



TACIS UKRAINE ACTION PROGRAMME 2004

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Third progress report

Project title	International Co-operation in Criminal Matters in Ukraine (UPIC)
Reference number	TACIS 2005/110195
Project starting date	1 December 2005
Project duration	30 November 2008
Implementation	Council of Europe (Technical co-operation Department, Directorate General of Human Rights and Legal Affairs)
Project budget	1 680 000 Euros
Date of report	26 July 2007
Reporting period	1 December 2006 – 31 May 2007

Table of contents

1	Background information	3
1.1	Beneficiary country and institution(s)	3
1.2	Contracting authority.....	3
1.3	Implementing organisation	3
2	Projects' objectives, outputs and activities	3
3	Overall achievements	6
3.1	Activities by outputs	6
4	Activities implemented during the reporting period, progress made and next steps	8
4.1	Progress on specific project outputs and next steps.....	8
4.2	Other working meetings and missions.....	12
5	Risks	12
6	Strategic overview and conclusion.....	12
7	Appendix I - Logical Framework.....	13
8	Appendix II - Workplan of activities (Updated)	20
9	Appendix III - Schedule of dates for activities in 2007 as agreed with Beneficiaries	29

For any additional information regarding this document, please contact:

Council of Europe
Directorate General of Human Rights and Legal Affairs
Directorate of Co-operation
Technical Co-operation Department
67075 Strasbourg CEDEX, France

Tel +33 3 90 21 46 46
Fax +33 3 88 41 56 50
E-mail vesna.efendic@coe.int

Views expressed in this report do not represent the opinion neither of the European Commission nor the Council of Europe.

1 BACKGROUND INFORMATION

The Project on International Co-operation in Criminal Matters in Ukraine (UPIC) started on 1 December 2005. The present report outlines the activities carried out in the period 1 December 2006 – 31 May 2007, and includes an assessment of the progress towards the achievement of the project objectives as well as the updated activity calendar for 2007.

1.1 Beneficiary country and institution(s)

Ukraine

Primary beneficiaries: Ministry of Justice and Office of the Prosecutor General.

1.2 Contracting authority

European Commission (EC).

1.3 Implementing organisation

The Council of Europe is responsible for the implementation of the project and the use of the project funds under the contract with the European Commission. Within the General Secretariat of the Council of Europe in Strasbourg, the Technical co-operation section (Technical Co-operation Department, Directorate General of Human Rights and Legal Affairs¹) is responsible for the overall management and supervision of the project. A Team leader – in charge of day to day management of the project on behalf of the Council of Europe - and local support staff, based in Kyiv, are working directly with the Ministry of Justice.

2 PROJECTS' OBJECTIVES, OUTPUTS AND ACTIVITIES

The present project is aimed at strengthening the capacities of Ukraine to cooperate internationally in criminal matters on the basis of European treaties. International co-operation – both police and judicial co-operation – is a *sine qua non* in the fight against crime and in particular against organised and other forms of serious crime.

More specifically, this project will support the Ukraine in the ratification and implementation into national law of relevant European treaties to which it is not yet a Party, namely:

- the Convention on the Protection of Environment through Criminal Law (CETS 172);
- the 2nd Additional Protocol to the Convention on Mutual Legal Assistance in Criminal Matters (ETS 182);
- the Protocol Amending the European Convention on the Suppression of Terrorism (ETS 190), the Council of Europe Convention on the Prevention of Terrorism (CETS 196) ;
- the Council of Europe Convention on Trafficking in Human Beings (CETS 197); and
- the Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and the Financing of Terrorism (CETS 198).

¹ Due to the recent merger of the Directorate General I of Legal Affairs and Directorate General II of Human Rights, into one Directorate General of Human Rights and Legal Affairs, the internal structure of departments and divisions has changed, thus the project is now implemented by the Technical Co-operation Department of the Directorate of Co-operation of the Directorate General of Human Rights and Legal Affairs.

Furthermore, it will strengthen institutional capacities of judicial authorities, notably through the set up of a computer based system for the registration requests and control of their execution as well as the training of relevant professionals involved in international co-operation in criminal matters. Practical tools – co-operation manual and a website- for justice officials and prosecutors, judges and officials of the Ministry of Internal Affairs will be developed under the project and computers will also be purchased to equip offices of justice officials and prosecutors.

Finally, the project will also build direct contacts and networking with other European countries through joint workshops, trainings and the development of tools to facilitate international co-operation in criminal matters.

Overall objective	To strengthen the capacities of Ukraine to fully implement European treaties on co-operation in criminal matters
Project objective 1	To strengthen the legal basis for international co-operation in criminal matters
Output 1.1	Draft laws for the ratification of the 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters (ETS 182), the Convention on the Protection of Environment through Criminal Law (CETS 172, the Council of Europe Convention on Trafficking in Human Beings (CETS 197), the Protocol Amending the European Convention on the Suppression of Terrorism (ETS 190), the Council of Europe Convention on the Prevention of Terrorism (CETS 196) and the Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and the Financing of Terrorism (CETS 198) available for submission to the Government and Parliament
Activities	<ul style="list-style-type: none"> • Review of the legislation in view of the requirements of ETS 182 (2nd Protocol), CETS 172, ETS 190, CETS 196 and CETS 198 (terrorism), trafficking in human beings (CETS 197) to be followed by workshops and drafting of amendments
Output 1.2	Proposals for amendments to the criminal legislation available for submission to the Government and Parliament
Activities	<ul style="list-style-type: none"> • Review of the existing instruction on the execution of European conventions in criminal matters and elaboration of proposals for improvement • Expert advice to the drafting of by-laws required to implement European treaties • Expert advice to the drafting of a law on the execution of foreign sentences • Expert advice to the drafting of a law on legal assistance and co-operation with the International Criminal Tribunal for the Former Yugoslavia and the International Criminal Court
Project objective 2	To strengthen the human and institutional capacities of the Ministry of Justice and the Prosecution Service for international co-operation in criminal matters
Output 2.1	Systems for efficient registration and follow up to requests for assistance established at the Ministry of Justice and the Office of the Prosecutor General
Activities	<ul style="list-style-type: none"> • Review of the current systems of registration and control of requests at the Ministry of Justice and the Office of the Prosecutor General and preparation of a proposal for automated systems

	<ul style="list-style-type: none"> • Assistance to the implementation of the system at the Ministry of Justice, including procurement of software, hardware and training • Assistance to the implementation of the system at the Office of the Prosecutor General, including procurement of software, hardware and training
Output 2.2	40 Ministry of Justice officials and up to 40 prosecutors (central and regional administrative divisions) trained
Activities :	<ul style="list-style-type: none"> • Training seminars for prosecutors and justice officials at central level and regional administrative divisions on the requirements of relevant European treaties • Training for justice officials, prosecutors and judges on the relevant case law of the European Court of Human Rights, in particular with regard to extradition • In-country English or French language training for up to 35 justice officials and 35 prosecutors responsible for international co-operation
Output 2.3	Co-operation at the national level enhanced between the Ministry of Justice, the Office of the Prosecutor General, Courts and the Ministry of Interior through joint training and a common website and co-operation manual.
Activities	<ul style="list-style-type: none"> • Support the drafting of a co-operation manual • Workshops for prosecutors, officials from the Ministry of Justice, judges and officials from the Ministry of Internal Affairs on the basis of the co-operation manual • Study visits for official from the Ministry of Justice, the Office of the Prosecutor General, the Ministry of Internal Affairs and courts to benefit from the experience of other European countries in judicial co-operation and in particular in view of the roles and responsibilities of different bodies in the judicial co-operation chain • Support the development of a website on judicial co-operation
Project objective 3	To promote networking and direct contacts between Ukrainian Ministry of Justice officials and prosecutors with those of neighbouring countries and other European countries
Output 3.1	Direct co-operation strengthened and experience exchanged with up to ten other European countries
Activities	International meetings on topics of priority interest (ex. co-operation against cybercrime, trafficking in human beings, 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters) and issues related to conventions already in force
Output 3.2	Co-operation manual and web-site on international co-operation in criminal matters prepared with the participation of other European countries
Activities	Development of a manual and a website for countries participating in international meetings on the basis of the Ukrainian national co-operation manual and using the examples of the PACO Networking Manual and the European Judicial Network

3 OVERALL ACHIEVEMENTS

During the last six months, the following key activities were carried out:

Description of activity:	Status:
International conference on CETS 182 Mutual Assistance in Criminal Matters	Completed
First meeting of the working group for the drafting of a judicial cooperation manual	Completed
Commencement of language training courses	Completed
International Conference on CETS 185 Cybercrime	Completed
Legislative review for the eventual ratification of CETS 182	Completed
Organisation and completion of a study visit to Spain	Completed
Legislative review for the eventual ratification of CETS 197 Human Trafficking	Completed
Training conference on Human Rights and Judicial Cooperation	Completed

During this period, the following reports were drafted:

Monthly reports to the EC (reporting period: December- May)	Completed
Activity report on the International Conference on CETS 182	Completed
Activity report on the International Conference on CETS 185	Completed
Activity report on the legislative review for CETS 182	Completed
Activity report on the study visit to judicial institutions in Spain	Completed
Activity report on the legislative review for CETS 197	Completed

3.1 Activities by outputs

3.1.1 Output 1.1 – Draft law for the ratification of the 2nd Additional Protocol to the European Convention on Mutual Assistance in Criminal Matters (CETS 182)

The legislative review workshop was completed on 12 March 2007 with the expert analysis of the draft law being provided for by Nicolas Bottinelli of the Swiss Federal Office of Justice. This followed on from the International Conference in December 2006 covering the same topic.

3.1.2 Output 1.1.- Draft law for the ratification of the Convention on Action against Trafficking in Human Beings (CETS 197)

The legislative review workshop was completed on 24 May 2007 with the expert analysis of the draft law being provided for by Warner ten Kate, a Senior Specialist Prosecutor from Rotterdam, The Netherlands.

3.1.3 Output 2.1 - Systems for efficient registration and follow up to requests for assistance established at the Ministry of Justice and the Office of the Prosecutor General

Quotes were received from a number of identified private sector companies and due to the projected costs this activity will have to be subject to the public procurement procedures of the Council of Europe. Meetings between an IT expert from the Council of Europe, IT staff from the beneficiary institutions and the private sector companies were held to gain a better understanding of the requirements. This is necessary for the tender documents to be drafted in the appropriate manner with all relevant information inserted.

3.1.4 Output 2.2 – 40 Ministry of Justice Officials and up to 40 prosecutors (central and administrative divisions) trained

The language training courses all commenced during the reporting period and the project team are receiving attendance and progress reports from the majority of regions on a regular basis. The costs for language provision in Kyiv was more than the allocated budget for 2006/7, therefore, no participants from Kyiv received training. This matter is under review and it is hoped that it will be rectified for the academic year 2007/8 as the project will have a clearer picture of what additional funds may be made available for this activity.

The second training seminar on judicial cooperation issues was combined with the Human Rights training activity from the project. The combined activity took place in Kyiv, from 29 to 31 May 2007 with experts being drawn from the Registry of the European Court on Human Rights, and two experts for the judicial cooperation section from Slovenia and Switzerland.

3.1.5 Output 2.3 - Co-operation at the national level enhanced between the Ministry of Justice, the Office of the Prosecutor General, Courts and the Ministry of Interior through joint training and a common co-operation manual.

The first meeting of the working group for the drafting of the cooperation manual took place on 26 January 2007 and the project team are awaiting a first draft of the introductory chapter to the manual before the next meeting is scheduled.

The second study visit under the project was completed from 26-28 March 2007 to Spain. The group of 10 officials from the Ministry of Justice, Office of the Prosecutor General, Ministry of Interior and Courts visited a number of Spanish institutions involved in international judicial cooperation during the three day visit, including a visit to the trial venue for the Madrid Bombings of 2004 and an opportunity to view part of the trial process. Each participant completed an individual report on the visit. Overall the study visit was considered a success.

Discussions about the development of a website for judicial co-operation have continued and the Ministry of Justice submitted a business case (which was agreed with the Prosecutor General's Office) for personnel to create and maintain the website which is under consideration by the Council of Europe.

3.1.6 Output 3.1 Direct co-operation strengthened and experience exchanged with up to ten other European countries

The International Conference on CETS 182 on Mutual Legal Assistance took place in Kyiv, on 7 and 8 December 2006. Delegations from 4 Council of Europe Member States attended and experts were drawn from another 5 Member States. The International Conference on CETS 185 on Cybercrime took place in Kyiv, on 6 and 7 February 2007. Delegations from 4 Council of Europe Member States attended and experts were drawn from another 4 Council of Europe Member States. Both conferences gave the Ukrainian participants as well as the invited delegations a good opportunity to exchange experience, best practice in relation to the relevant conventions and importantly build contacts and networks.

Ukraine has not yet ratified CETS 182 and the conference gave the officials the chance to review both theoretically and practically how other states had implemented and operated provisions of the convention. It was noted that there were a number of issues

that had not been fully appreciated before the conference had taken place which were brought into focus. The legislative review workshop on CEST 182, that took place on 12 March 2007, was linked to this conference. Ukraine has already ratified CETS 185, but there are few aspects of the convention that remain unimplemented e.g. 24/7 network. The conference also gave a voice to the private sector and civil society which provided an additional dimension and opportunity to build contacts and networks.

4 ACTIVITIES IMPLEMENTED DURING THE REPORTING PERIOD, PROGRESS MADE AND NEXT STEPS

4.1 Progress on specific project outputs and next steps

4.1.1 Output 1.1- Draft law for the ratification of the 2nd Additional Protocol to the European Convention on Mutual Assistance in Criminal Matters (CETS 182) and the Council of Europe Convention on Action against Trafficking in Human Beings (CETS 197), available for submission to the Government and Parliament

4.1.1.1 Activity 1.1.1 - Review of the legislation in view of the requirements of CETS 182 (mutual legal assistance)

This activity was completed on 12 March 2007. Nicolas Bottinelli from the Swiss Federal Office of Justice was the Council of Europe expert appointed to conduct the analysis of the draft law of Ukraine for ratification of the Protocol. The review workshop followed on from the international conference in December 2006 which covered the same legal text. However, this review workshop concentrated exclusively on the Ukrainian draft law. All representatives from the drafting committee were invited to the workshop although there were some notable absences. However, the workshop was considered a success as Mr Bottinelli provided not just a comparative analysis of the draft as against the convention, but was also able to draw on direct experience of the operation of the Protocol which provided the committee with an additional practical insight on how to improve the draft and obtain the best possible assistance from the Protocol once ratified. It is hoped that the law will be redrafted to take into account the suggestions put forward by Mr Bottinelli. There were 16 participants from the Ministry of Justice, Office of the Prosecutor General, Supreme Court and Academy of Prosecutors.

4.1.1.2 Activity 1.1.5 - Review of the legislation in view of the requirements of CETS 197 (trafficking in human beings)

This activity was completed on 24 May 2007. Warner ten Kate a Senior Prosecutor from Rotterdam, The Netherlands was the Council of Europe expert appointed to conduct the analysis of the draft law for ratification.

The session was opened by presentations from the Ministry of Justice and the Prosecutor General's Office on what they understand the convention obligations to be. The Ministry of Transport and representatives of the State Railways Service gave further interventions. One of the main issues for the two Ministries was the question of carriers' liability and how this can be practically implemented for non-airline carriers. This is an issue on which there is a big difference of opinion between the Ministry of Justice and the Ministry of Transport and has been a reason why the draft law has stalled. Mr ten Kate outlined how this issue is dealt with in The Netherlands, with the provision of course that as The Netherlands is part of Schengen, unless road and rail commences there, these checks are the responsibility of the first state of entry in the Schengen area. Mr ten Kate covered all the relevant provisions of Dutch law dealing both with trafficking in human beings as well as smuggling; as these two offences are dealt with differently under Dutch law. A brief analysis was made of the draft law as presented by Ukraine and

highlighted the areas that they should consider further. For example a suggestion was made for one comprehensive law for carriers liability. However it was pointed out that this would not work in Ukraine as transport is governed by sector, i.e. rail, road, air and each sector has its own laws that cannot be covered by one general law. The participants found the workshop fruitful and comments were made that the opportunity to listen to a different point of view has definitely given them further ideas on how to deal with the problematic issues and improve the draft. 16 participants attended the workshop from a wide range of Government departments and Ministries.

4.1.2 Output 1.2 - Proposals for amendments to the criminal legislation available for submission to the Government and Parliament

No activities were scheduled under this output during the reporting period. Activities for this output are due to be reported on for the next progress report.

4.1.3 Output 2.1 - Systems for efficient registration and follow up to requests for assistance established at the Ministry of Justice and the Office of the Prosecutor General

4.1.3.1 Activity 2.1.1 - Elaborate a system for the Ministry of Justice and the Prosecution

Quotes were received by three private sector companies relating to this aspect of the project. As a result of the estimated costs involved, this activity must be subject to the Council's public procurement procedure. Before the tender notice is drafted, a series of meetings were held at the end of May 2007 with an IT expert from the Council, IT staff of the beneficiary institutions and the companies.

The service providers were requested to present in brief the background of the company, type of assignments in the related field as well as the methodology on how they would approach the creation of software on the basis of information provided to them. On 29 May 2007 a meeting was held as well with the Ministry of Justice and Prosecutor General's Office (including their IT staff) to ascertain precisely what is the existing infrastructure in the respective offices and what would be needed to ensure that this activity could be properly implemented. In the following weeks the CoE Tenders Board will be presented the offers and accompanying report. The decision should be taken fairly soon to allow the contract to be drafted. It is expected that the service provider would be contracted no later than September or October 2007.

It will be noted that only 4.91% of the budget has been spent on equipment. This particular activity has not been advanced at this stage as it is better to wait for the registration system to be designed first. We can therefore ensure that the new computers have the correct specifications to be able to run the registration system program.

4.1.4 Output 2.2 - 40 Ministry of Justice Officials and up to 40 prosecutors (central and regional administrative divisions) trained

4.1.4.1 Activity 2.2.2. & 2.2.1.2 – National level training seminar on the relevant case law of the European Court of Human Rights and Second training seminar for practitioners on mutual legal assistance and extradition.

A 2 ½ day conference from 29 to 31 May 2007 was organised combining both the human rights training activity and the second training seminar on judicial co-operation. This activity took place at the Academy of Prosecutors in Kyiv.

The first day and a half was dedicated to looking at the jurisprudence of the European Court of Human Rights in relation to issues of judicial co-operation, e.g. Extradition and Mutual Legal Assistance and was mainly led by Mr Dmytro Tretyakov, a Ukrainian lawyer at the Registry of the Court. There were also complementary presentations given by representatives of the Prosecutor General's Office and the Office of the Government Agent to the Court. On the whole the presentations in this section generated debates between the participants and the presenters, which was conducive to the overall objective of the training seminar.

The remainder of the training seminar was devoted to judicial co-operation issues and two experts Mr Nicolas Bottinelli for the Swiss Federal Office of Justice and Ms Ana Bucar from Slovenian Ministry of Justice delivered a series of presentations on a number of topics that the beneficiaries has indicated they wished to be covered. Some of the topics in the judicial co-operation part of training seminar were: transfer of prisoners, transfer of proceedings, transfer of proceeds from crime, confiscation, asset recovery and asset repatriation. The total number of participants was 80, and they came from Ministry of Justice and the Prosecutor's General Office, both from Kyiv and regions. There were also representatives from the Office of the Government Agent to the European Court of Human Rights.

4.1.4.2 Activity 2.2.3.- In-country language training

The language training component commenced during the reporting period and the project team is receiving attendance and progress reports from a majority of the service providers as per contractual requirements. Due to the cost of the courses exceeding the budget allocated, a number of participants from Kyiv did not receive language training for this academic year. This matter is under review and it is hoped that it will be rectified for the academic year 2007/8 as the project will have a clearer picture of what additional funds may be made available for this activity. 41 participants from both beneficiary institutions are currently undertaking training from 19 regions: Cherkasy (2), Chernigiv (2), Chernivtsi (2), Dnipropetrovsk (2), Donetsk (3), Ivano-Frankivsk (2), Kherson (2), Khmelnytsky (2), Kirovograd (2), Mykolajiv (1), Odessa (4), Poltava (2), Rivno (3), Simferopol (2), Sumy (2), Vinnitsya (2), Zakarpattya (2), Zaporizhya (2) and Zhytomyr (2).

4.1.5 Output 2.3 - Co-operation at the national level enhanced between the Ministry of Justice, the Office of the Prosecutor General, Courts and the Ministry of Interior through joint training and a common website and co-operation manual.

4.1.5.1 Activity 2.3.1 - Support a working group in the drafting and publication of a co-operation manual

The first meeting took place on 26 January 2007. The beneficiaries agreed to draft an introductory chapter before the next meeting is scheduled. Due to other project priorities, this activity has not been followed up as efficiently as it should. The beneficiaries were reminded about their commitment to provide the introductory chapter and it is expected that this activity will resume in the near future.

4.1.5.2 Activity 2.3.4 – Support the development of a website on judicial co-operation

This activity is linked to Activity 3.2.1. Please see paragraph 4.1.7 below for more details.

4.1.6 Output 3.1 - Direct co-operation strengthened and experience exchanged with up to ten other European countries

4.1.6.1. Activity 3.1.1.1 - International Conference on the Second Additional Protocol to the European Convention on Mutual Assistance in Criminal Matters (CETS 182)

An international conference on the Second Additional Protocol to the European Convention on Mutual Assistance in Criminal Matters took place on 7-8 December 2006 in Kyiv. Delegations from Hungary, Russian Federation, the Netherlands and Turkey attended and experts were drawn from France, Poland, Switzerland, the Netherlands and the UK. The conference provided an opportunity for delegates to discuss best practice and operational difficulties in relation to specific articles of the Protocol. Like Ukraine, there were a number of states invited who have not either ratified or in one case, even signed the Protocol. Presentations touched on subjects such as Joint Investigation Teams, Covert Investigations, Asset Repatriation, Video and Telephone Conferencing using case studies as the method to illustrate best practice. The second day was devoted to practical workshop sessions facilitated by the experts both in mixed and country specific groups. All delegations that had not ratified the Protocol were asked to draw up plans on the obstacles to ratification and how these would be overcome, in order to speed up ratification of the Protocol. In addition the conference gave Ukrainian participants a good opportunity to network with representatives from other member states. The total number of participants was 32. The Ukrainian institutions represented were: Ministry of Justice, Office of the Prosecutor General, Supreme Court of Ukraine and Academy of Prosecutors.

4.1.6.2 Activity 3.1.1.2 - Conference on International Co-operation under the provisions of the CoE Convention on Cybercrime (CETS 185 & 189)

The International Conference on CoE Convention on CETS 185 on Cybercrime (CETS] 185) took place from 6-7 February 2007. Delegations from Estonia, Latvia, Lithuania and the Russian Federation 4 Council of Europe states attended the conference, while experts were drawn from Italy, France the Netherlands and Romania. A number of issues were raised and discussed, such as the developing trends in cybercrime, the methods of investigation and prosecution of cybercrime from a domestic and international perspective. The Conference also drew on contributions from the private sector and civil society, in order to give a more balanced approach to the challenges faced by all in effectively tackling cybercrime. Ukraine had already ratified CETS 185, but there are few aspects of the convention that remain unimplemented e.g. 24/7 network. The presentations were complemented by a small workshop session devoted to the 24/7 network issue. Conclusions of the conference were drafted and circulated to all participants. It is expected that this document can serve as a basis to resolve any outstanding issues regarding ratification or implementation. Presentations were also delivered on the Additional Protocol to the Cybercrime combating racism and xenophobia, which came into force in Ukraine in 1 April 2007. The total number of participants was 68. The participants from Ukraine came from the Ministry of Justice, Office of the Prosecutor General, Ministry of Interior, State Security Service and Judiciary.

Both conferences gave the Ukrainian participants as well the invited delegations a good opportunity to exchange experience, best practice in relation to the relevant conventions and importantly for the Ukrainian participants, the chance to build contacts and reinforce existing international networks.

4.1.7 Output 3.2 - Co-operation manual and web-site on international co-operation in criminal matters prepared with the participation of other European countries

Discussions about the development of a website for judicial co-operation have continued and the Ministry of Justice submitted a business case (which was agreed with the Prosecutor General's Office) for personnel to create and maintain the website which is under consideration by the Council of Europe. Further meetings regarding content of the website will be conducted in the near future with the objective that by the end of the year a blue print for the website will have been finally agreed upon.

4.2 Other working meetings and missions

4.2.1 Working meetings in Kyiv

Meetings relating to Activity 2.1.2 on registration systems were held on 28 and 29 May 2007. Please see under 4.1.3.1.

4.2.2 Other working meetings

The Project team took part in an exhibition of European Union funded projects in Ukraine, in Lviv on 19 and 20 April 2007 and in Kyiv on 25 and 26 April 2007 . The purpose of the exhibition was to publicise a selection of the numerous projects that the EU is funding in Ukraine, but it also gave an opportunity to the Project to reach out to the wider public.

5 RISKS

The current political situation in Ukraine has not directly affected the operation of the project to date. This can be attributed to the general non-political nature of subject matter and the fact that there is no involvement with the Ukrainian Parliament in project activities. However, this situation will have to be kept under review as there are a few activities (Activity 1.2.2. which relies upon the adoption of the Criminal Code, and Activities 1.2.3. and 1.2.4. which are to provide expertise to draft laws) that may be delayed depending upon when and how the current political situation is resolved.

6 STRATEGIC OVERVIEW AND CONCLUSION

Overall the project is proceeding according to the workplan, except for a few activities which are somewhat delayed. However it is expected that time can be recovered later on. Daily operational co-operation with the beneficiaries remains good and there is a productive working relationship with both operational contact points. Year 2007 is proving to be the busiest year in project implementation period, with a number of major activities already completed and others in the planning stage. There are some activities that have been rescheduled to later in the year and the project team will have to monitor the situation to reduce any further delays to planned activities. A second planning meeting is being organised in June 2007 and to review what has taken place to date and plan with more certainty the remainder of 2007 activities. As in November 2006, a 2008 planning meeting will be arranged in November 2007, to map out the last 11 months of the project, by which time the project team and the beneficiaries will have a clear idea of what remains to be completed and speed up the progress when necessary.

7 APPENDIX I - LOGICAL FRAMEWORK

Level	Description	Indicators	Sources of verification	Assumptions
Overall objective	To strengthen the capacities of Ukraine to fully implement European treaties on co-operation in criminal matters	<p>The level of ratification of:</p> <ul style="list-style-type: none"> - The Convention on Environment through Criminal Law (ETS 172) - The 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters (ETS 182) - The Protocol Amending the European Convention on the Suppression of Terrorism (ETS 190) - The Council of Europe Convention on the Prevention of Terrorism (CETS 196) - The Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and on the Financing of Terrorism (ETS 198) - The Council of Europe Convention against trafficking in human beings (CETS 197) <p>The quality of the national legislation (laws and by-laws) which permit implementation of these treaties.</p> <p>Tools provided and in use by practitioners (registration system, co-operation manual)</p>	<p>Council of Europe treaty office database</p> <p>Project reports</p> <p>Statistical data from the Ministry of Justice and the Office of the Prosecutor General</p>	

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Level	Description	Indicators	Sources of verification	Assumptions
		The number of requests sent/received and the timeliness with which they are processed.		
Project objective 1	To strengthen the legal basis for international co-operation in criminal matters	Ratification of Conventions and implementation into national law	Council of Europe Treaty office database Project reports	Laws and treaties will be applied in practice
Output 1.1	Draft laws for the ratification of the 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters (ETS 182), the Convention on Environment through Criminal Law (ETS 172), the Council of Europe Convention on Trafficking in Human Beings (CETS 197), the Protocol Amending the European Convention on the Suppression of Terrorism (ETS 190), the Council of Europe Convention on the Prevention of Terrorism (CETS 196), the Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and on the Financing of Terrorism (ETS 198), available for submission to the Government and Parliament	Draft laws available [timing to be determined during the inception phase]	Project reports	Draft laws will be adopted by Parliament
Activity 1.1.1	Review of the legislation in view of the requirements of ETS 182 (2 nd Protocol) to be followed by a workshop and drafting of amendments			
Activity 1.1.2	Review of the legislation in view of the requirements of ETS 198 to be followed by a workshop and drafting of amendments			
Activity 1.1.3	Review of the legislation in view of the requirements of ETS 190 and CETS 196 (terrorism) to be followed by a workshop and drafting of amendments			
Activity 1.1.4	Review of the legislation in view of the requirements of ETS 172 (protection of environment through criminal law) to be			

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Level	Description	Indicators	Sources of verification	Assumptions
	followed by a workshop and drafting of amendments			
Activity 1.1.5	Review of the legislation in view of the requirements of CETS 197 (trafficking in human beings) to be followed by workshop and drafting of amendments			
Output 1.2	Proposals for amendments to the criminal legislation available for submission to the Government and Parliament	Draft laws available [timing to be determined during the inception phase]	Project reports	Draft laws will be adopted by Parliament
Activity 1.2.1	Review of the existing instruction on the execution of European conventions in criminal matters and elaboration of proposals for improvement to be followed by workshop			
Activity 1.2.2	Expert advice to the drafting of by-laws required to implement European treaties (in particular following the adoption of the new Criminal Procedure Code)			
Activity 1.2.3	Expert advice to the drafting of a law on the execution of foreign sentences			
Activity 1.2.4	Expert advice to the drafting of a law on legal assistance and co-operation with the International Criminal Tribunal for the Former Yugoslavia			
Project objective 2	To strengthen the human and institutional capacities of the Ministry of Justice and the Prosecution Service for international co-operation in criminal matters	<p>The number of requests sent/received and the timeliness with which they are processed</p> <p>Tools provided and in use by practitioners (registration system, co-operation manual)</p> <p>Level of participation in training in terms of quantity and quality</p> <p>Quality and timeliness of the training delivered</p>	<p>Project reports</p> <p>Statistical data from Ministry of Justice and Office of the Prosecutor General</p> <p>Training materials and evaluation reports</p>	The skills acquired and the tools provided will be applied in practice

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Level	Description	Indicators	Sources of verification	Assumptions
Output 2.1	System for efficient registration and follow up to requests for assistance established at the Ministry of Justice (accessible to Courts, the Prosecution and the Ministry of Interior)	System installed and functioning	Project reports Statistical data from Ministry of Justice and Office of the Prosecutor General	System will be used of by all concerned
Activity 2.1.1	Review the current systems of registration and control of requests at the Ministry of Justice and the Office of the Prosecutor General and European best practices and prepare a proposal (TOR) for automated systems			
Activity 2.1.2	Elaborate a system for the Ministry of Justice and the Office of the Prosecutor General adapted for needs of all relevant institutions			
Activity 2.1.3	Implement the system at the Ministry of Justice and the Office of the Prosecutor General, including procurement of software, hardware and training			
Output 2.2	40 Ministry of Justice officials and up to 40 prosecutors (central level and regional administrative divisions) trained	Level of participation in training in terms of quantity and quality Quality and timeliness of the training delivered	Project reports. Evaluation of training activities Statistical data from Ministry of Justice and Office of the Prosecutor General	Officials trained will remain in their positions and apply the skills acquired
Activity 2.2.1	Organise up to 5 training seminars for prosecutors and justice officials at central level and regional administrative divisions on the requirements of relevant European treaties (each seminar to include workshops on the drawing up of requests for assistance)			
Activity 2.2.2	Organise a national level seminar for justice officials, prosecutors and judges on the relevant case law of the European Court of Human Rights, in particular with regard			

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Level	Description	Indicators	Sources of verification	Assumptions
	to extradition			
Activity 2.2.3	Arrange in-country English language training for up to 35 justice officials and 35 prosecutors responsible for international co-operation			
Output 2.3	Co-operation at the national level enhanced between the Ministry of Justice, the Office of the Prosecutor General, Courts and the Ministry of Interior through joint training and a common co-operation manual and website.	Level of participation in terms of quantity and quality Quality and timeliness of the training delivered Quality of the co-operation manual and the website Frequency of consultations of the website	Project reports Analytical project report on the functioning of the judicial co-operation chain	Officials responsible within the judicial co-operation chain are prepared to cooperate with each other Officials make use of the website and the co-operation manual
Activity 2.3.1	Support a working group (comprising prosecutors and officials from the Ministry of Justice) in the drafting of a co-operation manual			
Activity 2.3.2	Organise 3 workshops for prosecutors, officials from the Ministry of Justice, judges and officials from the Ministry of Internal Affairs on the basis of the co-operation manual			
Activity 2.3.3	Organise up to 4 study visits for official from the Ministry of Justice, the Office of the Prosecutor General, the Ministry of Internal Affairs and courts to benefit from the experience of other European countries in judicial co-operation and in particular in view of the roles and responsibilities of different bodies in the judicial co-operation chain			
Activity 2.3.4	Support the development of a website on judicial co-operation			
Project	To promote networking and direct contacts between	Number and timeliness of	Project reports	

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Level	Description	Indicators	Sources of verification	Assumptions
objective 3	Ukrainian Ministry of Justice officials and prosecutors with those of neighbouring countries and other European countries	requests sent and received between Ukraine and the other participating countries Level of ratification of relevant conventions by participating countries The frequency of direct contacts between Ukrainian authorities with those of other countries	Statistical data from Ministry of Justice and Office of the Prosecutor General Database of the Council of Europe Treaty Office	
Output 3.1	Direct co-operation strengthened and experience exchanged with up to ten other European countries	Level of participation in meetings in terms of quantity and quality Quality and timeliness of the meetings organised	Project reports	Participants in the meetings follow up on the contacts established and the skills acquired
Level	Description	Indicators	Sources of verification	Assumptions
Activity 3.1.1	Organise up to 4 international meetings on topics of priority interest (such as co-operation in matters related to cybercrime, trafficking in human beings, or implementation of the 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters)			
Output 3.2	Co-operation manual and web-site on international co-operation in criminal matters prepared with the participation of other European countries	Quality of the co-operation manual and the website Frequency of consultations of the website	Project reports	Institutions responsible in different countries make use of the co-operation manual and website

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Level	Description	Indicators	Sources of verification	Assumptions
Activity 3.2.1	Within the framework of the international meetings, on the basis of the Ukrainian national co-operation manual (and using the examples of the PACO Networking Manual and the European Judicial Network) develop a manual and website for participating countries			

8 APPENDIX II - WORKPLAN OF ACTIVITIES (UPDATED)

Time	Activity	Description of activity	Responsible	Inputs required
01.12.05 – 31.03.2006	0.0.0	Inception phase	<ul style="list-style-type: none"> - Council of Europe - Ministry of Justice - Office of the Prosecutor General - Ministry of Interior 	
01.12.05 – 31.03.2006	0.0.0	Recruitment of project staff and preparation of the project office in Kyiv	<ul style="list-style-type: none"> - Council of Europe Strasbourg - Ministry of Justice 	Activity funding (vacancy announcement, missions / interviews) Funding of purchase of project office furniture and equipment Settlement of procedures for running costs
By 20.02.2006	0.0.0	Finalisation of the logical framework, detailed workplan and of the inception report	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Council of Europe Strasbourg 	Coordination by project management team of inputs for the finalisation of workplan Translation of documents
24.02.2006	0.0.0	Start up event to present the project and workplan to all stakeholders	<ul style="list-style-type: none"> - Ministry of Justice - Council of Europe - Team leader 	Activity funding 2 international experts Translation/ interpretation funding Project management team coordination

Project objective 1 – To strengthen the legal basis for international co-operation in criminal matters				
Output .1.1				
Draft laws for the ratification of the 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters (ETS 182), the Convention on Environment through Criminal Law (ETS 172), the Council of Europe Convention on Trafficking in Human Beings (CETS 197), the Protocol Amending the European Convention on the Suppression of Terrorism (ETS 190), the Council of Europe Convention on the Prevention of Terrorism (CETS 196) and the Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and on the Financing of Terrorism (ETS 198) available for submission to the Government and Parliament				
2007	Activity 1.1.1	Review of the legislation in view of the requirements of ETS 182 (2 nd Protocol) to be followed by a workshop and drafting of amendments	<ul style="list-style-type: none"> - Ministry of Justice - Team Leader - Council of Europe 	Written expert opinions (2) Workshop funding 2 international experts /consultants 1-2 national experts Translation/ interpretation funding
01.03.2006- 01.06.2006	Activity 1.1.2	Review of the legislation in view of the requirements of ETS 198 to be followed by a workshop (15 May 2006) and drafting of amendments	<ul style="list-style-type: none"> - Ministry of Justice - State Committee for Financial Monitoring (FIU) - Council of Europe - Team leader 	Written expert opinions (2) Workshop funding 2 international experts /consultant 1-2 national experts Translation/ interpretation funding
2007	Activity 1.1.3	Review of the legislation in view of the requirements of ETS 190 and CETS 196 (terrorism) to be followed by a workshop and drafting of amendments	<ul style="list-style-type: none"> - Ministry of Justice - Team Leader - Council of Europe 	Written expert opinions (2) Workshop funding 2 international experts /consultants 1-2 national experts Translation/ interpretation funding
November 2006 – early 2007	Activity 1.1.4	Review of the legislation in view of the requirements of ETS 172 (protection of environment through criminal law) to be followed by a workshop and drafting of amendments	<ul style="list-style-type: none"> - Ministry of Justice - Team Leader - Council of Europe 	Written expert opinions (2) Workshop funding 2 international experts /consultants 1-2 national experts Translation/ interpretation funding

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

01.06.06-15.07.2006	Activity 1.1.5	Review of the legislation in view of the requirements of CETS 197 (trafficking in human beings) to be followed by workshop and drafting of amendments	- Ministry of Justice - Council of Europe	Written expert opinions (2) Workshop funding 2 international experts /consultants 1-2 national experts Translation/ interpretation funding
Output 1.2				
Proposals for amendments to the criminal legislation available for submission to the Government and Parliament				
2007	Activity 1.2.1	Review of the existing instruction on the execution of European conventions in criminal matters and elaboration of proposals for improvement to be followed by workshop	- Ministry of Justice - Team Leader - Council of Europe	Written expert opinions (2) Workshop funding 2 international experts /consultants 1-2 national experts Translation/ interpretation funding
2007	Activity 1.2.2	Expert advice to the drafting of laws required to implement European treaties (in particular following the adoption of the new Criminal Procedure Code)	- Ministry of Justice - Team Leader - Council of Europe	Workshops funding 2 international experts /consultants Report 1-2 national experts Translation/ interpretation funding
September 2006 – June 2007	Activity 1.2.3	Expert advice to the drafting of a law on the execution of foreign sentences	- Ministry of Justice - Team Leader - Council of Europe	Workshop funding 2 international experts /consultants Report 1-2 national experts Translation/ interpretation funding
2007	Activity 1.2.4	Expert advice to the drafting of a law on legal assistance and co-operation with the International Criminal Tribunal for the Former Yugoslavia and the International Criminal Court	- Ministry of Justice - Team Leader - Council of Europe	Workshop funding 2 international experts /consultants 1-2 national experts Report Translation/ interpretation funding
Project objective 2 – To strengthen the human and institutional capacities of the Ministry of Justice and the Prosecution service for international co-operation in criminal matters				
Output 2.1				
Systems for efficient registration and follow up to requests for assistance established at the Ministry of Justice and the Office of the Prosecutor General				

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

01.06.2006 – 31. 07.2006	Activity 2.1.1	Review the current systems of registration and control of requests at the Ministry of Justice and the Office of the Prosecutor General and European best practices and prepare a proposal (TOR) for automated systems	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Team Leader - Council of Europe 	<p>2 international experts /consultants</p> <p>2 national experts</p> <p>Translation/ interpretation funding</p>
01. 09. 2006 – 30. 11. 2006	Activity 2.1.2	Elaborate a system for the Ministry of Justice and Prosecution adapted for needs of all relevant institutions	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Team Leader - Council of Europe 	<p>2 international experts /consultants</p> <p>2 national experts</p> <p>Translation/ interpretation funding</p>
From 01. 12. 2006	Activity 2.1.3	Implement the system at the Ministry of Justice and the Office of the Prosecutor General, including procurement of software, hardware and training	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Team Leader - Council of Europe 	<p>IT experts</p> <p>Funding for development and purchase of equipment, hardware</p> <p>2-3 trainers</p> <p>Funding of training activity</p>
Output 2.2				
40 Ministry of Justice officials and up to 40 prosecutors (central and regional administrative divisions) trained				
	Activity 2.2.1	Organise up to 5 training seminars for prosecutors and justice officials at central level and regional administrative divisions on the requirements of relevant European treaties (each seminar to include workshops on the drawing up of requests for assistance)		
September 2006	Activity 2.2.1.1	1st training seminar for practitioners on mutual legal assistance and extradition aspects	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Courts - Team leader - Council of Europe - Prosecution Academy 	<p>2 international experts /consultants</p> <p>2 national experts</p> <p>Funding of training seminar</p> <p>Translation/ interpretation funding</p> <p>Training materials</p>

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

2007	Activity 2.2.1.2	2 nd training seminar (topic to be determined)	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Courts - Team leader - Council of Europe - Prosecution Academy 	<p>2 international experts /consultants 2 national experts Funding of training seminar Translation/ interpretation funding</p>
2007	Activity 2.2.1.3	3 rd training seminar (topic to be determined)	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Team leader - Council of Europe - Prosecution Academy 	<p>2 international experts /consultants 2 national experts Funding of training seminar Translation/ interpretation funding</p>
2008	Activity 2.2.1.4	4 th training seminar (topic to be determined)	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Courts - Team leader - Council of Europe - Prosecution Academy 	<p>2 international experts /consultants 2 national experts Funding of training seminar Translation/ interpretation funding</p>
2008	Activity 2.2.1.5	5 th training seminar (topic to be determined)	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Courts - Team leader - Council of Europe - Prosecution Academy 	<p>2 international experts /consultants 2 national experts Funding of training seminar Translation/ interpretation funding</p>

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

2007	Activity 2.2.2	Organise a national level seminar for justice officials, prosecutors and judges on the relevant case law of the European Court of Human Rights related to extradition	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Courts - Team leader - Council of Europe - Prosecution Academy 	<ul style="list-style-type: none"> 2 international experts /consultants 2 national experts Funding of seminar Translation/ interpretation funding
From September 2006	Activity 2.2.3	In-country English or French language training for up to 35 justice officials and 35 prosecutors responsible for international co-operation	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Team leader 	Funding of language training course
Output 2.3				
Co-operation at the national level enhanced between the Ministry of Justice, the Office of the Prosecutor General, Courts and the Ministry of Interior through joint training and a common co-operation manual.				
From October 2006	Activity 2.3.1	Support a working group (comprising prosecutors and officials from the Ministry of Justice) in the drafting and publication of a co-operation manual	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Team Leader 	<ul style="list-style-type: none"> Facilitating the working group meetings Expert support to the drafting exercise Funding of publication
2007 - 2008	Activity 2.3.2	Organise 3 workshops for prosecutors, officials from the Ministry of Justice, judges and officials from the Ministry of Internal Affairs on the basis of the co-operation manual	<ul style="list-style-type: none"> - Ministry of Justice - Office of the Prosecutor General - Courts - Ministry of internal affairs - Team leader - Council of Europe - Prosecution Academy 	<ul style="list-style-type: none"> Funding of 3 workshops 2 international expert 3-4 national experts

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

	Activity 2.3.3	Organise up to 4 study visits for official from the Ministry of Justice, the Office of the Prosecutor General, the Ministry of Internal Affairs and courts to benefit from the experience of other European countries in judicial co-operation and in particular in view of the roles and responsibilities of different bodies in the judicial co-operation chain		
October 2006	Activity 2.3.3.1	1 st study visit (The Netherlands)	<ul style="list-style-type: none"> - Council of Europe - Team Leader - Ministry of Justice - Office of the Prosecutor General - Ministry of Internal Affairs - Courts 	Funding of 10 participants to the study visit
2007	Activity 2.3.3.2	2 nd study visit (location to be determined)	<ul style="list-style-type: none"> - Council of Europe - Team Leader - Ministry of Justice - Office of the Prosecutor General - Ministry of Internal Affairs - Courts 	Funding of 10 participants to the study visit
2007	Activity 2.3.3.3	3 rd study visit (location to be determined)	<ul style="list-style-type: none"> - Council of Europe - Team Leader - Ministry of Justice - Office of the Prosecutor General - Ministry of Internal Affairs - Courts 	Funding of 10 participants to the study visit

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

2008	Activity 2.3.3.4	4 th study visit (location to be determined)	<ul style="list-style-type: none"> - Council of Europe - Team Leader - Ministry of Justice - Office of the Prosecutor General - Ministry of Internal Affairs - Courts 	Funding of 10 participants to the study visit
From 01.06.2006	Activity 2.3.4	Support the development of a website on judicial co-operation	<ul style="list-style-type: none"> - Team Leader - Ministry of Justice - Office of the Prosecutor General - Ministry of Internal Affairs 	Funding of activity
Project objective 3 : To promote networking and direct contacts between Ukrainian Ministry of Justice officials and prosecutors with those of neighbouring countries and other European countries				
Output 3.1				
Direct co-operation strengthened and experience exchanged with up to ten other European countries				
	Activity 3.1.1	Organise up to 4 international meetings on topics of priority interest (such as co-operation in matters related to cybercrime, trafficking in human beings, or implementation of the 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters)	<ul style="list-style-type: none"> - Council of Europe - Team Leader - Ministry of Justice 	
November 2006	Activity 3.1.1.1	1 st meeting on the 2 nd Additional protocol to the European Convention on mutual legal assistance in criminal matters (ETS 182)	<ul style="list-style-type: none"> - Council of Europe - Team Leader - Ministry of Justice - Office of the Prosecutor General 	Funding of international meeting Translation/ interpretation funding 3 international experts/consultants

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

2007	Activity 3.1.1.2	2 nd meeting (topic to be determined)	- Council of Europe - Team Leader - Ministry of Justice	Funding of international meeting 3 international experts /consultants Translation/ interpretation funding
2007/8	Activity 3.1.1.3	3 rd meeting (topic to be determined)	- Council of Europe - Team Leader - Ministry of Justice	Funding of international meeting 3 international experts /consultants Translation/ interpretation funding
2008	Activity 3.1.1.4	4 th meeting (topic to be determined)	- Council of Europe - Team Leader - Ministry of Justice	Funding of international meeting 3 international experts /consultants Translation/ interpretation funding
Output 3.2				
Co-operation manual and web-site on international co-operation in criminal matters prepared with the participation of other European countries				
2007 - 2008	Activity 3.2.1	Within the framework of the international meetings, on the basis of the Ukrainian national co-operation manual (and using the examples of the PACO Networking Manual and the European Judicial Network) develop a manual and website for participating countries	- Team Leader - National expert	4 international experts / consultants funding of manual and website development funding of publication

9 APPENDIX III - SCHEDULE OF DATES FOR ACTIVITIES IN 2007 AS AGREED WITH BENEFICIARIES

Workplan schedule	Activity	Description of activity	Provisional dates and venue	Comments
Project objective 1 – To strengthen the legal basis for international co-operation in criminal matters				
Output .1.1				
Draft laws for the ratification of the 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters (ETS 182), the Convention on Environment through Criminal Law (ETS 172), the Council of Europe Convention on Trafficking in Human Beings (CETS 197), the Protocol Amending the European Convention on the Suppression of Terrorism (ETS 190), the Council of Europe Convention on the Prevention of Terrorism (CETS 196) and the Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and on the Financing of Terrorism (ETS 198) available for submission to the Government and Parliament				
2007	Activity 1.1.1	Review of the legislation in view of the requirements of ETS 182 (2 nd Protocol) to be followed by a workshop and drafting of amendments	Review to begin in December after the international conference with draft law to be forwarded to experts in January. Workshop: 12 February 2007 Kyiv	COMPLETED. WORKSHOP TOOK PLACE ON 12 MARCH 2007.
2006/07	Activity 1.1.2	Review of the legislation in view of the requirements of CETS 198.	Workshop on this activity took place on 14 May 2006. New draft submitted to UPIC on 17th November 2006	COMPLETED.
2007	Activity 1.1.3	Review of the legislation in view of the requirements of ETS 190 and CETS 196 (terrorism) to be followed by a workshop and drafting of amendments	ACTIVITY CANCELLED	THE INSTRUMENTS OF RATIFICATION WERE DEPOSITED AND THE CONVENTIONS ARE NOW IN FORCE.

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

November 2006 – early 2007	Activity 1.1.4	Review of the legislation in view of the requirements of ETS 172 (protection of environment through criminal law) to be followed by a workshop and drafting of amendments		RESCHEDULED FOR AUTUMN 2007.
2007 – Rescheduled from 2006.	Activity 1.1.5	Review of the legislation in view of the requirements of CETS 197 (trafficking in human beings) to be followed by workshop and drafting of amendments	Review to begin in December. Draft law to be forwarded to experts. Workshop: 22 January 2007 Kyiv	COMPLETED. WORKSHOP TOOK PLACE ON 24 MAY 2007.

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Workplan schedule	Activity	Description of activity	Provisional dates and venue	Comments
Output 1.2 Proposals for amendments to the criminal legislation available for submission to the Government and Parliament				
2007	Activity 1.2.1	Review of the existing instruction on the execution of European conventions in criminal matters and elaboration of proposals for improvement to be followed by workshop	Instruction to be forwarded to experts in July 2007. Workshop: 10 September 2007 Kyiv	
2007	Activity 1.2.2	Expert advice to the drafting of laws required to implement European treaties (in particular following the adoption of the new Criminal Procedure Code)	Provisionally October 2007	DEPENDENT UPON WHEN THE NEW CRIMINAL CODE HAS BEEN ADOPTED.
September 2006 – June 2007	Activity 1.2.3	Expert advice to the drafting of a law on the execution of foreign sentences	Draft law to be forwarded to international experts in February. Workshop: 16 April 2007 Kyiv	SELECTED COE MS LEGISLATION HAS ALREADY BEEN FORWARDED TO THE MOJ. AWAITING DRAFT LAW FROM THE MOJ.
2007	Activity 1.2.4	Expert advice to the drafting of a law on legal assistance and co-operation with the International Criminal Tribunal for the Former Yugoslavia	Draft law to be forwarded to international experts in September Workshop: 29 October 2007 Kyiv	HAVE TO TAKE INTO ACCOUNT THAT THE UN WANT TO WIND DOWN ITCY OPERATIONS. AGREED THAT THE NEW LEGISLATION SHOULD COVER ICC AS WELL AS ITCY. AWAITING DRAFT FROM THE MOJ.

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Workplan schedule	Activity	Description of activity	Provisional dates and venue	Comments
<i>Project objective 2 – To strengthen the human and institutional capacities of the Ministry of Justice and the Prosecution service for international co-operation in criminal matters</i>				
Output 2.2				
40 Ministry of Justice officials and up to 40 prosecutors (central and regional administrative divisions) trained				
2006-8	Activity 2.1.2 & 2.1.3	Elaborate a system for the Ministry of Justice and Prosecution adapted for needs of all relevant institutions. Implement the system at the Ministry of Justice and the Office of the Prosecutor General, including procurement of software, hardware and training		ONGOING ACTIVITY
	Activity 2.2.1	Organise up to 5 training seminars for prosecutors and justice officials at central level and regional administrative divisions on the requirements of relevant European treaties (each seminar to include workshops on the drawing up of requests for assistance)		
2007	Activity 2.2.1.2	2 nd training seminar (topic to be determined)	14-15 May Kyiv	COMBINED WITH ACTIVITY 2.2.2. TOPIC IS JUDICIAL COOPERATION. TAKING PLACE ON 29-31 MAY
2007	Activity 2.2.1.3	3 rd training seminar (topic to be determined)	15-16 November Kyiv	TOPIC TO BE DETERMINED BY JULY
2007	Activity 2.2.2	Organise a national level seminar for justice officials, prosecutors and judges on the relevant case law of the European Court of Human Rights related to extradition	29-30 May Kyiv	COMBINED WITH ACTIVITY 2.2.1.2. TAKING PLACE ON 29-31 MAY.
2006/2007	Activity 2.2.3	In-country English and French language training for up to 35 justice officials and 35 prosecutors responsible for international co-operation		ONGOING ACTIVITY

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Workplan schedule	Activity	Description of activity	Provisional dates and venue	Comments
Output 2.3				
Co-operation at the national level enhanced between the Ministry of Justice, the Office of the Prosecutor General, Courts and the Ministry of Interior through joint training and a common co-operation manual.				
From October 2006	Activity 2.3.1	Support a working group (comprising prosecutors and officials from the Ministry of Justice) in the drafting and publication of a co-operation manual		ONGOING ACTIVITY. BEING LED BY THE NATIONAL EXPERT.
2007 - 2008	Activity 2.3.2	Organise 3 workshops for prosecutors, officials from the Ministry of Justice, judges and officials from the Ministry of Internal Affairs on the basis of the co-operation manual	10-11 December Kyiv	DEPENDS UPON COMPLETION OF MANUAL.
	Activity 2.3.3	Organise up to 4 study visits for official from the Ministry of Justice, the Office of the Prosecutor General, the Ministry of Internal Affairs and courts to benefit from the experience of other European countries in judicial co-operation and in particular in view of the roles and responsibilities of different bodies in the judicial co-operation chain		
2007	Activity 2.3.3.2	2 nd study visit (location to be determined)	26-30 March	COMPLETED. VISIT TO SPAIN.
2007	Activity 2.3.3.3	3 rd study visit (location to be determined)	1-5 October	VISIT PLANNED TO THE UNITED KINGDOM.
From 01.05.2006	Activity 2.3.4	Support the development of a website on judicial cooperation		ONGOING ACTIVITY. BEING LED BY THE NATIONAL EXPERT.

Project on International Co-operation in Criminal Matters in Ukraine (UPIC)

Workplan schedule	Activity	Description of activity	Provisional dates and venue	Comments
<i>Project objective 3 : To promote networking and direct contacts between Ukrainian Ministry of Justice officials and prosecutors with those of neighbouring countries and other European countries</i>				
Output 3.1				
Direct co-operation strengthened and experience exchanged with up to ten other European countries				
	Activity 3.1.1	Organise up to 4 international meetings on topics of priority interest (such as co-operation in matters related to cybercrime, trafficking in human beings, or implementation of the 2nd Additional Protocol to the European Convention on Mutual Legal Assistance in Criminal Matters)		
2007	Activity 3.1.1.2	2 nd meeting - Cybercrime	6-7 February Kyiv	COMPLETED.
	Activity 3.1.1.3	3 rd meeting - Extradition	w/c 10 September 2007	RESCHEDULED FROM JUNE 2007.
Output 3.2				
Co-operation manual and web-site on international co-operation in criminal matters prepared with the participation of other European countries				
2007 - 2008	Activity 3.2.1	Within the framework of the international meetings, on the basis of the Ukrainian national co-operation manual (and using the examples of the PACO Networking Manual and the European Judicial Network) develop a manual and website for participating countries		ONGOING ACTIVITY

