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## DECLASSIFICATION

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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.

# RESTREINT UE



COUNCIL OF  
THE EUROPEAN UNION

Brussels, 9 March 2006

7114/06

RESTREINT UE

SCH-EVAL 40  
COMIX 240

## NOTE

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from : the Republic of Hungary

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to : the Schengen evaluation Working Party

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No. prev. doc. : 5144/06 SCH-EVAL 8 COMIX 18

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Subject : Schengen evaluation of the new Member States

- Questionnaire - Additional questions presented by the Commission Services concerning drugs – Reply from HUNGARY

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## General:

**Please indicate whether Hungary has a current national Drugs Strategy and/or Action Plan.**

The Resolution of the Parliament of 96/2000 (XII. 11.) on the adoption of the national drugs strategy program aiming at suppressing problems linked to the drug-phenomena. The implementation, the efficiency and the institutional background of the strategy program is annually monitored and analyzed by the Government and by the stakeholders. A Report is annually submitted to the Parliament on the findings for approval.

The detailed implementation of the strategy program (Action Plan) is set by the Governmental Decree of 1129/2004. (XI. 24.) on government tasks related to the implementation of the objectives of the national strategy on the reduction of the drug problem (see attached).

## RESTREINT UE

**Please indicate the number of personnel in the Hungarian police and Customs Administration involved in combating drug production and trafficking. For the Hungarian police please give a brief indication of how they are deployed e.g. national drugs unit, regional drug units, mobile units, and surveillance units.**

Central criminal intelligence activities countering drug-related crimes – having national jurisdiction – are executed by the National Bureau of Investigation, Organised Crime Division, *Drug Crime Department* of the National Police. The staff of 22 police officers at central office located at Budapest is backed by 6 territorial divisions, each of the latter is staffed with 7 police officers having separate jurisdiction for 3 counties. This operational structure has no mobile or specialized surveillance units.

Specialized surveillance tasks are carried out by the Operational Support Directorate of the National Police HQ and by the Special Service for National Security (please refer back to the question 98.). In addition to that, the Criminal Intelligence Departments of the County Police Headquarters are also in charge of conducting such activities in connection with drug-related crimes.

The Hungarian Customs and Finance Guard (HCFG) has a total of 374 personnel involved in combating drug problem and trafficking (criminal intelligence and investigation). Along the external border line, there are altogether 15 drug detection units with a staff of 105. In line with the EU requirements Mobile Units carrying out in-depth checks have already been set up with a staff of 224 (external border line: 57, internal border line: 167). The Central Directorate for Criminal Investigation and the Regional Criminal Investigation Offices have staff of 45 involved directly in combating drug-related crimes.

### Question 125

**Please confirm that the references to Mobile Units, drug detection teams etc. are references to customs staff.**

Mobile Units and drug detection teams form an integral part in the Hungarian Customs and Finance administration.

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## Question 125 (e)

**Please indicate when the drug detection groups will be established at the customs offices at the Danube.**

At the moment we do not have drug detection groups established at the customs offices at the Danube, however, the possibility (legal framework, budgetary implications, human resources) of setting up them is under consideration now. Please note, that as of January 1, 2006 officers of the drug detection unit assigned at HCFG Central Airport Authority, do perform duties at the International Ship Harbor of Budapest as well.

## Question 125 (g)

**Please indicate who provides air support to the Hungarian Customs and Finance Guard for detecting shipments of illicit drugs.**

Air support for detecting shipment of illicit drug is not provided to the Hungarian Customs and Finance Guard.

## Question 126 (d)

**Please explain why Hungarian law enforcement agencies have not concluded protocols or agreements with international carriers.**

The HCFG Central Airport Authority has concluded bilateral agreements with the British Airways and MALÉV. A quadrilateral agreement is in effect among the Hungarian State Railways, the HCFG, the HNP and HBG.

## Question 126(e)

**Please indicate the number of controlled deliveries between 2003 - 2005 and which were national and which were international. Please indicate the foreign law enforcement agencies involved in these deliveries.**

The National Bureau of Investigation (NBI) took part in 10 international controlled deliveries between 2003 – 2005, whereas the HCFG concluded 2. International controlled deliveries were conducted with the concerned foreign counterparts. The HCFG accomplished 69 national controlled deliveries.

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## Question 127

### *- air borders*

**Please confirm that the drug sniffer dogs located at the international airport belong to the Customs service.**

Currently there are three drug sniffer dogs at the HCFG Central Authority at the International Airport Ferihegy, one at the freight transportation office, two at the passenger transportation office. All belong to the Customs service.

### *- permanent equipment for controlling air freight*

**Please confirm that the IonScan 400 type drug and explosive detector equipment has been fixed and that when it breaks down it is repaired quickly.**

The drug and explosive detective equipment is owned by the company which runs the airport (BAA) therefore; the HCFG only makes use of it. Upon request and series of urging the HCFG has been informed by the company that the necessary components for the repair have been ordered, the IonScan will be repaired in due course of time.

### *- systems for analyzing urine to detect the presence of drugs concealed inside the human body*

**Please indicate whether a police officer is in the hospital with a suspect and provide a brief description of the role of this officer in the event of a detection of drugs.**

According to the Act XXXIV of 1994 on the Police, in order to protect public security, the police officer may bring to the authority or other competent organisation – *including hospitals* – any person from whom a *urinary sample* or blood-sample - for the purpose of blood-alcohol test - or any other sample is to be taken due to the suspicion of a criminal act or to prove an offence where the sample-taking does not qualify as a surgical operation.

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The police officer supervises the procedure of urine sample taking in order to prevent and exclude the possibility of manipulating the sample by the suspect. The medical doctor on duty opens and closes the sterile box for the sample; a personal document is also filled out concerning the suspect. Having done with the sample taking, the sample and the personal document are transported for chemical analysis.

## *Question 128*

**Please indicate whether there is a police liaison officer at Europol as well as a customs liaison officer.**

As of April 1, 2002 the police liaison officer has been seconded to the Europol, whereas the customs liaison officer has been posted in September 1, 2002.

**Please provide brief details of any joint working teams to combat drug production and trafficking established between the Hungarian police and customs administration since 2003. Please provide brief details of any joint investigations and operations in relation to combating drug production and trafficking between Hungarian law enforcement agencies and foreign law enforcement agencies since 2003.**

The cooperation between the HNP and the HCFG is regulated by a Cooperation Agreement concluded by the two law enforcement body. Joint Investigation Teams – notwithstanding the legal possibility – have not been established, however, the HCFG Central Directorate for Criminal Investigation has already built up strong cooperation on a daily basis with the HNP National Bureau of Investigation in the field of fight against drugs, and with its regional offices, which enables the two law enforcement bodies to conduct concrete, operational cooperation at local level.