

Annex 2

Significant cases in the field of countering corruption instrumented by AGD in the first semester of 2011

On 05.01.2011, the case prosecutor from the National Anti-corruption Directorate and AGD judiciary police officers - Iasi territorial unit, caught in the act a citizen, II, as he received a 37.500 Euro bribe from the denouncer BP, in order to facilitate the repossession of a terrain in Iasi.

The citizen II requested 100.000 Euro from the denouncer, pretending he had influence over the Iasi prefect and that he will enable the denouncer obtain the repossession certificate for a 37.500 square meters terrain.

Following the catching in the act, a criminal file was drawn against citizen II, for *trading favours*.

On 12.01.2011, AGD officers, Bucharest unit, supported by AGD's Criminal Investigations Service and Ilfov territorial unit, with technical support from the General Directorate for Intelligence and Internal Protection, under the coordination of the chief prosecutor from the Criminal Pursuit Section within the Prosecutor's Office attached to Bucharest Tribunal, together with other 6 prosecutors from the same Prosecutor's Office, conducted 4 home searches, 5 body searches, 9 vehicle searches and 24 bringing warrants. On the occasion of the searches, at the domicile of two police officers, the amount of 30.000 Euro was detected. 14 persons were detained, 4 of them being policemen within the Driving Licenses and Vehicle Registration Service – Bucharest unit. On 13.01.2011 warrants were issued for 29 preventive arrest against the policemen. This action was organized following information on the fact that the policemen from the Driving Licenses and Vehicle Registration Service – Bucharest unit, received money in order to favour certain candidates obtain the driving license. The amounts received were between 250 – 400 Euro for each candidate and the policemen were detected, by AGD officers, as they were acting in complicity with driving instructors from 20 schools.

On 28.02.2011, AGD officers, Constanta unit, under the coordination of the case prosecutor the National Anti-corruption Directorate – Constanta territorial unit, caught in the act a citizen, CV, as he received 65.000 Euro from TB, in order to facilitate certain compensations from the Romanian state (according to Law No. 9/1999 on the compensations towards Romanian

citizens who lost possessions due to the application of the Treaty between Romania and Bulgaria). In September 2010, CV, pretending he had influence over certain civil servants from the Romanian National Authority for the Restitution of Compensations, asked for 25% of the potential compensation due by the Romanian state to the citizen TB. On 11.11.2010 the denouncer TB gave 10.000 Euro to CV, as the first payment. Following the catching in the act, CV was ordered, by Constanta Tribunal, 29 preventive arrest, for *trading favours*.

On 06.03.2011, prosecutors from the National Anti-corruption Directorate – Bucharest territorial unit, together with AGD officers, Bucharest unit, caught in the act 4 persons involved in corruption acts. On 28.02.2011, following the investigative procedures conducted by AGD officers, it was ascertained that SV, lawyer within Bucharest Bar, will influence the medical personnel and the criminal pursuit body within the Forensic Medical Institute, in order to modify the blood tests of a citizen, GIA, who was already under preventive arrest in another case. The lawyer was to receive 4000 Euro from GIA, through two intermediaries. On 06.03.2011, the operative team coordinated by the case prosecutor, with members from AGD – Bucharest unit, the Intervention Gendarmerie Squad and the General Directorate for Intelligence and Internal Protection, caught SV and other 4 citizens in the act. During the investigations, the citizens GIA, GT, SEC and TDM admitted to the commitment of the crimes (buying influence, complicity to buying influence) and the case prosecutor order the interdiction to leave the locality for 29 days. Bucharest Court of Appeal ordered 29 preventive arrest against the lawyer CV, for *trading favours*.

In April 2011, following the denounce filed by a citizen, the Prosecutor's Office attached to Caras - Severin Tribunal, ordered the initiation of criminal pursuit against CT, inspector within the local County Council, for committing *trading favours*. It was ascertained that CT asked and received amounts of money in value of 2000 Euro, pretending he has influence over the civil servants within Resita City Hall and that he will enable the denouncer obtain an apartment within the possession of the municipality. On 15.04.2011, the case prosecutor from the Prosecutor's Office attached to Caras - Severin Tribunal and AGD officers caught in the act CT, as he received 500 lei from the denouncer and was detained for 24 hours. On 16.04.2011 Caras - Severin Tribunal ordered 15 days preventive arrest against the inspector within the local County Council.

In March 2011 the case prosecutor from the Prosecutor's Office attached to Caras - Severin Tribunal and AGD officers developed first – hand information on the offences committed by the Mayor from Valiug village, Caras Severin county. The latter promised to a citizen that, in exchange for 5700 Euro, he will grant him the rental of certain terrains within the possession of the local City Hall. On 07.04.2011 the Mayor, MM, received 3000 Euro as bribe from an undercover investigator. The money constituted the first payment, while the Mayor promised that, when the amount will be completed, he will make the necessary documents to take the terrains out for auction and assured the undercover officer he will win the bid. Following the catching in the act, on 08.04.2011, the Mayor was detained for 24 hours and was presented to Caras - Severin Tribunal with proposal for preventive arrest.

On 11.05.2011 the case prosecutor from the Prosecutor's Office attached to Bucharest Tribunal ordered 24 hours detention against the defendant BP, policeman within Bucharest Municipal Police, 3rd Police Section, investigated for committing *trading favours*. It was ascertained that, on 10.05.2011, the policeman asked for 250 Euro from the denouncer, in order to use his influence and obtain a favourable solution in a criminal file in which the denouncer's son was involved. On 11.05.2011 the policeman received 500 Euro, half of the money for him, and half for a prosecutor from the Prosecutor's Office attached to the 3rd Court. Prosecutors from the Prosecutor's Office attached to Bucharest Tribunal delegated AGD officers to conduct specific investigative measures before and after the defendant BP was caught in the act. On 12.05.2011, the policeman was detained for 24 hours and was presented to Bucharest Tribunal with proposal for preventive arrest.

On 17.05.2011, AGD officers from Dolj territorial unit, under the coordination of the case prosecutor from the Prosecutor's Office attached to Dolj Tribunal, with technical support of the Romanian Intelligence Service, detected and investigated the criminal activity of DM, employed within Craiova Municipal Hospital, and GM, businessman from Craiova, suspected of trading favours. In 2010, the two citizens asked and received 3700 Euro from a person, in order to facilitate his wife's employment at the hospital. Following the investigations, the case prosecutor ordered GM be detained and DM be investigated not under preventive measures, as the latter cooperated with the investigators. AGD officers continued the criminal

procedures, delegated by the case prosecutor, the two citizens being investigated for *trading favours*.

On 08.06.2011, a police agent within Bucharest Police General Directorate (DGPMB) was preventively arrested for 29 days for committing 3 trading influence offences and a criminal offence of driving a vehicle with forged registration plates.

De facto, during November 2010, P.M., a police agent within the Traffic Police Patrol of DGPMB, asked and received from the citizen I.A. 500 lei and 150 Euro by promising to help registering a vehicle owned by his brother, I.D., pretending he had influence over the employees with attributions of registering vehicles. During the same period, P.M. pretended and received from a driver 500 Euro in exchange of influencing the policemen within the Traffic Police Patrol who were investigating him in a criminal file for driving a vehicle under the influence of alcohol. In April 2011, the defendant pretended and received from G.R. 250 Euro in exchange of influencing employees within the Examination Commission, within the Bucharest Driving License and Vehicle Registration Service, to facilitate obtaining the driving license. In May 2011, the defendant drove the vehicle owned by the denouncer I.D. after he had previously attached the registration plates of a vehicle owned by another person.

On 30.03.2011, the Prosecutor's Office attached to the Bucharest Tribunal delegated Bucharest AGD officers to investigate the case. Thus, on 07.06.2011, AGD officers performed 2 home searches and 5 bringing warrants against the P.M. and the other 4 citizens.

AGD officers were supported by the employees within the General Directorate for Intelligence and Internal Protection and Gendarmerie Special Intervention Team. During the searches, numerous writings were discovered attesting that P.M. traded influence in exchange of money.

Bucharest Tribunal issued preventively arrest warrant for 29 days against P.M. and the investigations continued in order to establish the entire criminal activity of the police agent P.M. and other participants.

On 09.06.2011 a penitentiary officer from Barcea Mare Penitentiary, Hunedoara county, was put under preventive arrest for 29 days, for taking bribe, following a catching in the act operation organized by AGD officers, under the coordination of the case prosecutor from the Prosecutor's Office attached to Hunedoara Tribunal. A convicted person, KA, filed a denounce on the fact that, between 2010 and 2011, the penitentiary officer CNL

repeatedly asked for money, in total amount of 1500 Euro, in order to facilitate for him access to certain rights he was not entitled to. Subsequently to the specific measures taken, the officer penitentiary officer was caught in the act as he received 400 lei.