

ACTIONS PLAN FOR THE IMPLEMENTATION OF STRATEGY FOR STRENGTHENING THE INTEGRITY WITHIN THE JUDICIARY, 2011 - 2016

Objectives	General Measures	Actions	Responsible	Period	Budget	Indicator of Evaluation
I. Strengthening the integrity of the judicial system						
1. Increase of transparency in the judicial system	1.1 Improvement of the conditions of use of the court database management system	Measures to improve and use the ECRIS: - generalizing the use of ECRIS with courts and prosecutor's offices - providing the access of IJ to the ECRIS of prosecutor's offices - direct access of courts to the ECRIS of the other courts in „visualization” mode - access of prosecutor's offices to the ECRIS of courts.	SCM	Dec. 2011	Does not require any	Resolution SCM
		Drafting of documentation for and establishing the framework for the commissioning of JURINDEX	SCM, NIM UNBR, INPPA	Dec. 2011	Does not require any	Documentation approved by the president of SCM and the director of NIM
		Organization of the central unit of judicial statistics: - Organizational chart		Dec. 2011		Resolution SCM

		- staff - procedures Making statistics reports compatible between courts and prosecutor's offices		February 2012		Resolution SCM
	1.2 Transparency and objectiveness of the recruitment, promotion and evaluation procedures	Rendering operational of the directions of reform of the manner of recruitment as resulted from the NIM Conference 2010.	SCM, NIM	March 2012	-	Regulation drafted by SCM
		Reevaluation and drafting of the legislative framework for the improvement of the professional evaluation system of magistrates: - consulting the courts and prosecutor's offices, of civil society - organizing the evaluation commissions - training of evaluators - improvement of secondary legislation - establishing responsibilities of courts and prosecutor's offices managers in case of lack of performance of magistrates	SCM	Nov. 2011 - June 2012		Project of main legislative act. Training Seminars for evaluators Drafting of regulation and evaluation guidelines
		Improvement of the HCCJ promotion system	SCM, HCCJ	When the new law is published		Enforcement Regulation of the new law and

						details of procedure
		Regulating a way of evaluating the auxiliary specialty staff.	SCM, MoJ		-	Resolution SCM in common with a Order of the MoJ
	1.3 Improvement of file management and of judicial procedures (<i>case management</i>)	Verification of the way in which the distribution of files takes place in courts and prosecutor's offices Standardizing the drafting technique for judicial judgments and decrees, according to the recommendations of CEPEJ (Opinions no. 7/2005 and no. 11/2008) Drafting the methodology of <i>case management</i> on the various types of cases	Judicial Inspection, MP, DNA, MoJ SCM, NIM SCM, NIM	Permanent June 2012		Resolution SCM Resolution SCM
		Measures to unify judicial practice: - knowledge and enforcement of procedures to notify the HCCJ in order to issue a preliminary decree to solve some law issues - monitoring of implementation of provisions in the Internal Regulation	Management of courts Management of courts	Once the new codes of procedure are enforced permanent		No. of notifications formulated and of the acceptance decisions Control report

		(ROI) of the courts in the area. - drafting a methodology to individualize sanctions in criminal matters so as to provide similar sanctions in identical cases	HCCJ, SCM			Methodological publication
		Improving access to classified information in the activity of courts - establishing the legal framework - regulation by ROI	SCM	November 2011	-	Proposals to improve Law 182/2002 Change of ROI
	1.4 Improving the connection of SCM and of the system with the outside world	Implementation of the Strategy for communication of the SCM and of the judicial system (spokespersons, public interest information, communication with the plaintiffs, webpage of the SCM), including for the crisis management.	SCM, courts, prosecutor's offices	Annual, starting with b2011	World Bank (2011), then budget of SCM	
		Periodic performance of polls on the confidence in justice. Take over of suggestions to improve local management.	SCM, C. of Appeal	Annually	Budget of SCM and C. of Appeal	Polls made
		Improvement of the Guidelines of Relationship justice - media: clearing of the access of the parties, of the public and press to the file in the phase of criminal pursuit and trial, communication of copies of the	SCM, HCCJ, MP	Nov. 2011-mart. 2012	-	Resolution SCM Consultation with representatives of media,

2. Improvement of the accessibility of the litigant to the system of courts and prosecutor's offices and to information about it (<i>court management</i>)		documents on file, clearing of limits of externalization of issues in litigations on the roll and of criticism brought against magistrates.				NGO's in the area, spokespersons
		Signing of protocols with CNA and professional organisms of the media for the assimilation of Guidelines.		March 2012		Protocols signed
	2.1. Improvement of the courts' websites	Standardizing of information portal: adequate publishing of public interest data: - Declarations of wealth - Declarations of interests - Declarations of kinship - Structure of panels - Explaining of legal competences of courts and prosecutor's offices managements - Minimal data for the professional CV - statistic data, institutional and individual Delivery to courts and prosecutor's offices of minimal designs in case of making of websites, other than portal.just.ro	SCM	Oct 2011 - April 2012	-	Resolution SCM
			SCM for courts, MP for prosecutor's offices			Resolution of SCM, Order of the PG

	2.2 Reconfiguring the court and prosecutor's office management from the citizen's perspective	Standardizing the manner of visual orientation in courts: - presentation brochures - access to notice board - orientation indicators Establishing of a way of electronic access to public files of courts and of communicating the copies from the documents thereof. Guidelines for the drafting of applications addressed to courts and prosecutor's offices. Standardizing of applications with administrative character and of simple actions addressed to courts and prosecutor's offices and making these available to citizens on the institutions' websites.	SCM, HCCJ, MP SCM	Ian 2012- Dec 2013 Once the files are electronically archived Within maximum 3 months after the enforcement of the procedure code	Guidelines issued by SCM Resolution of SCM to modify the ROI Publishing on the site of the SCM and of the courts and prosecutor's offices
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	2.3 Publication of reports of courts, prosecutor's offices, of the HCCJ, POHCCJ and SCM;	Restructuring the contents of reports elaborated by the system Publication of activity reports, of reports on enforcement of the law on the access to public information, as well as of balance sheets of incomes and expenses. Publication of the report on the activity of SCM and the Report on the state of justice. Publication of the reports of DNA and POHCCJ.	SCM Courts of Appeal, Prosecutor's offices attached to of Courts of Appeal, HCCJ, POHCCJ, SCM SCM DNA, POHCCJ	November 2011 annually annually annually		Reports published
	2.4 Providing an effective and efficient institutional management	Creation of a unitary framework of exertion of courts management: - unifying of administrative practices - improvement and rendering objective of the recruitment system for specialized staff in courts and prosecutor's offices; - establishing a system of objective appointment of the members in various commissions; - creation of a system of mobility of the staff in direct contact with the	SCM, Courts	January 2012 Since March 2012	Budget court of appeal	Regulation of the operational framework of the networks of presidents

		public; - establishing of ways to implement the security guard and protection regulations within courts; - clear the practice of „audiences” in courts and prosecutor's offices Courses of <i>court management</i> and <i>case management</i>	NIM	annually	Budget of NIM	No. of trained magistrates and clerks
	2.5. Organizing public events and specific campaigns in order to strengthen confidence in justice;	Elaborating of an e-justice website Creation of posters Making of positive video and audio spots on justice Involvement in information campaign regarding the new codes	SCM SCM SCM SCM, Inter-institution Group `The Codes are Coming`, managements	2013 2012 2013 When the new codes appear	Budget SCM Budget SCM Budget SCM Budget SCM, associated institutions. Courts	Operational Site, no. of accesses Posting in public institutions Posting on sites and blogs, dissemination on TV and radio stations Editing of information brochures, participation to broadcasts,

			of courts and prosecutor's offices		of appeal and prosecutor's offices	organizing press conferences
II. Strengthening Individual Integrity						
1. Improvement of the system of conduct rules and deontology	1.1 Drafting of a <i>Conduct Guidelines for the judicial system</i> , meant for - members of the SCM (presence, conditions of representation, conditions for abstention, etc) and the technical apparatus of the SCM - Judicial Inspection - judges, prosecutors - specialized auxiliary and associated staff - detached magistrates - trainers of NIM, NSC and their employed staff - legal trainees	Drafting Commission (SCM, IJ, NIM, NSC, courts, prosecutor's offices)	November 2011-March 2012	Budget SCM	Drafting of Guide (Guidelines)	
	1.2. Creating procedures for the implementation of the Conduct Guidelines for the judicial System: - drafting of procedure regulations in the Guidelines - establishing of commissions of judicial ethics at local level (HCCJ, courts of appeal and attached prosecutor's offices),	Drafting Commission General Meetings	March 2012-March 2013	Budget SCM and NIM	Functional Network Completion of ROI	

	with consultative and recommendation role - Creation of the National Network of Counsels in Judicial Ethics, in order to unify practices in the area of ethics	SCM, Ethics Counselors			
	1.3. Providing of implementation framework of provisions of art. 5 paragraph 2 of Law no. 303/2004.	SCM			Resolution SCM to modify the ROI
2. Development of a culture of judicial integrity by specific training	2.1. Providing of qualified trainers in the area of professional ethics and deontology	SCM, NIM	2012	Budget NIM	No. of trained trainers
	2.2. Preparation within continuous training in the areas of judicial deontology and ethics of all categories of staff in the justice system, including those in management positions and the judicial inspectors. Training of legal trainees in this area	SCM, NIM	Annually	Budget SCM, NIM and courts of appeal	Nr. of trained persons
	2.3. Inclusion of the Guidelines on Judicial Conduct and of the Deontological Guidelines in the bibliography, as a condition to occupy executive and management positions	SCM, NIM	September 2012		Resolution SCM
	2.4. Organizing periodical debates between all law professionals on the role of justice and profession ethics (including legal counsels, mediators, experts)	SCM	Annual conference	Budget NIM	No of debates

	2.5. Publishing of case law in matters of judicial corruption, disciplinary and deontological areas on magistrates, informing the magistrates thereon. Improvement of the professional behavior as a result of valorization of results of periodic evaluations, controls, complaints formulated by citizens, respectively of disciplinary and criminal sanctions enforced against magistrates and auxiliary specialized staff.	SCM	Permanent updating	Does not require any	Publication of decrees and statistics on website
		Managements of courts and prosecutor's offices, Judicial Inspection	permanent	Does not require any	No. of meetings made
3. Improvement of the system of liability of magistrates and auxiliary staff	3.1. Improvement of the legislative framework in disciplinary matters corroborated with the modernization of the evaluation system, including: - Implementation of a mechanism to eliminate from magistracy for professional inadequacy - Disciplinary sanction in case of refusal to appear at the medical check-up ordered by the management college or the SCM	SCM, MoJ	2012		Proposals for law bill
	3.2 Consolidating the role and status of the Judicial Inspection	Providing the necessary human and financial resources Improvement of the manner to recruit the inspectors Regulations of organization and function of Judicial Inspection concerning: - Administrative subordination - Operational independence - relation with the Plenum of the SCM - criteria for the distribution of	SCM, MoJ	2011-2012	State Budget
			SCM, IJ	Done	Resolution SCM
			SCM, IJ	Dec. 2011	Resolution SCM

		works - EMAP connection with the IJ - Evaluation of the IJ activity - Responsibility of inspectors <i>Feedback</i> system from courts and prosecutor's offices where inspections have been carried out				
	3.3 Efficient processing of notifications on the system malfunctions	Creation of a unique system for the addressing of complaints and notifications regarding the organization and/or functioning of the system	SCM, MoJ, IJ, DNA	2013	Budget of each institution	Common Establishme nt Resolution