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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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## **NOTE**

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

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Subject : European Union Police Mission in Bosnia and Herzegovina Weekly report 45/08

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Delegations will find attached the EUPM Weekly Assessment report for the period of 10 November to 17 November 2008.

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# RESTREINT UE



## EUROPEAN UNION POLICE MISSION

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Weekly Mission Report 45/08

19 November 2008

### Executive Summary

EUPM advise Bijeljina police on a public awareness campaign against burglaries of private residences. On 16 November a resident of Bijeljina reported to police that an explosive device planted under his vehicle detonated. An international operation, named 'Proteus', aimed at combating drug trafficking will take place between 13 and 19 November. EUPM participated in the 7<sup>th</sup> session of the Working Group on Amendments and Changes to the Law on SIPA on 11 November 2008. EUPM has assessed proposed amendments for Canton 8 Law on Police Officials (CLOPO). The final draft has been prepared by the Brcko District Police working group on 18 September, 2008, following an EUPM meeting with the Chief of Police. On 12 November EUPM met with representatives of EU CARDS and ICTAP to discuss the current status of the implementation of the Criminal Analysis Network (CAN) system. On 14 November DHoM and other EUPM representatives participated in the opening ceremony of the Forensic and Support Centre - Crime Technology Department in Vraca Police Academy.

# RESTREINT UE

## Significant Mission Activities

### Support to the Fight Against Major and Organised Crime

**EUPM advise Bijeljina police on campaign against burglaries** - An increase in the number of burglaries in Bijeljina area between 7 and 13 November has prompted EUPM and local police to develop a crime prevention strategy advising citizens on how to protect their property. Since the beginning of the year the area has experienced a rise in the number of burglaries of residential properties. In addition to the advice on the best European practice, EUPM proposed a public awareness campaign which will commence in late November or early December. Following EUPM advice the local police will organize information desks at major shopping centres, particularly during weekends when, in addition to the dissemination of information, leaflets and booklets will be distributed. In the scope of the campaign, local police will also provide guidance on proper storage of the weapons and also review current weapon licences in order to acquire updated information.

**Explosion in Bijeljina** - On 16 November a resident of Bijeljina reported to police that an explosive device planted under his vehicle detonated. Nobody was injured but the vehicle and surrounding buildings sustained material damage. PSC CID Bijeljina conducted the scene investigation. The victim is employed as a bouncer at the local discotheque which is known to be frequented by local criminals. There are allegations that the victim is also involved in criminal activities, possibly drug dealing. Although the victim is of Bosniak nationality, local police suspect that the motive for the incident is crime rather than ethnicity as portrayed in some of the media.

**Trebinje, Dubrovnik and Herceg Novi Chief of police meet** - On 12 November the newly appointed Chief of Police Administration Dubrovnik (Croatia) organized a meeting attended by Chief PSC Trebinje, Chief BP Capljina (Canton 7), Chief of Trebinje Border police and Chief of Police Administration Herceg Novi (Montenegro). The objective of the meeting was to discuss the security situation, improvement of cooperation between the police forces from neighbouring countries, better exchange and flow of information and also recent operations and results achieved. Although cooperation between PSC Trebinje and Montenegro police forces produced fruitful results in the past, there were certain impediments from the Croatian side. Therefore, it is believed that the

# RESTREINT UE

newly appointed Dubrovnik police Chief is assigned to rectify former shortcomings and increase collaboration. All participants agreed on the necessity to enhance the cross-border cooperation with the purpose of achieving better results when confronting criminal activities. EUPM welcomes such initiatives.

**Anti-narcotic operation** - An international operation, named 'Proteus', aimed at combating drug trafficking is taking place between 13 and 19 November. Operation 'Proteus' initiated by the Europe's Council for inter-customs cooperation is targeting transportation of drugs from Central and South-West Asia through Balkans, known as 'the Balkan route'. Assorted BiH Law Enforcement Agencies (LEAs) such as RS Public Security Centres (PSCs), Federation of BiH Cantonal police forces, Indirect Taxation Authority (ITA), and Border police are involved in the operation.

## Police Reform

**The 7<sup>th</sup> session of the State Investigation and Protection Agency (SIPA) working group** - EUPM participated in the 7<sup>th</sup> session of the Working Group on Amendments and Changes to the Law on SIPA on 11 November 2008. In line with the agreed agenda the working group members have reviewed the entire Law on SIPA and have considered proposals to introduce provisions on more specific tasks and duties of the Deputy Director as well as on the role of Deputy Director in case of the Director's inability to perform tasks and duties. EUPM will continue to actively participate in the process of drafting amendments and changes to the Law on SIPA in order to ensure that the EUPM model of SIPA, developed in cooperation with BiH SIPA, is fully implemented through the proposed amendments and changes.

**The Draft Law on Police Information System Requires Changes** - After revising the draft Law on Electronic Data Exchange of Police Bodies, EUPM has assessed that certain changes may be required in order to reflect the already-agreed concept that would be used as a basis for electronic data exchange among police bodies. In cooperation with EC CARDS, as well as other key players from the international community, EUPM will start revising the proposed provisions of the draft Law in order to create a legal basis for establishing a system at the level of BiH. This would

## RESTREINT UE

facilitate the electronic exchange of data contained in the police registries and would ensure that police registries are defined by the Law as well as the rules on how to access the data.

**Proposed Amendments for Canton 8 CLoPO assessed by EUPM** - On 24 October, 2008, EUPM received the proposed amendments to the Canton 8 CLoPO whereby the requirements for the position of Police Commissioner would be changed so as to allow candidates with the rank of “at least Independent Inspector” to be considered for the position of the commissioner. Consequently, general requirements for the position of commissioner from Article 59 - to have *inter alia* a rank of Chief Inspector and minimum 3 years of working experience in that rank - would be exempted from application only for this first appointment of Police Commissioner in accordance with the CLoPO. EUPM provided an assessment stating that it may consider advising the Ministry of Interior to open the selection process in order to see potential external candidates from other police bodies in BiH, and to overcome the problem of under qualified candidates with the required rank.

**Preparations for new meeting on Brcko District Law on Police (LoP) underway -**

The final draft has been prepared by the Brcko District Police working group on 18 September, 2008, following an EUPM meeting with the Chief of Police. In anticipation of the final meeting with the Chief of Police and Chair of the working group - planned for 18 November, 2008 - EUPM made a comprehensive chart of technical adjustments to the draft that will be presented during the meeting. EUPM proposes to adjust the Law to the distinctive features of Brcko District regarding the role of the Mayor in the process of selection and supervision of the Chief of Police. Given the important role of the Supervisor’s Office in Brcko District, OHR representatives will also attend the meeting and provide their advice.

**Initiative to amend the Federation MoI Decree on PCB** - On 10 November 2008 the FAoP sent a proposal to the Federation Minister of Interior (FMoI), Public Complaints Bureau (PCB), Professional Standards Unit (PSU) and EUPM to amend the Decree on PCB. Bearing in mind the fact that the existing Decree is not being harmonized with the FBiH Law on Police Officials (FLoPO), it is necessary to amend it within the shortest time period. This need is now more relevant with the passing of the amendments and changes to the FLoPO in mid November 2008 which, amongst other things, regulates much more precisely the disciplinary procedure for police

# RESTREINT UE

officials. The amended Decree should enable the PSU to function unimpeded in conducting internal investigations and initiating disciplinary procedures against POs.

## Police Accountability

**FBiH IB complies with the OHR request** - Based on two requests from the OHR (on 10 July and again on 13 October), the Federation Independent Board (IB) has, at its session held on 3 November 2008, issued the Decision on annulment of the Decision on initiating procedure for selection and appointment of FAoP Director (DoP) from 8 July 2008.

*Background: Federation Independent Board - On 8 July at the Federation Parliament a session of the Federation Independent Board (IB) was held. This session focused exclusively on the proposed decision to initiate the process for the selection and appointment of the Federation Director of Police (DoP), which was approved in a second round of voting by only one vote. EUPM monitored the session and assessed the Decision as against the present legislation and internal IB Rules of Procedure. The IB does not have the competency to start the process of selection of a new Director of Police, when the situation over the legality of the selection/appointment of the present DoP has still not been clarified by the competent FBiH authorities, namely the Federation Government and the Federation Parliament. OHR/EUSR agrees with the EUPM view on this issue and common actions are taken in order to communicate it to the FBiH authorities.*

The functioning of the IB and other mechanism of police accountability in the FMOI, like the Professional Standard Units and the Public Complaint Bureau are under question after this and other examples of misuse, political affiliation or overstep of mandates.

The Decision on annulment has also stated that the IB will restrain itself from any further official actions in relation to the issue until the FBiH Governmental institutions take a stand concerning the status of the DoP. The Decision was forwarded on 10 November to the Chairmen of the House of People (HoP) and House of Representatives (HoR), FBiH Prime Minister, FMOI minister, OHR and EUPM.

## Political/Legal

NTR

# RESTREINT UE

## Media

*NTR*

## Security:

*Full report sent as separately as Annex II*

The situation in the Mission remains stable.

## Potential Critical Issues

*NTR*

## Other

**Development of Criminal Analysis Network system** – On 12 November EUPM met with representatives of EU CARDS and ICTAP. The main topic of the meeting was the current status of the implementation of the Criminal Analysis Network (CAN) system. EC CARDS explained that all the CAN equipment was distributed two years ago and is now technically operational. The only obstacle to starting the system is the position of RS MoI. Although Republika Srpska MoI previously signed a memorandum of understanding (MoU) regarding the development of the national Criminal Analysis Network, until now it has failed to approve technical and organizational solutions implemented in CAN.

**A peaceful protest held in Sarajevo (Canton 9)** - Several NGOs organized a peaceful protest on 14 November in Sarajevo with the aim to “raise the citizens’ voice against organised crime sponsored by the politicians”. The organizers claimed that the protest was triggered by recent threats to journalists and police officers and emphasized that involvement of a few journalists, a few police officers and prosecutors would not be enough to fight organised crime. The efficient fight against organized crime would require involvement of all citizens and institutions in BiH in full capacity.



## RESTREINT UE

### **Opening of Forensic and Support Centre in Vraca Police Academy in Sarajevo (Canton9) –**

On 14 November DHoM and other EUPM representatives participated in the opening ceremony of the Forensic and Support Centre - Crime Technology Department in Vraca Police Academy. Since the establishment of the Federation Ministry of Interior, the Forensic Department had been located in the rented premises of the Faculty of Criminal Science in Sarajevo. Based on the Decision of the FBiH Government, the Forensic and Support Center was moved to a partially destroyed building within the grounds of the Police Academy. Reconstruction of the building and purchasing of the necessary equipment followed soon after the moving and was supported by donations as well as locally raised funds. The new facility has been funded by the European Commission, EC CARDS, FBiH Government, International Criminal Investigation Training Assistance Programme (ICITAP), the Federation Police Administration and the Spanish Government.

The Forensic and Support Centre will deal with tasks such as: crime lab, chemical and toxicological expert evaluations, biological expert evaluations including DNA analyses, ballistic and mechanoscopic evaluations, dactiloscopic identifications and expert evaluations, as well as tasks related to sanitary/biochemical and environmental protection. Moreover, the education and training of personnel to use the purchased equipment was done in parallel with equipping and reconstructing the premises with the assistance of the Directorate of the Police Administration of the Republic of Croatia, FBI, EUPM, EC CARDS and ICITAP.

### **Comments from the HoM**

During the first week in the Mission, HoM held meetings with key personnel of EUPM and also international and national counterparts. HoM has also launched the first initiatives on identifying and assessing strategic and operational objectives for the year 2009

### **Forecast of Events**

*NTR*

**Approved by HoM  
Commissioner Stefan Feller**

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