

CHAPTER 24 JUSTICE, FREEDOM AND SECURITY

Priority 24.1 Continuing to strengthen and enhance the judicial and administrative capacity of all law enforcement institutions and align their status and functioning with European standards, including through developing inter-agency cooperation

1 Schedule of legislative alignment

Table 24.1.1

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|---|--|---|-----------------------------|------------------|
| 1 | Council Resolution of 9 June 1997 concerning a handbook for joint customs surveillance operations | Law Amending the Decree Law No. 485 | Setting out the legal basis for Joint Customs Monitoring Operations Enabling information and document exchange for operations to be carried out pursuant to obligations arising from international or bilateral agreements | Undersecretariat of Customs | After 2011 |
| 2 | Convention drawn up on the basis of Article K.3 of the Treaty on European Union, on mutual assistance and cooperation between customs administrations | Law Approving the Convention on Cooperation and Assistance between Customs Administrations | Improving cooperation and assistance between Customs Administrations | Undersecretariat of Customs | After 2011 |
| 3 | The EU Convention on the Use of Information Technologies for Customs Purposes | Law on the Approval of the Convention on the Use of Information Technologies for Customs Purposes | Establishing the legal basis for the Convention on the Use of Information Technologies for Customs Purposes | Undersecretariat of Customs | After 2011 |
| 4 | The EU Convention on the Use of Information Technologies for Customs Purposes | Decision of Council of Ministers on the Approval of the Convention on the Use of Information Technologies for Customs Purposes | Establishing the legal basis for the Convention on the Use of Information Technologies for Customs Purposes | Undersecretariat of Customs | After 2011 |

Table 24.1.1 (Continued)

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|--|---|--|--|------------------------|
| 5 | Council Act of 03 November 1998 laying down rules governing Europol's external relations with Third States and non-European Union bodies (1999/C 26/04) Council Act of 12 March 1999 adopting rules governing transmission of personal data by Europol to Third States and third bodies | Operational Level Co-operation Agreement with Europol | Following the enactment of Data Protection Law, enabling cooperation on operational level with Europol, thus taking further steps in the fight against international crime | Ministry of Interior | 2010-2011 |
| 6 | Council Act of 5 June 2003 amending the Council Act of 3 November 1998 adopting rules on confidentiality of Europol Information | Harmonisation of current Document Security with the Privacy of Information Rules of Europol and establishing the legal infrastructure | Identification of use, evaluation and privacy equivalents of information and documents shared by Europol and Turkey; and using common codes for privacy, use and evaluation in the information exchange | Ministry of Justice Ministry of Interior | 2010-2011 |
| 7 | Convention based on Article K.3 of the Treaty on European Union, on the establishment of a European Police Office (Europol Convention) | Legislation on Duties and Responsibilities of Europol National Unit | Introduction of common workflow and work arrangements including the representatives of other institutions in line with recommendations of HENU (Heads of Europol National Units) through the clarification of job description, legal identity and legal structure of Europol National Unit | Ministry of Justice Ministry of Interior | 2010-2011 ¹ |
| 8 | Article 8 of Council Regulation No. 1338/2001 | Arrangement of Workflow between NCO and ENU with regard to Fight against Forgery of Money and Euro Counterfeiting | With the arrangement, making concrete progress under the title of Fight against Forgery of Money and Euro Counterfeiting under Chapter 32. Nonetheless regulating information exchange between Europol which acts as National Central Office for Europe particularly for Euro counterfeiting and NCO in Turkey | Ministry of Justice Ministry of Interior Ministry of Finance | 2010-2011 |

¹ It will be enacted after adoption of Cooperation Agreement on Operational Level with Europol

Table 24.1.1 (Continued)

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|-----------|--|---|---|---|--|
| 9 | Regulation No. 1987/2006 , Council Decision No. 2007/533/JHA | Establishment of Legal and Technical Base of SIS II and Sirene Office. | Formation of technical and legal basis of SIS II which will be established in our country together with EU membership | Ministry of Justice Ministry of Interior | To be enacted within the framework of full membership perspective |
| 10 | Schengen Acquis-Convention Implementing the Schengen Agreement of June 1985 between The Governments of the States of Benelux Economic Union, The Federal Republic of Germany and The French Republic on the Gradual Abolition of Checks at their Common Borders | Arrangement of Sirene Office Work and Workflow | Determining workflow and work procedures of representatives of various law enforcement units in line with particularly Articles 39-40-41 and 101 under the title of Police Cooperation of Schengen Convention and within the scope of Schengen Catalogues | Ministry of Interior | To be enacted within the framework of full membership perspective |
| 11 | Schengen Acquis-Convention Implementing the Schengen Agreement of June 1985 between The Governments of the States of Benelux Economic Union, The Federal Republic of Germany and The French Republic on the Gradual Abolition of Checks at their Common Borders | Establishing National Schengen Information System (N-SIS) and Determining Level of User Access | Establishing National Schengen Information System covering particularly Articles 96-97-98-99 and 100 under the title of Police Cooperation of Schengen Convention and transferring data from this information system to Central Schengen System. Ensuring access to N-SIS in accordance with Article 101 | Ministry of Interior | To be enacted within the framework of full membership perspective |
| 12 | Communication From The Commission To The Council And The European Parliament: Evaluation of EU Policies on Freedom, Security and Justice (COM (2006) 332 final) | Revision of the Implementing Regulation on Establishment, Tasks and Operations of Bomb Disposal and Investigation Units and the revision of the Implementing Regulation of the Counter-terrorism and Operations Department | Establishment of a training centre in order to increase international and regional cooperation within the scope of efficient fight against terrorism and establishment of Europe-Middle East Explosives and Bomb Investigation, Examination and Training Centre | Ministry of Interior | 2011-2013 |

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.1.2

| No | Requirements | Year |
|---|--|-------------|
| (Ministry of Interior) | | |
| 1 | Extending the scope of implementation and enabling effective usage of Legislative Implementation Training Project (MUYEP) for the purpose of training of law enforcement personnel on the EU Acquis, the legislation on duties and responsibilities of law enforcement organisations of EU Member States and their operational relations with judicial units | 2009-2011 |
| (Ministry of Interior (Gendarmerie General Command)) | | |
| 2 | Establishment of Gendarmerie Regional Criminal Laboratory in Istanbul | 2009-2012 |
| 3 | Establishment of Vehicle Accidents Investigation Laboratory under Gendarmerie Criminal Department | 2009-2011 |
| 4 | Developing cooperation with Association of the European and Mediterranean Police Forces and Gendarmeries with Military Status (FIEP) and countries of European Gendarmerie Force | 2009-2010 |
| (Ministry of Interior (Turkish National Police)) | | |
| 5 | Establishment of Police Regional Criminal Laboratory in Adana, Diyarbakır and Izmir | 2009-2012 |
| 6 | Strengthening the capacity of counter-terrorism units of Turkish National Police, preventing radicalism and cracking down on terrorists' human, financial and technological resources in order to improve regional and international cooperation within the context of fight against terrorism. | 2011-2013 |
| 7 | Establishment of a new in-service training unit in line with EU standards and of international quality | 2009-2011 |
| 8 | Harmonisation of current Document Security with the Privacy of Information Rules of Europol and establishing the institutional infrastructure | 2009-2011 |
| 9 | Arrangement regarding duties and responsibilities of Europol National Unit | 2009-2011 |
| 10 | Arranging workflows of National Bureau for the fight against Forgery of Money and Euro-counterfeiting (NCO) and Europol National Unit (ENU) | 2009-2011 |
| 11 | Establishment of Legal and Technical Base of SIS II and Sirene Office | 2 |
| 12 | Arrangement of Sirene Office Work and Workflow | 3 |
| 13 | Establishing National Schengen Information System (N-SIS) and Determining Level of User Access | 4 |
| 14 | Increasing the capacity for investigating, preventing and inquiring cyber crimes | 2010-2012 |

² To be considered within the framework of full membership perspective.

³ To be considered within the framework of full membership perspective.

⁴ To be considered within the framework of full membership perspective

3 Financial requirements and resources

Table 24.1.3.1

(Euro)

| Requirements (Ministry of Interior (Gendarmerie General Command)) | Year | National Budget | EU sources | Other | Total |
|---|-------------|------------------------|-------------------|--------------|-------------------|
| I- Investment | | | | | |
| Constructing a Gendarmerie regional criminal laboratory in Istanbul and supplying advance level laboratory equipments ⁵ | 2009-2012 | 1,853,250 | 5,559,750 | | 7,413,000 |
| Establishment and equipment of vehicle accidents investigation laboratory in Ankara | 2010-2011 | 750,000 | 2,250,000 | | 3,000,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2010-2011 | 75,000 | 1,425,000 | | 1,500,000 |
| - Consultancy | 2009-2011 | | 300,000 | | 300,000 |
| - Translation | 2009-2011 | | 140,000 | | 140,000 |
| - Other | | | | | |
| Relevant teaching materials to be used during the trainings (sheet of papers, photocopy, pressing of brochures, badge-name cards etc) | 2010-2011 | | 150,000 | | 150,000 |
| Total | | 2,678,250 | 9,824,750 | | 12,503,000 |

⁵ To be financed by the project titled "Strengthening Forensic Capacity in Turkey - TR 08.02.14" under Pre-Accession Financial Assistance 2008 Programme

Table 24.1.3.2

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) | Year | National Budget | EU sources | Other | Total |
|--|-----------|-------------------|-------------------|-------|-------------------|
| I- Investment | | | | | |
| Establishment and equipment of Police Regional Criminal Laboratory in Adana, Diyarbakır and İzmir ⁶ | 2009-2012 | 4,796,750 | 14,390,250 | | 19,187,000 |
| Strengthening the regional and international cooperation in an effective fight against terrorism | 2011-2013 | 5,250,000 | 17,250,000 | | 22,500,000 |
| Strengthening the capacity for investigating, preventing and inquiring cyber crimes | 2011-2013 | 5,250,000 | 17,250,000 | | 22,500,000 |
| II- Legislative approximation and implementation | 2010-2012 | 5,000,000 | 15,000,000 | | 20,000,000 |
| - Personnel | | | | | |
| - Training | 2009-2012 | 60,000 | 1,140,000 | | 1,200,000 |
| - Consultancy | 2009-2012 | 25,000 | 225,000 | | 250,000 |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | 20,381,750 | 65,255,250 | | 85,637,000 |

⁶ To be financed by the project titled "Strengthening Forensic Capacity in Turkey - TR 08.02.14" under Pre-Accession Financial Assistance 2008 Programme

Priority 24.2 Continuing efforts of Turkey to implement the National Action Plan on Asylum and Migration including through the adoption of a roadmap, making preparations for the adoption of a comprehensive asylum law in line with the EU Acquis including the establishment of an asylum authority and increasing the capacity for combating illegal migration in line with international standards⁷

1 Schedule of legislative alignment

Table 24.2.1

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|--|---|---|-----------------------|------------------|
| 1 | Amsterdam Treaty: Protocol on the right of asylum for citizens of the EU member states | Law on Establishment of an Asylum and Immigration Unit under the Ministry of Interior | Establishment of a new Asylum and Immigration Unit under the Ministry of Interior | Ministry of Interior | 2009-2010 |

⁷ The priority has been prepared on the basis of Turkey's National Action Plan for Migration and Asylum which was approved and brought into force by the Turkish Prime Ministry, on 25.03.2005, and which is including legal arrangements which should be put into force during the harmonization of Turkey's legislation and system regarding migration, asylum and foreigners with the EU Acquis and system, investment projects necessary for completing the administrative structuring and physical infrastructure and measures that should be taken during Turkey's accession negotiations.

Table 24.2.1 (Continued)

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|---|---------------------------|--|-----------------------|------------------|
| 2 | <ul style="list-style-type: none"> - Directives No. 2001/55/EC 2003/09/EC, 2004/83/EC and 2005/85/EC - Resolutions of 30 November and 1 December 1992 on a harmonized approach to matters with regard to host third-countries - Council Declaration No. 15067/02 regarding Safe Third-Countries - Conclusions of 30 November and 1 December 1992 on Countries in Which There is Generally no Serious Risk of Persecution - Resolutions of 30 November and 1 December 1992 on Manifestly Unfounded Applications for Asylum - Council Resolution on minimum guarantees for asylum procedures - Amsterdam Treaty: Protocol on the right of asylum for citizens of the EU member states - Resolutions No. 2000/596/EC, 2001/275/EC 2002/307/EC and 2002/46/EC - Regulation No.491/2004 | Asylum Law | Harmonization of the Turkish legislation on Asylum, Immigration and Foreigners with the EU legislation while maintaining the existing geographical restrictions. | Ministry of Interior | 2009-2010 |

Table 24.2.1 (Continued)

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|---|---------------------------|--|--|------------------|
| 3 | <p>- Schengen Acquis SCH/Com-Ex (99) 13 - Decision of the Executive Committee of 28 April 1999 on the Definitive Versions of the Common Manual and Common Consular Instruction - Regulation No. 1091/2001/EC - Council Recommendation for harmonizing the means of struggle against illegal immigration and illegal employment, and developing the control procedures in relation to these. - Resolutions of 20 June 1994 and 30 November 1994 on limitation of admission of third-country nationals to the territory of the Member States for employment - Articles 11, (1), (a) and 21 of the Schengen Convention - Part I, 2.1.3 of the Common Consular Instructions (CCI)</p> | Foreigners Law | Harmonization of visa descriptions and types (single and multiple entrance visas) with the EU visa types. Identification of the procedural and legislative framework of the struggle against illegal immigration and employment. | Ministry of Interior Ministry of Foreign Affairs | 2009-2010 |

Table 24.2.1 (Continued)

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|--|---|---|-----------------------|------------------|
| 4 | <ul style="list-style-type: none"> - Directives No. 2001/55/EC, 2003/09/EC, 2004/83/EC and 2005/85/EC - Resolution of 30 November and 1 December 1992 on a harmonized approach to matters with regard to host third-countries - Council Declaration No. 15067/02 regarding Safe Third-Countries - Conclusions of 30 November and 1 December 1992 on Countries in Which There is Generally no Serious Risk of Persecution - Resolution of 30 November and 1 December 1992 on Manifestly Unfounded Applications for Asylum - Council Resolution on minimum guarantees for asylum procedures - Amsterdam Treaty Protocol on the right of asylum for citizens of the EU member states - Resolutions No. 2000/596/EC, 2001/275/EC, 2002/307/EC and 2002/46/EC - Regulation No.491/2004 | Implementing Regulation on the Implementation of the Asylum Law | Issuing Secondary Legislation for the implementation of the Asylum Law envisaged to be enacted. | Ministry of Interior | 2010-2011 |

Sub Priority 24.2.1 Establishment of an Asylum and Immigration Unit under the Ministry of Interior and employment of personnel to work in this field with an expertise status

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.1.2

| No | Requirements | Year |
|---|---|-----------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Universalization of the expert status by means of increasing the personnel capacity | 2009-2011 |
| 2 | Increasing foreign language capacity of the personnel | 2009-2011 |
| (Ministry of Interior (Gendarmerie General Command)) | | |
| 3 | Training of Law enforcement personnel on EU legislation with a view to increasing efficiency in the struggle against illegal immigration within the scope EU Acquis | 2009-2011 |
| 4 | Organising seminars on Asylum Law together with the Office of the United Nations High Commissioner for Refugees (UHHCR) | 2009-2011 |

3 Financial requirements and resources

Table 24.2.1.3.1

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) | Year | National Budget | EU sources | Other | Total |
|---|------|-----------------|------------------|-------|------------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2010 | 500,000 | 2,000,000 | | 2,500,000 |
| - Consultancy | 2010 | | 400,000 | | 400,000 |
| - Translation | 2010 | | 100,000 | | 100,000 |
| - Other | | | | | |
| Total | | 500,000 | 2,500,000 | | 3,000,000 |

Table 24.2.1.3.2

(Euro)

| Requirements (Ministry of Interior (Gendarmerie General Command)) | Year | National Budget | EU sources | Other | Total |
|---|-----------|-----------------|----------------|----------------|------------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2010-2011 | | 900,000 | 600,000 | 1,500,000 |
| - Consultancy | | | | | |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | | 900,000 | 600,000 | 1,500,000 |

Sub Priority 24.2.2 Establishment of Asylum Training Curriculum

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.2.2

| No | Requirements | Year |
|---|--|-----------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Establishment of Training Academy (Institute) in the framework of the Council Directive 2005/85/EC of 1 December 2005 on minimum standards on procedures in Member States for granting and withdrawing refugee status (EU Council Procedure Directive) | 2010-2011 |
| 2 | Universalization of expert status by means of increasing the personnel capacity | 2010-2011 |

3 Financial requirements and resources

Table 24.2.2.3

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) | Year | National Budget | EU sources | Other | Total |
|---|-----------|-----------------|----------------|-------|----------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2010-2011 | 128,000 | 192,000 | | 320,000 |
| - Consultancy | 2010-2011 | | 50,000 | | 50,000 |
| - Translation | 2010-2011 | | 400,000 | | 400,000 |
| - Other | | | | | |
| Relevant teaching materials to be used during the trainings (sheet of papers, photocopy, pressing of brochures, badge-name cards etc) | 2010-2011 | | 50,000 | | 50,000 |
| Total | | 128,000 | 692,000 | | 820,000 |

Sub Priority 24.2.3 Establishment of Translators Staff Group for Asylum System and Training Translators on the Asylum Law

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.3.2

| No | Requirements | Year |
|---|---|-----------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Forming Asylum Training Curriculum in the framework of the Council Directive 2005/85/EC of 1 December 2005 on minimum standards on procedures in Member States for granting and withdrawing refugee status (EU Council Procedure Directive) | 2010-2011 |

3 Financial requirements and resources

Table 24.2.3.3

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) | Year | National Budget | EU sources | Other | Total |
|---|-----------|-----------------|---------------|-------|----------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | 2010-2011 | 120,000 | | | 120,000 |
| - Training | 2010-2011 | | 10,000 | | 10,000 |
| - Consultancy | | | | | |
| - Translation | 2010-2011 | 20,000 | | | 20,000 |
| - Other | | | | | |
| Total | | 140,000 | 10,000 | | 150,000 |

Sub Priority 24.2.4 Establishment of Translators Staff Group for Asylum System and Training Translators on the Asylum Law

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.4.2

| No | Requirements | Year |
|---|---|-----------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Setting up Country of Origin and Asylum Information Systems in the framework of the Council Directive 2005/85/EC dated 1 December 2005 on minimum standards on procedures for granting and withdrawing refugee status in Member States (EU Council Procedure Directive) | 2009-2011 |
| 2 | Establishing a reception system for asylum seekers/refugees in the framework of the EU Council Reception Conditions Directive | 2009-2011 |
| 3 | Establishment of Reception and Accommodation Centres for Asylum Seekers and Refugee Guest Houses as laid down in the Hague Programme and in the EU Council Reception Conditions Directive | 2009-2011 |

3 Financial requirements and resources

Table 24.2.4.3.1

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) ⁸ | Year | National Budget | EU sources | Other | Total |
|--|------|------------------|------------------|-------|-------------------|
| I- Investment | 2009 | 2,500,000 | 7,500,000 | | 10,000,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | 2009 | 400,000 | | | 400,000 |
| - Training | 2009 | | 1,500,000 | | 1,500,000 |
| - Consultancy | | | | | |
| - Translation | 2009 | | 100,000 | | 100,000 |
| - Other | | | | | |
| Total | | 2,900,000 | 9,100,000 | | 12,000,000 |

⁸ Financed by the project titled "Support to the set up of Asylum and Country of Origin Information (COI) Systems -TR 06.01.01" under Pre-Accession Financial Assistance 2005 Programme

Table 24.2.4.3.2

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) ⁹ | Year | National Budget | EU sources | Other | Total |
|--|-----------|-------------------|-------------------|-------|-------------------|
| I- Investment | 2009-2011 | 15,300,000 | 45,900,000 | | 61,200,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | 2009-2011 | 500,000 | | | 500,000 |
| - Training | 2009-2011 | | 1,200,000 | | 1,200,000 |
| - Consultancy | 2009-2011 | | 400,000 | | 400,000 |
| - Translation | 2009-2011 | | 100,000 | | 100,000 |
| - Other | | | | | |
| Total | | 15,800,000 | 47,600,000 | | 63,400,000 |

⁹ Financed by the project titled "Establishment of Reception, Screening and Accommodation Centres for asylum seekers and refugees - TR 07.02.17" under Pre-Accession Financial Assistance 2007 Programme

Sub Priority 24.2.5 Establishment of an “Appeal Evaluation Board” within the Asylum System for First Instance Decisions

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.5.2

| No | Requirements | Year |
|---|--|---------------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Establishment of an “Appeal Evaluation Board” in asylum system for the first instance decisions in the framework of the Council Resolution of 20 June 1995 on minimum guarantees for asylum procedures | ¹⁰ |

3 Financial requirements and resources

Table 24.2.5.3

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) | Year | National Budget | EU sources | Other | Total |
|---|------|-----------------|------------------|-------|------------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2011 | | 1,000,000 | | 1,000,000 |
| - Consultancy | 2011 | | 50,000 | | 50,000 |
| - Translation | 2011 | | 50,000 | | 50,000 |
| - Other | | | | | |
| Total | | | 1,100,000 | | 1,100,000 |

¹⁰ To be considered within the framework of full membership perspective

Sub Priority 24.2.6 Establishment of a “Unit” To Make Policies in Order to follow and Evaluate the Mass Population Movements (Mass Influx)

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.6.2

| No | Requirements | Year |
|---|--|-----------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Strengthening the capacity of “Asylum and Immigration Unit” with a view to following and evaluating the mass population movements (mass influx) in the framework of the Council Directive 2001/55/EC of 20 July 2001 on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof | 2009-2011 |

3 Financial requirements and resources

Table 24.2.6.3

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) | Year | National Budget | EU sources | Other | Total |
|---|------|-----------------|------------------|-------|------------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | 2011 | 60,000 | | | 60,000 |
| - Training | 2011 | | 1,200,000 | | 1,200,000 |
| - Consultancy | 2011 | | 10,000 | | 10,000 |
| - Translation | 2011 | | 10,000 | | 10,000 |
| - Other | | | | | |
| Total | | 60,000 | 1,220,000 | | 1,280,000 |

Sub Priority 24.2.7 Establishment of Fingerprint Database for Effective Application of the Dublin Convention

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.7.2

| No | Requirements | Year |
|---|--|---------------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Establishment of a fingerprint database for effective application of the Dublin Convention in the framework of the Council Regulation (EC) No 343/2003 of 18 February 2003 (Dublin II Regulation) establishing the criteria and mechanisms for determining the Member State responsible for examining an asylum application lodged in one of the Member States by a third-country national | ¹¹ |

3 Financial requirements and resources

Table 24.2.7.3

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) | Year | National Budget | EU sources | Other | Total |
|---|------|------------------|------------------|-------|------------------|
| I- Investment | 2011 | 1,250,000 | 3,750,000 | | 5,000,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | | | | | |
| - Consultancy | | | | | |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | 1,250,000 | 3,750,000 | | 5,000,000 |

¹¹ To be considered within the framework of full membership perspective

Sub Priority 24.2.8 Establishment of the Building for the Asylum and Immigration Unit

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.8.2

| No | Requirements | Year |
|-------------------------------|---|-----------|
| (Ministry of Interior) | | |
| 1 | Establishment of the Building for the Asylum Unit ¹² | 2009-2011 |

3 Financial requirements and resources

Table 24.2.8.3

(Euro)

| Requirements (Ministry of Interior) | Year | National Budget | EU sources | Other | Total |
|---|-----------|------------------|------------------|-------|-------------------|
| I- Investment | 2009-2011 | 2,500,000 | 7,500,000 | | 10,000,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | 2009-2011 | 1,200,000 | | | 1,200,000 |
| - Training | 2009-2011 | | 300,000 | | 300,000 |
| - Consultancy | 2009-2011 | | 400,000 | | 400,000 |
| - Translation | 2009-2011 | | 360,000 | | 360,000 |
| - Other | | | | | |
| Total | | 3,700,000 | 8,560,000 | | 12,260,000 |

¹² Since the commitment of “Establishing a single and centralized institution under the Ministry of Interior specialized in the determination of refugee status and fulfilment of the legislative, administrative and infrastructure needs for developing its operational capacity.” has been taken place in the Turkey’s 2003 National Plan For the Adoption of the Acquis, the expression of “In order to increase the capacity, Institutional set-up will be realized to establish a specialization unit in the field of migration and asylum.” Has been taken place in Article 4.1. of the Turkish National Action Plan for the Adoption of the EU Acquis in the Field of Asylum and Migration (Turkish National Action Plan on Asylum and Migration) which was approved and brought into force by the Turkish Prime Minister on 25.03.2005. Within this framework, the expression of “A project fiche for the asylum unit should be prepared and a building should be constructed or a suitable building should be renovated and made available in Ankara with the equipment required.” has been taken place in Article 4.4.2 of the Turkish National Action Plan on Asylum and Migration, under title “Establishing Premises for the Asylum Unit.” and, in implementation table (analysis grid table), annex of the Turkish National Action Plan on Asylum and Migration, year 2012 has been laid down as dead line for realizing the mentioned Asylum Unit.

Sub Priority 24.2.9 Migration and Illegal Migration

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.2.9.2

| No | Requirements | Year |
|---|---|-----------|
| (Ministry of Interior (Turkish National Police)) | | |
| 1 | Training of the staff working in the field of migration and illegal migration | 2009-2010 |
| 2 | Establishment of aliens removal centres | 2009-2011 |

3 Financial requirements and resources

Table 24.2.9.3

(Euro)

| Requirements (Ministry of Interior (Turkish National Police)) ¹³ | Year | National Budget | EU sources | Other | Total |
|---|-----------|------------------|-------------------|-------|-------------------|
| I- Investment | 2009-2011 | 4,450,000 | 13,350,000 | | 17,800,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2009-2011 | | 1,700,000 | | 1,700,000 |
| - Consultancy | | | | | |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | 4,450,000 | 15,050,000 | | 19,500,000 |

¹³ Financed by the project titled "Support to Turkey's Capacity in Combating Illegal Migration and Refurbishment of Removal Centres for Illegal Migrants - TR 07.02.16" under Pre-Accession Financial Assistance 2007 Programme

Priority 24.3 Continuing efforts to implement the “National Action Plan towards the Implementation of Turkey’s Integrated Border Management Strategy” including through the definition of a precise roadmap. Taking steps to establish a new border law enforcement authority

1 Schedule of legislative alignment

Table 24.3.1

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|-----------|---|--|---|--|-------------------------|
| 1 | - Regulation No. 1683/95/EC and 334/2002/EC - The recommendations and best applications chapter of the Schengen Catalogue - Part VI of the Common Consular Instructions - Annex No: 8, 9, 10, 13 of the Common Consular Instructions | Legislation for Harmonizing the Turkish Visa Sticker with the EU Schengen Visa Sticker | Harmonisation of visa stickers with the EU Acquis | Ministry of Foreign Affairs Ministry of Interior Ministry of Finance | 2009 |
| 2 | Directives No. 2005/60/EC and 2006/70/EC | Communiqué/Implementing Regulation on the Procedures and Principles regarding the Declarations Made in Customs Administrations | Identification of the principles and procedures regarding the declaration to be made in customs administration on free assets brought by the passengers and related cases punishable with administrative fine | Undersecretariat of Customs Ministry of Finance | 2009 |
| 3 | Joint Action No. 96/197/JHA Schengen Acquis SCH/Comex (99) 13 - Decision of the Executive Committee - Annex No.3 of the Common Consular Instructions | Law Amending Some Articles of Passport Law No. 5682. | Ensuring border security and contributing to the activities to struggle against illegal transit through an airport transit visa | Ministry of Interior Ministry of Foreign Affairs | 2009-2010 |

Table 24.3.1 (Continued)

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|--|---|---|---|--|
| 4 | <p>-Treaty of Amsterdam and Article 8 of the Protocol annexed to that Agreement and which integrates Schengen Acquis with European Union framework</p> <p>-Schengen Catalogue, prepared on 8 February 2002</p> <p>- Article 6 of Schengen Implementation Agreement</p> | <p>Legislation on Establishment of Border Security Unit under the Ministry of Interior¹⁴</p> | <p>Carrying out studies to establish of a professional border security organization to work in all border gates of Turkey and in blue and green borders</p> | <p>Ministry of Interior</p> | <p>2010-2011</p> |
| 5 | <p>Regulations No. 539/2001, 2414/2001, 453/2003 and 851/2005</p> | <p>Circulars on Harmonization with the EU Implementations Regarding the Visas Issued at the Border Checkpoints, and in this framework, Terminating the Sticker and Stamp Visa Issuance that has been Applied to 51 Countries</p> | <p>Terminating the sticker and stamp visa issuance at border checkpoints in the long term</p> | <p>Ministry of Foreign Affairs Ministry of Interior</p> | <p>Harmonization will be ensured within the framework of full membership perspective</p> |
| 6 | <p>- Common Consular Instructions of the EU (Annex No. 1)</p> <p>- Regulations No. 539/2001, 2414/2001, 453/2003 and 851/2005</p> | <p>Decision of Council of Ministers and/or Circulars regarding the Rearrangement of the Countries Subject to Visa or Exempt from Visa in our Visa Regime Table, in order to Harmonize with the Negative and Positive Visa Lists of the EU</p> | <p>Harmonization with the Negative and Positive Visa Lists of the EU</p> | <p>Ministry of Interior Ministry of Foreign Affairs</p> | <p>Harmonization will be ensured within the framework of full membership perspective</p> |

¹⁴ To be covered on the basis of priorities envisaged in the “National Action Plan towards the Implementation of Turkey’s Integrated Border Strategy” which was prepared in line with the EU Acquis and approved by the Prime Ministry on March 27th 2006

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.3.2

| No | Requirements | Year |
|-------------------------------|---|-------------|
| (Ministry of Interior) | | |
| 1 | Detailing Integrated Border Management Action Plan, determining the technical requirements of border units and identification of legal changes | 2009-2010 |
| 2 | Strengthening the administrative and technical structures of land border units and personnel training until professional integrated border management organisation is established | 2009-2013 |
| 3 | Meeting legislative, organisational, administrative and infrastructural requirements for the establishment of a professional integrated border management organisation | 2009-2013 |
| 4 | Achieving EU's general strategy for open and secure borders by means of developing and strengthening the legal, institutional and technical capacity of Turkey in order to align with Integrated border management policies of the European Union | 2009-2012 |

3 Financial requirements and resources

Table 24.3.3.1

(Euro)

| Requirements (Ministry of Interior) ¹⁵ | Year | National Budget | EU sources | Other | Total |
|---|-----------|------------------|------------------|-------|-------------------|
| I- Investment | 2009-2010 | 1,128,250 | 3,384,750 | | 4,513,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2009-2010 | | 1,200,000 | | 1,200,000 |
| - Consultancy | 2009-2010 | | 4,900,000 | | 4,900,000 |
| - Translation | 2009-2010 | | 350,000 | | 350,000 |
| - Other | | | | | |
| Total | | 1,128,250 | 9,834,750 | | 10,963,000 |

Table 24.3.3.2

(Euro)

| Requirements (Ministry of Interior) ¹⁶ | Year | National Budget | EU sources | Other | Total |
|---|-----------|------------------|-------------------|-------|-------------------|
| I- Investment | 2010-2011 | 6,717,220 | 19,951,660 | | 26,668,880 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2010-2011 | | 262,000 | | 262,000 |
| - Consultancy | 2010-2011 | | 738,000 | | 738,000 |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | 6,717,220 | 20,951,660 | | 27,668,880 |

¹⁵ Financed by the project titled "the Action Plan on Integrated Border Management-Phase 1 - TR 07.02.15" under Pre-Accession Financial Assistance 2007 Programme. Gendarmerie General Command, Turkish National Police and Turkish Coast Guard Command which are affiliated to Ministry of Interior are under the scope of the project

¹⁶ To be financed by the project titled "the Action Plan on Integrated Border Management-Phase 2 - TR 08.02.10" under Pre-Accession Financial Assistance 2008 Programme. Gendarmerie General Command, Turkish National Police and Turkish Coast Guard Command which are affiliated to Ministry of Interior are under the scope of the project

Priority 24.4 Implementation of the Turkey’s National Strategy on Combating Organised Crime. Strengthening the fight against organised crime, drugs, trafficking in human beings, fraud, corruption and money-laundering

1 Schedule of legislative alignment

Table 24.4.1

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|--|--|---|---|------------------|
| 1 | Council Resolution of 29.11.1996 on the cooperation of police-customs cooperation in the fight against drugs | Memorandum of Understanding in the Fight against Smuggling between the Ministry of Interior and the Ministry of State in charge of the Customs | Improving the level of cooperation between the Ministry of Interior and Undersecretariat of Customs | Ministry of Interior, Undersecretariat of Customs | 2009 |

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.4.2

| No | Requirements | Year |
|-------------------------------|--|-----------|
| (Ministry of Interior) | | |
| 1 | Preparing an action plan within the scope of the strategy document on the fight against organised crime | 2009-2010 |
| 2 | Implementing the strategy on combating against human trafficking | 2009-2010 |
| 3 | Preparing an action plan for struggle against drugs in rural areas of Turkey | 2009-2010 |
| 4 | Supporting both Turkey's efforts to fight against human trafficking and access of all victims of human trafficking to justice | 2009-2010 |
| 5 | Carrying out activities in order to prevent human trafficking in Turkey and in origin countries and to raise awareness on these issues through 157 emergency aid line. | 2009-2010 |
| 6 | Establishment of a unit to support National Task Force on Human Trafficking | 2009-2010 |
| 7 | Increasing the judicial and administrative capacity of law enforcement personnel in the area of fight against human trafficking | 2009-2010 |
| 8 | Training in EU countries of law enforcement personnel on the fight against smuggling and organised crime | 2009-2010 |
| 9 | Assigning personnel to Anti-Fraud Coordination Service (AFCOS) which is planned to be established within the framework of Financial Control Chapter | 2009-2010 |
| 10 | Improving cooperation among law enforcement units in the field of fight against organised crime | 2009-2011 |
| 11 | Increasing the capacity of law enforcement units in the field of fight against organised crime | 2009-2011 |
| 12 | Strengthening the units fighting against drugs in provinces and training of law enforcement units by mobile training team on fight against drugs | 2009-2011 |
| 13 | Providing training support from EU Member Countries in the areas of criminal expertise | 2009-2011 |
| 14 | Developing cooperation with EU Member Countries with the purpose of acquiring package analysis programs for crime analysis and spreading its use | 2009-2011 |
| 15 | Establishing a data collection system with a view to supporting coordinated reaction to human trafficking between Turkey and main origin countries. | 2009-2010 |
| 16 | Strengthening the capacity of law enforcement forces to fight against informatics crime | 2009-2011 |

Table 24.4.2 (Continued)

| No | Requirements | Year |
|---|---|-----------|
| (Ministry of Finance (Inspection Board)) | | |
| 17 | Training and restructuring activities to improve the capacity of the Inspection Board of Ministry of Finance in the fight against money-laundering, and financing of terrorism and strengthening its coordination with the other law enforcement bodies (Financial Crimes Investigation Board MASAK, Turkish National Police/Department of Anti Smuggling and Organised Crime, Gendarmerie General Command , Undersecretariat of Customs and Ministry of Justice) | 2009-2010 |
| (Ministry of Finance (Financial Crimes Investigation Board)) | | |
| 18 | Supplying software and hardware with a view to strengthening the capacity of analysis and information security of Financial Crimes Investigation Board (MASAK) | 2009-2010 |
| (Undersecretariat of Customs)¹⁷ | | |
| 19 | Establishment of a central risk analysis unit | 2009 |
| 20 | Establishment of the regional risk analysis departments ¹⁸ | 2010-2013 |

¹⁷ These capacity building requirements are also mentioned under the Priority 24.1 Continuing to strengthen and enhance the judicial and administrative capacity of all law enforcement institutions and align their status and functioning with European standards, including through developing inter-agency cooperation” and “Priority 24.3 Continuing efforts to implement the National Action Plan towards the Implementation of Turkey’s Integrated Border Management Strategy including through the definition of a precise roadmap. Taking steps to establish the new border law enforcement authority” and related financial requirements are mentioned under Chapter 29 of the Customs Union with Table 29.2.3.

¹⁸ To be financed by the project titled “Modernisation of the Turkish Customs Administration VI” under Pre-Accession Financial Assistance 2009 Programme

3 Financial requirements and resources

Table 24.4.3.1

(Euro)

| Requirements (Ministry of Interior (Gendarmerie General Command)) ¹⁹ | Year | National Budget | EU sources | Other | Total |
|---|-----------|-----------------|------------------|-------|------------------|
| I- Investment | | | | | |
| Supply of equipment | 2009-2010 | 217,500 | 652,500 | | 870,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | 2010-2011 | 50,000 | | | 50,000 |
| - Training | 2009-2011 | | 1,800,000 | | 1,800,000 |
| - Consultancy | | | 500,000 | | 500,000 |
| - Translation | 2009 | | 200,000 | | 200,000 |
| - Other | | | | | |
| Total | | 267,500 | 3,152,500 | | 3,420,000 |

Table 24.4.3.2

(Euro)

| Requirements (Ministry of Interior) ²⁰ | Year | National Budget | EU sources | Other | Total |
|---|------|-----------------|------------------|-------|------------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2009 | | 1.600.000 | | 1.600.000 |
| - Consultancy | 2009 | | 1.400.000 | | 1.400.000 |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | | 3.000.000 | | 3.000.000 |

¹⁹ Financed by the project titled "Strengthening of capacity for the interdiction of drugs in rural areas- TR 06.01.06" under Pre-Accession Financial Assistance 2006 Programme

²⁰ Financed by the project titled "Supporting Turkey's efforts to combat human trafficking and promote access to justice for all trafficked persons - TR 06.01.07" under Pre-Accession Financial Assistance 2006 Programme

Table 24.4.3.3

(Euro)

| Requirements (Ministry of Finance (Inspection Board)) | Year | National Budget | EU sources | Other | Total |
|---|------|-----------------|------------------|-------|------------------|
| I- Investment | 2009 | 125,000 | 375,000 | | 500,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2009 | | 950,000 | | 950,000 |
| - Consultancy | 2009 | | 150,000 | | 150,000 |
| - Translation | 2009 | | 50,000 | | 50,000 |
| - Other | | | | | |
| Total | | 125,000 | 1,525,000 | | 1,650,000 |

Table 24.4.3.4

(Euro)

| Requirements (Ministry of Finance (Financial Crimes Investigation Board)) | Year | National Budget | EU sources | Other | Total |
|---|------|-----------------|------------|-------|----------------|
| I- Investment | 2009 | 135,000 | | | 135,000 |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | | | | | |
| - Consultancy | | | | | |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | 135,000 | | | 135,000 |

Priority 24.5 Ensuring alignment of the acquis in civil matters with the Turkish legislation and strengthening the judicial capacity to apply the acquis in the field

1 Schedule of legislative alignment

Table 24.5.1

| No | EU legislation in force | Draft Turkish legislation | Scope | Institution in charge | Publication date |
|----|---|--|---|-----------------------|------------------|
| 1 | Directive No. 95/46/EC Decisions No. 97/C 193/02 and 2001/C 187/01. | Law on DNA Data and National DNA Data Bank of Turkey | Setting up an equilibrium between obtaining and storing personal data - e.g. blood and tissue samples - for cases such as criminal proceedings in which such data is necessary, and the protection of the privacy of such data, which lies in the scope of the fundamental rights and freedoms of persons. | Ministry of Justice | 2009-2010 |
| 2 | Regulation No. 1348/2000 | Law on Service | To bring legal regulations in parallel with social, economic and technological changes and developments realised in the world and Turkey. | Ministry of Justice | 2009-2010 |

2 Schedule of institutional capacity building requirements necessary for legislative approximation and implementation

Table 24.5.2

| No | Requirements | Year |
|---|---|-----------|
| (Ministry of Interior (Gendarmerie General Command) - Ministry of Justice) | | |
| 1 | Handing over security control for prisons to Ministry of Justice | 2009-2011 |
| 2 | National and international training for the Law enforcement personnel on judicial cooperation | 2009-2011 |

3 Financial requirements and resources

Table 24.5.3

(Euro)

| Requirements (Ministry of Interior (Gendarmerie General Command) -Ministry of Justice) | Year | National Budget | EU sources | Other | Total |
|--|-----------|-----------------|------------------|-------|------------------|
| I- Investment | | | | | |
| II- Legislative approximation and implementation | | | | | |
| - Personnel | | | | | |
| - Training | 2010-2011 | 75,000 | 1,425,000 | | 1,500,000 |
| - Consultancy | | | | | |
| - Translation | | | | | |
| - Other | | | | | |
| Total | | 75,000 | 1,425,000 | | 1,500,000 |