efforts to identify officers to attend this training whilst in the meantime, the Federation of BiH Police Academy has indicated it can assist in training SIPA officers.

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SIPA staff has undergone training on tackling the trafficking of human beings, as have 30 officers from the Federation of BiH MoI and the cantons. In the RS, the Director of Police (DoP) has given his verbal undertaking to the PIBO to adopt this Project.

***Programme 3: Internal Affairs***

A Programme 3 Working Group meeting was called during the reporting period to discuss legal and organisational obstacles to project implementation. The participants concluded that the Chiefs of Internal Control Units (ICU) and Chairpersons of Public Complaints Bureaux (PCB) should be invited to the next meeting, scheduled for November, in order to exchange views.

The *Implementation of Public Complaints Bureaux* project has been successfully evaluated in most locations and a concept paper on the establishment of a PCB for state-level agencies within the Ministry of Security (MoS) was finalised and has been sent to the Chief Advisor to the MoS for evaluation.

***Programme 4: Police Administration***

Staffing and career-related projects such as *Establishing a Model of Advancement within LEA's in Order to Increase Motivation* continue to be discussed in the Mission, as well as by the local police and their Unions, especially in light of the anticipated police reform. Consultations with the unions continue in an effort to establish their future roles and responsibilities in relation to this project.

Further details on negotiation with police trades unions can be found below, under *Police Restructuring*.

***Programme 5: Public Order and Security***

Almost all Support Units across BiH have attained a high level of competence. The police forces in BiH have also put in place the necessary mechanisms to plan for major public events and a positive development is that all relevant commanders (Traffic, Uniform, CID, etc.) are involved in the process and there is a definite move towards consultation with other public bodies.

The implementation of a community policing mechanism is well advanced in most locations. EUPM, in co-operation with the BiH LEAs has also published a "Charter of Public Information," that describes the role of the police in a modern democratic society and informs citizens of their rights and duties vis-à-vis the police, along with which mechanisms they have at their disposal to hold the police accountable. The campaign was funded by the Norwegian government.

The charter is a component of a broader community policing programme, jointly implemented by EUPM and local partners across BiH. Its overall objectives are to improve the relationship between the police and communities, to increase the level of transparency of police activity and to ensure a climate of personal and public safety. The Charter can be found in foyer areas of all police stations across the country and can be downloaded from the EUPM website.

The 'Community Policing and Community Safety' initiative that has been running in PSS Prijedor was complimentary to the project and proved to be particularly useful. Therefore, a final presentation on the achievements and lessons learned will be made to senior RS police managers and it is anticipated that the initiative will be used in the RS as an example of good practice.

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The Federation of BiH is pursuing a similar initiative as they too strive to put forward examples of good practice. They have sought to broaden the community policing project (with co-operation from the MoS) by organising a seminar to be held in the near future, presented by established experts in this field from the Republic of Croatia, to promote a common and unified understanding of the community policing rationale for all of BiH.

## **State-Level Agencies**

### ***Ministry of Security (MoS)***

On 11 October, Deputy Minister of Security Dragan Mektic met with representatives of the entity and cantonal MoIs and with stakeholders in the international community (IC) to discuss the transfer of staff and handover of equipment and office space to the state-level Immigration Service. In the days following, the Deputy Minister – with the support of the OHR - exerted some influence over the RS before its representatives agreed in principle on the text of the protocol. The RS still has to sign the document however. A number of Croat-dominated cantons are still reluctant to agree to the protocol. The Minister of Security, Barisa Colak, has indicated to the OHR that this issue will be solved but he has not indicated a time frame.

A single database on migrations and asylum (the Migration Information System), funded under the EU CARDS programme and developed by BiH experts, was presented in Sarajevo. The database, administrated by the Citizens Information Protection System (CIPS), will give BiH an efficient system to control and monitor the entry and stay of foreigners in the country. Forty-three diplomatic-consular offices, the State Border Service and alien-inspectors offices are now linked to a single system that is currently being tested. The system will be operational by the end of 2005.

Following a four-day MoS workshop, which ended without an action plan for the Integrated Border Management (IBM) Strategy implementation, the IBM Working Group (WG) met again, with the IC invited to observe the proceedings. Unfortunately, most of the participants have yet to be fully 'authorised' by the BiH CoM, although in the meantime they meet as an informal group. In future, the WG will meet once or twice a month in order to speed up the process. The deadline for modifying the Strategy is the end of 2005, when another workshop will be planned.<sup>1</sup>

OHR, upon the request of EUPM LEGADS, has removed the MoS-proposed BoR on ranks for state-level LEAs from the agenda of CoM, after careful examination of the text, stating that it is contrary to the BiH Law on Police Officials (LOPO). The BoR was different from the version worked out earlier during close cooperation between OHR, EUPM and the respective local authorities. Particularly problematic was the article prescribing that, for the allocation of ranks, "work experience of police officials gained outside police bodies with the same education degree shall be added to the work experience gained within police authority". This would have allowed some former high ranking police officials, who do not possess proper expert qualifications and necessary police experience, to obtain high police rank. OHR and EUPM legal teams have since redrafted this proposal for the BoR in accordance with LOPO, to make it clear that only police experience should be considered for the attribution of ranks, although the MoS does not currently accept this redraft.

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<sup>1</sup> (The IBM adopted strategy was a feasibility study requirement. SBS is one of many members involved in the strategy and its implementation.)



***State Border Service (SBS)***

The appointment of Vinko Dumancic as the new SBS Director has already generated positive changes in the workings of SBS. There now exists the capacity for swift decisions to be taken, using the PIBO mechanism.

A committee, made up of two SBS officers and a representative of the MoS, has been appointed to review the personal files of each SBS officer. This staffing review is a result of the shooting of an SBS officer by his colleague at the Metaljka border crossing in August 2005, following which questions were raised concerning the offending officer's mental health. Although the committee will look at all documents in these files, particular attention will be given to medical records, as the law prescribes that every SBS officer must undergo medical tests before being employed.

The EUPM Head of Mission (HoM), Kevin Carty, visited the SBS Headquarters in Lukavica to meet the new Director and his deputy, Vahid Alagic, on 3 October. The HoM stressed the need to strengthen cooperation with all the other LEAs in BiH and with the border services of neighbouring countries. Prior to the meeting, the HoM discussed progress in the agency with EUPM co-locators and garnered their opinion on SBS issues that would need to be addressed in a follow-on mission.

In light of the discovery of avian flu cases in neighbouring Croatia, the BiH authorities have taken several measures at border crossings with Croatia. Vehicles and persons crossing the border are obliged to undergo disinfection, at their own expense, before they are allowed into the country. The disinfection measures are undertaken by the BiH veterinarian office, with the assistance of SBS officers.

***State Investigation and Protection Agency (SIPA)***

SIPA continues to make good progress in the implementation of its projects. Out of 38, 2 projects have been completed and a further 16 are between 50% and 75% complete.

The last 3 SIPA projects drafted (*Under-Cover Officers, Mobile and Technical Surveillance, and Operation Centres*) will be presented to the PIBO during the next reporting period and it is expected that the PIBO will recommend to forward these project proposals to the BiH Police Steering Board (PSB) for final approval.

In early October, SIPA Director Sredoje Novic organized a meeting between the heads of different police agencies to discuss the status of organized crime in BiH, the promotion of cooperation and arrangements for concrete activities in the forthcoming period. Participants were SIPA, SBS, the entity DoPs, the Brcko District (BD) chief of police, the SIPA Head of Criminal Investigation Department (CID), the Deputy Director of the state-level intelligence agency (OSA), the SIPA and RS MoI spokespersons, and EUPM.

All participants agreed on the need for better procedures to exchange and store confidential information to prevent disclosure. They also agreed to approach EUFOR, EUPM and OHR with a request for all information these agencies have on organized crime. Similar meetings will be held on the first Tuesday of every month, while the CID chiefs of these LEAs will meet seven days prior.

Furthermore, SIPA and the BiH Prosecutors Office signed two documents (Guidance on Professional Basis for Cooperation between SIPA and BiH Prosecutors in Identifying and Criminal

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Pursuing of Crime Perpetrators and an MoU on Cooperation in the Criminal Investigations against Serious Violations of International Humanitarian Law), to improve their cooperation. The general assessment is that the cooperation between SIPA and the BiH Prosecutor's Office is satisfactory but can be improved. The State Prosecutor will locate two prosecutors within SIPA so that daily contact is ensured. Additionally, SIPA will nominate two investigators to work with the State Prosecutor's Office to examine the Srebrenica Working Group Report (see *Political Analysis* below).

The recently adopted Law on the Protection of Secret Data prescribes that SIPA will perform basic security checks on police officers, civil servants, and other employees working in LEAs. The SIPA Internal Control Department has studied the implications of these additional tasks and competencies and a BoR will be drafted. As *security checks and vetting* is a SIPA project, the drafting of the BoR will be monitored by EUPM.

Officers from the Police Service of Northern Ireland provided a two-week intelligence training programme for SIPA officers, to share good practice in this area. During the same period, the French national Financial Investigation Department held a four-day seminar for officers of SIPA, SBS, and MoS, as well as for other LEAs from throughout BiH. The seminar presented case studies on investigations on organised crime and money laundering conducted in France, with a view to further enhancing SIPA's performance in this critical area of activity.

SIPA has conducted interviews for all three recruitment levels and the candidates for level 1 positions have been nominated. There were appeals from officers that were not interviewed, but the appeals have been rejected. The nomination process for the level 2 posts is still ongoing and one appeal for a level 3 position has been referred to the SIPA Director. EUPM personnel have been closely involved in the recruitment process in an advisory and monitoring capacity.

### *Interpol*

On 7 October 2005, Interpol Sarajevo received an order from the Court of Bosnia and Herzegovina to issue an international arrest warrant for Ante Jelavic, a former member of the BiH collective presidency and former HDZ (Croat Democratic Union) leader, who had failed to present himself to the court on 6 October, as required, without explanation. The BiH Court further convicted Jelavic of fraud and abuse of office, sentencing him to ten years' imprisonment. Interpol Sarajevo immediately issued an international diffusion warrant to all member countries and the Interpol General Secretariat in Lyon.

On October 7, Interpol Zagreb stated that Jelavic, as a Croatian citizen, cannot be extradited from Croatia without any further information about the wanted person's whereabouts. Unconfirmed reports state that Jelavic may be hiding in Croatia. Interpol Zagreb, in response to Interpol Sarajevo's warrant, informed that Croatian police authorities had checked possible residences of Jelavic in Split, with negative results. The state prosecutors of BiH and Croatia are in contact with a view to discussing further steps.

The South Eastern Cooperation Initiative (SECI) Regional Center operation "Safe Place", focusing on combating the smuggling and illegal possession of small arms and ammunition, that ran from 1 March until 31 August 2005 across twelve SECI centre member countries has now been assessed. Most BiH LEAs participated in the operation, and BiH achieved the best results of all the participating countries.

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The final report, produced by the BiH national coordinator, highlights large seizures. In addition, BiH citizens provided information on illegally possessed weapons left after the war or in some other way illegally obtained for personal security. Among the items confiscated were 2,622 firearms, large numbers of rockets, rocket launchers, mortars and rocket propelled grenades, over 7,000 grenades and shells and over 21,000 grams of explosives.

Moreover, the operation achieved significant results for LEAs in terms of the development of networks, strategies and capacity in combating serious criminality and terrorist activity. The SECI Regional Center forwarded a letter to the BiH Minister of Security praising the efforts made by all LEAs in this operation.

### **Police Restructuring**

On 5 October, the RSNA, at a special session, adopted the Agreement on Restructuring of Police Structures, thus removing one of the last obstacles for BiH to start the EU SAA negotiations. The proposal was supported by the SNSD, PDP, SDP, NHI, SBiH, as well as most of the SDS delegates and was adopted by a clear majority (55 for, 5 against, 15 abstentions).

The proposal, tabled by RS President Dragan Cavic, was supported by SNSD (Union of Independent Social Democrats) leader Milorad Dodik. The proposal followed the Council decision, a few days earlier, to start accession negotiations with Croatia and Turkey, as well as to open SAA talks with Serbia and Montenegro. This had left BiH as the only country in South East Europe without a contractual relationship with the EU. Both politicians therefore took the initiative, spurred by the momentum generated by these developments.

According to the proposal, all competences over police legislation and budgetary matters will be transferred to the state level, there will be no political interference in police work, and functional local police regions will be established based on technical criteria, while operative command will remain at the local level. The Agreement's implementation is projected to take five years and will be conducted by the Directorate for Implementation of Police Restructuring, made up of professionals and experts from all levels of authority in BiH, to be established by the end of 2005.

According to the European Commission, the proposal addressed the three principles set by the European Union. In subsequent days, the agreement was adopted by the Federation of BiH government and parliament and subsequently by the BiH CoM and BiH Parliament. Meanwhile, the EUPM PRWG has started work together with OHR on a concept paper for the structure of the Directorate for Implementation of Police Restructuring.

On 20 October, PRWG met with representatives of local police trades unions (the President of the Federation of BiH Police Unions and the President of the RS Police Union) to hear their concerns over union representation on the Directorate. In particular, they desire a direct input in relation to formulating a 'social package' for officers who will be made redundant as part of the restructuring. EUPM informed them that they would work with OHR on ways to integrate police unions into the work of the Directorate, but that there should only be one member to represent all the police unions in BiH. Also discussed were issues surrounding the ranking system in any future BiH police structure, as proposed by the Directorate.

On 29-30 October, the PRWG attended a conference hosted by the Police Unions of BiH, attended by union representatives from all cantons and entities, with Peter Isben, 1<sup>st</sup> Vice President of the

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European Confederation of Police (EUROPOP) as the keynote speaker. EUPM voiced its continued recognition of the importance of working closely with the unions during the restructuring process and that one strong police union was the best way to be taken seriously by the government. Approximately two thirds of the 30 representatives supported a unified union. The unions were informed of the formation of the Directorate and the subsequent time lines. There was also a decision reached by the union delegates to write a letter to EUROPOP requesting that the unions in BiH be adopted as associate members.

## **Legal Analysis**

On 25 October, the European Commission for Democracy through Law (the 'Venice Commission') rendered its opinion on a possible solution to the issue of decertification of police officers in BiH. The Venice Commission concludes that IPTF, while implementing the vetting procedure of local police officers, failed to provide the relevant police officers with a public, adversarial, impartial and independent examination of their rights. The review mechanism (i.e. appeal procedure) appeared to be abortive for the larger part. The Venice Commission therefore considers that it is appropriate that the United Nations carries out a review process of the decisions that deny certification and that have been challenged before domestic authorities after the end of 2002. This is in harmony with the findings and observations of the EUPM and the OHR, which were brought to the attention of the UN on several occasions by the HR in 2003 and 2004. Domestic politicians and representatives of the de-certified officers have started to comment publicly on the implications of these conclusions.

EUPM and OHR have directed that the correct law and procedure must be followed in retirement procedures. This follows EUPM's attention being drawn to Canton 6 (Travnik), where deliberate attempts were made to pay off the 40 years' service pension fund contributions of some officers, including the commissioner of that canton, and to retire them afterwards, which amounts to a release of these officers in a most irregular manner. According to applicable legislation, a police officer can retire after contributing the equivalent of 40 years to the pension fund. Since officers get 16 months credited for every 12 months worked, they may retire with 30 years of effective service, in line with western standards. However, there is potential for abuse of the legislation, as in certain instances efforts are made shorten this period still further, in order to dispose of officers. EUPM and OHR have made it clear that this is not what that Law is for, and if the performance of officers is inadequate, there are specific procedures in place to deal with them appropriately.

Within the "Egmont Group", the SIPA FID signed on 27 October, its fourth MoU related to the exchange of financial intelligence on money laundering. The MoU was signed with the Office for Money Laundering Prevention of Slovenia, following similar MoUs signed with Croatia, Serbia and Montenegro and FYROM. EUPM advised on this MoU.

The Minister of Security, Barisa Colak and the Romanian Minister of Administration and Interior, Vasile Blaga, concluded a bilateral agreement on readmission. This agreement will help combat illegal migration and allow the reciprocal readmission of illegal immigrants.

The SIPA CID Crime Intelligence Section submitted a second comprehensive draft of the Confidential Instruction on Informant Handling, based on the Principles on Informant Handling worked out by EUPM, for the SIPA Director's signature. The second draft is an impressive result reflecting the joint efforts of the representative of the Crime Intelligence Section and EUPM and is an example of local ownership in drafting important administrative regulations.

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During October, EUPM examined a number of concerns from cantonal police administrations concerning the employment relations of police officials in the cantons. Several cantons are introducing laws regulating the employment status of police officers, similar to the existing FBiH Law. EUPM aims to make this process a smooth and coordinated one. While two different laws were subsequently passed to regulate the status of civil servants and that of auxiliary and technical staff within MoIs, there is still uncertainty over which Law is currently applicable to authorized officials. After the introduction of the cantonal LoPOs, this ambiguity will be resolved.

Several police administrations have recently requested changes to BoRs to increase the number of authorized officials, which would increase staffing levels beyond those agreed upon with IPTF. This is most notable in Canton 9 (Sarajevo), where the commissioner wants a 10% increase. Whilst this certainly goes against the overall requirement to downsize LEAs, there is also concern that, through abuse of existing legislation, this tendency is aimed at providing certain groups with jobs. EUPM has provided guidance and interpretation of the law, in order to prevent abuse. Additionally, the joint EUPM-OHR instructions from 2003, prohibiting amendments to certain BoRs, remain in force.

**Press and Public Information Department (PPID)**

The 5 October saw the successful launch of the television Programme *Nerijesen Slucaj* (Unsolved Case). The programme is a major step towards co-operation, using television as a medium, between the police and the public in solving crime. The first episode, broadcast live on national television, was the culmination of several months of planning and a country wide public information campaign. The show, which will air once a month, is produced by BH TV 1 with funding from the United Kingdom government. The programme builds on the SIPA *Krimolovci* (crime hotline) project, which encourages the public to support local police by passing on information.

At the same time, EUPM organized and hosted a visit by correspondents from 14 leading international newspapers and radio stations to promote the work and achievements of the EUPM as it approaches the end of its mandate. During their visit, the journalists were briefed by the HoM and senior staff on the mandate and met with representatives of SIPA and other local law enforcement professionals. A field trip to the State Border Service in Bijeljina, was arranged, where the media were briefed on the cooperation between the police and the NGO Lara in the fight against the trafficking of women. The visit resulted in prominent and positive reports on the work of EUPM, on the launch of *Nerijesen Slucaj* and on the benefits of police reform.

**Political Analysis and coordination with the EU-IC**

Following the vote in favour of the EC-approved agreement on police reform by entity and BiH parliaments (see *Police Restructuring*), OHR announced that the last major roadblock preventing BiH from starting Stabilisation and Association talks had been crossed (aside from the ongoing passage of public broadcasting reform). This progress and the course ahead was reaffirmed by senior EU and NATO officials to the Chairman of the CoM, Adnan Terzic, during his 18-19 October visit to Brussels. Following these talks, the European Commission recommended, on 21 October, that EU Member States open negotiations on a SAA with BiH. OHR noted that start of SAA negotiations will mark a decisive shift from post-war stabilisation to transition towards effective statehood, with the start of the phasing out of the use of the 'Bonn Powers' and the OHR as a whole, when the SAA process is underway.

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The Srebrenica Working Group (SWG) report on the implementation of conclusions from the Srebrenica Commission Final Report was signed on 4 October, thus ending over nine months of efforts to establish the names of those in the RS police/military that were involved, or actively participated, in the events around Srebrenica in July 1995. The EUPM-monitored SWG also checked those names against the lists of employees of BiH and entity LEAs and institutions. OHR announced that the SWG and the RS government had met the requirements laid out and that the government had taken its obligations seriously to make available information in their possession about the crimes that took place around Srebrenica. The report and its lists were sent to the Prosecutor's Office for further investigation.

On 28 October, OHR announced that the SDS-led RS government has made significant progress this year regarding ICTY cooperation. Pointing to measures undertaken by the SDS to establish monitoring mechanisms to control the party's funding, the HR decided to lift partially the OHR freeze on public funds being paid to the SDS, applicable from 1 October 2005. The HR said, "There has been a welcome sea change in RS cooperation with the ICTY. After nine years of failing to transfer a single war criminal to The Hague, the RS has in the last ten months either transferred or assisted in the transfer of 11 individuals ... to The Hague ... The SDS has begun to meet its obligations ... and its finances are it seems back within the limits of the law." However, money collected between January and September (approx half a million KM), will only be released to the SDS if Radovan Karadzic is transferred to the ICTY by the end of the year. If not, the funds will be re-allocated to support other BiH justice structures, such as SIPA, the War Crimes Chamber, etc. The party's funds will also be subject to future spot checks.

On 5 October, following an earlier EUPM presentation to the RS MoI, the RS DoP announced the establishment of a Citizens' Forum in Doboj. Public Security Centre (PSC) Doboj assumed the leading role and through contacts with the local communities and the municipal administration, on 21 October held the inauguration session of the Forum. Beside representatives of the local communities of Doboj (5 Bosniacs and 2 Croats), the Mayor of Doboj, the leadership of PSC Doboj, the RS DoP spokesperson, as well as representatives of other international organisations, attended.

In the Federation of BiH, the Decree on Ranks, one of the most contentious by-laws for the FBiH MoI, was adopted by the FBiH Government on 21 October. As the proposals coming from DoP and the Minister of Interior contained some major differences, OHR and EUPM had to step in and mediate in creating a draft that would be acceptable to both. In that light, a meeting was held with Prime Minister Ahmet Hadzipasic to negotiate with the Government the best possible solution and resolve certain substantial issues.

**EU/IC Coordination**

The EUSR/OHR-led Crime Strategy Working Group has been successfully established. The Working Group is part of the '7 Principles' agreed to between the EUSR, EUPM and EUFOR on 8 September 2005, which set out a concept for increased cooperation between the three organisations. Its primary task is strategic planning in the fight against organized crime. The WG has established a Task Force Sub Committee that is dealing with a Joint Plan of Action, taking into account the BiH Plan of Action. The two Plans of Action have to be compatible

Although increased cooperation in the fight against Major and Organised Crime (MOC) is one of the key priorities of EUFOR, EUFOR Commander David Leakey has re-emphasized that, according

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to the '7 Principles', EUPM would take the lead in the coordination of the policing aspects of the European Security and Defence Policy (ESDP) in BiH.

On the same issue, EUFOR is also increasingly focusing on cooperation with local LEAs. The aim is to prepare the LEAs to take part pro-actively in the planning and carrying out of specific operations in the fight against MOC. Over the following three months, joint operations with SBS will be conducted across BiH, involving all EUFOR Task Forces. Reports and after-action-reviews received from EUFOR HQ and units indicate that it is stepping back from the absolute lead role in joint EUFOR-local police operations. This reflects the development of a new role for EUFOR, providing support to the local LEAs and, by doing so, focusing on enhancing local capacity in the fight against organized crime. The aim is to develop a common (EUFOR and LEA) plan for future operations against organized crime, with the LEA taking the initiative, supported by EUPM.

On 18 October, EUFOR MNTF (SE) organized a one-day meeting with the local police on organized crime and mutual cooperation in this field, which EUPM also attended.

The meeting agreed that local LEAs should address EUFOR for additional support in order to conduct specific operations. However, there will be room for future improvement and changes, as EUFOR representatives did not emphasize local ownership as a priority concerning the planning and conduct of operations.

On 13 October 2005, the Head of the EU Customs and Fiscal Assistance Office (CAFAO), Colin Fawltter, updated the Security Awareness Working Group on the introduction of a 17% VAT in BiH. Whereas the VAT will be officially introduced by 1 January 2006, the general estimation is that it will not be effective prior to 10 February 2006. Many politicians and citizens have claimed that the prices of products would increase significantly, especially affecting those who are already around the poverty line. However, according to CAFAO, there are no signs of rising social tensions yet because of this reform and specific social programs and projects, aimed at helping the most vulnerable groups of the population, will be introduced and funded through the VAT system.

**END of REPORT**

**Abbreviations**

<b>BiH</b>	Bosnia and Herzegovina
<b>BCP</b>	Border Crossing Point
<b>BDP</b>	Brcko District Police
<b>BoR</b>	Book of Rules
<b>CAFAO</b>	Customs and Fiscal Assistance Office
<b>CARDS</b>	Community Assistance for Reconstruction, Development and Stabilisation
<b>CAU</b>	Criminal Advisory Unit
<b>CID</b>	Criminal Investigation Department
<b>CIO</b>	Central Investigations Office
<b>CIPRU</b>	Criminal Institutions and Prosecutorial Reform Unit
<b>CIPS</b>	Citizens Information Protection System
<b>COMSFOR</b>	Commander SFOR
<b>COP</b>	Chief of Police
<b>CPA</b>	Civil Protection Agencies
<b>CPC</b>	Criminal Procedure Code
<b>CPO</b>	Career Policy Office
<b>DfID</b>	Department for International Development
<b>DHoM</b>	Deputy Police Head of Mission
<b>EC</b>	European Commission
<b>EUSR</b>	European Union Special Representative
<b>EUPM</b>	European Union Police Mission
<b>FBiH</b>	Federation of Bosnia Herzegovina
<b>FCA</b>	Federation Customs Administration
<b>FIGHT</b>	Fight against Human Trafficking
<b>FMoI</b>	Federation Ministry of Interior
<b>FOSS</b>	Federalna Obavjestajno Sigurnosna Sluzba (Federation Intelligence Security)
<b>FYRoM</b>	Former Yugoslavia Republic of Macedonia
<b>GFAP</b>	General Framework Agreement for Peace
<b>HDZ</b>	Hrvatska Demokratska Zajednica (Croat Democratic Union)
<b>HJPC</b>	High Judicial and Prosecutorial Council
<b>IC</b>	International Community
<b>ICAO</b>	International Civil Aviation Organisation
<b>ICITAP</b>	International Criminal Investigation Training Assistance Programme
<b>ICPO</b>	International Criminal Police Organisation
<b>ICTY</b>	International Criminal Tribunal for Yugoslavia
<b>ICU</b>	Internal Control Unit
<b>IJC</b>	Independent Judicial Council
<b>IOM</b>	International Organisation for Migration
<b>IPTF</b>	International Police Task Force
<b>IRIS</b>	International Relations-Interpol Sarajevo
<b>ISRB</b>	Independent Selection and Review Board
<b>IT</b>	Information Technology
<b>KM</b>	Convertible Mark
<b>LEA</b>	Law Enforcement Agency



<b>LEGAD</b>	Legal Advisers Department
<b>LNO</b>	Liaison Officer (Department)
<b>LPR</b>	local police Registry
<b>MAR</b>	Monthly Assessment Report
<b>MHQ</b>	Main Headquarters
<b>MOC</b>	Major and Organised Crime
<b>MoCAC</b>	Ministry of Civil Affairs and Communication
<b>MoI</b>	Ministry of Interior
<b>MoJ</b>	Ministry of Justice
<b>MoS</b>	Ministry of Security
<b>NCBs</b>	National Central Bureaus
<b>NGO</b>	Non-governmental organisation
<b>OG</b>	Official Gazette
<b>OHCHR</b>	Office of the High Commissioner for Human Rights
<b>OHR</b>	Office of the High Representative
<b>OPS</b>	Operations Department
<b>OSCE</b>	Organisation for Security and Cooperation in Europe
<b>PA</b>	Police Administration
<b>PAP</b>	Programme Action Plan
<b>PC</b>	Police Commissioner
<b>PCB</b>	Public Complaints Bureau
<b>PDD</b>	Planning and Development Department
<b>HoM</b>	Police Head of Mission
<b>PIC</b>	Peace Implementation Council
<b>PIP</b>	Project Implementation Plan
<b>POLAD</b>	Political Advisers Department
<b>PPIO</b>	Press and Public Information Office
<b>PSC</b>	Public Security Centre
<b>PSU</b>	Professional Standards Unit
<b>RC</b>	Republic of Croatia
<b>RoL</b>	Rule of Law
<b>RS</b>	Republika Srpska
<b>RSCA</b>	Republika Srpska Customs Administration
<b>RS MoI</b>	Republika Srpska Ministry of Interior
<b>RSNA</b>	Republika Srpska National Assembly
<b>SAO</b>	Strategic Analysis Office
<b>SB</b>	Steering Board
<b>SBS</b>	State Border Service
<b>SBSU</b>	State Border Service Unit
<b>SDHR</b>	Senior Deputy High Representative
<b>SECI</b>	South Eastern Cooperation Initiative
<b>SFOR</b>	Stabilisation Forces
<b>SIDA</b>	Swedish International Development Agency
<b>SIP</b>	Strategic Implementation Plan
<b>SIPA</b>	State Investigation and Protection Agency
<b>STT</b>	Short Term Targets
<b>ToR</b>	Terms of Reference
<b>UNDCP</b>	United Nations International Drug Control Programme


























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<b>UNHCR</b>	United Nations High Commissioner for Refugees
<b>UNICEF</b>	United Nations Children's Fund
<b>UNLO</b>	United Nations Liaison Office
<b>UNMIBH</b>	United Nations Mission in Bosnia and Herzegovina
<b>UNODC</b>	UN Office on Drugs and Crime
<b>UNSC</b>	United Nations Security Council
<b>USAID</b>	United States Agency for International Development
<b>VIP</b>	Very Important Person
<b>WCU</b>	War Crimes Unit
<b>WG</b>	Working Group

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**WEEKLY ESTABLISHMENT OF EUPM PERSONNEL BY  
COUNTRIES - MEMBER STATES**

18-Nov-05		Current EUPM Establishment				EUPM Current total
COUNTRY		Police officers		International Civilians		
		Contracted	Seconded	Seconded	Contracted	
	Austria		5		2	7
	Belgium		3		2	5
	Cyprus		6			6
	Czech Republic		6			6
	Denmark		11			11
	Estonia		2			2
	Finland		6	3	2	11
	France		57		1	58
	Germany		53	1	4	58
	Greece		9			9
	Hungary		5			5
	Ireland	1			5	9
	Italy		13		6	19
	Latvia		4			4
	Lithuania		2			2
	Luxemburg		2			2
	Malta		2			2
	Netherlands		29	1	1	31
	Poland		11			11
	Portugal		7		1	8
	Slovakia		6			6
	Slovenia		3			3
	Spain		15		5	20
	Sweden		12			12
	United Kingdom		44	5	3	52
	Sub-total	1	316	10	32	359

**WEEKLY ESTABLISHMENT OF EUPM PERSONNEL BY  
 COUNTRIES - THIRD STATES**

18-Nov-05		Current EUPM Establishment			
COUNTRY		Police officers	International Civilians		EUPM Current total
			Seconded	Contracted	
	Bulgaria	3		2	5
	Canada	7			7
	Iceland	1			1
	Norway	6	2		8
	Romania	9			9
	Russia	2			2
	Switzerland	4			4
	Turkey	9		3	12
	Ukraine	4		1	5
Sub-total		45	2	6	53
TOTALS:		362	12	38	412
			50		