



SCREENING CHAPTER 24 JUSTICE, FREEDOM AND SECURITY

AGENDA ITEM 5: CUSTOMS COOPERATION

**Country Session: Republic of TURKEY
13-15 February 2006**



SCOPE OF THE PRESENTATION

1. CUSTOMS COOPERATION
2. REQUIREMENTS FOR CUSTOMS COOPERATION
3. INTEGRITY
4. PROJECTS



1. CUSTOMS COOPERATION

- CUSTOMS - CUSTOMS
- CUSTOMS - LAW ENFORCEMENT BODIES
- CUSTOMS - OTHER NATIONAL ORGANS
- CUSTOMS - PRIVATE SECTOR
- CUSTOMS - EU INSTITUTIONS
- CUSTOMS - REGIONAL INSTITUTIONS
- CUSTOMS - INTERNATIONAL ORGANIZATIONS



CUSTOMS COOPERATION

Customs – Customs

- Bilateral Agreements on Mutual Administrative Assistance (MAA) and Cooperation in Customs Matters with 42 Countries (12 EU Members + 30 Non-EU Members).
- Negotiations on MAA Agreements with 27 countries are in progress (3 EU Members + 24 non-EU Members).
- Protocol with Bulgarian Customs regarding some facilitated procedures for vehicles passing through border crossing points between Bulgaria and Turkey (2004).



- Two joint declarations were signed with German Customs Administration.
- Participation to the Container Security Initiative (CSI) launched by the USA.
- Technical assistance and training programs provided for some developing countries' customs officers.



CUSTOMS COOPERATION

Customs - Law Enforcement Bodies

- Turkish National Police
- Gendarmerie
- Coast Guard
- Drugs Liaison Officers/ Customs Attaches (total 30)
- KİHBI (Coordination unit within the Ministry of Interior)



CUSTOMS COOPERATION

Customs - Law Enforcement Bodies

- Where possible and needed, joint operations & investigations on combating drugs, arms, people smuggling and money laundering
- Common usage of the technical equipments and other facilities in the field of combating organized crime (e.g. X-ray units, dog training center)
- Participation in each others' training courses (as trainer or trainee)
- Common usage of laboratories



CUSTOMS COOPERATION

Customs - Other national entities

- Ministry of Interior
- Ministry of Justice
- Ministry of Foreign Affairs
- Ministry of Finance
- Ministry of Commerce and Industry
- Ministry of Transportation
- Ministry of Environment and Forest
- Ministry of Agriculture & Rural Affairs
- Ministry of Culture & Tourism
- Ministry of Energy and Natural Resources
- Ministry of Health

- *Undersecretariat of Foreign Trade*
 - *Undersecretariat of Treasury*
 - *Turkish Standards Institution*
 - *Secretariat General for the EU Affairs*
 - *Turkish Statistics Agency*
 - *TAEK (Turkish Atomic Energy Agency)*
 - *Central Bank*
 - *Universities*
- (This list is non-exhaustive.)*



CUSTOMS COOPERATION

Customs – EU Institutions

- European Commission (DG TAXUD)
- EUROPOL
- OLAF
- EMCDDA (European Monitoring Centre for Drug and Drug Addiction)
- POMPIDOU (Cooperation Group to Combat Drug Abuse and Illicit Trafficking in Drugs)



CUSTOMS COOPERATION

Customs – Regional Institutions

- SECI,
- HONLEA Europe (UN Level),
- Heads of Customs Investigation Boards (WCO)
- RILO Eastern & Central Europe (WCO)
- ECO
- ZKA-German Customs Criminal Office(BALKAN INFO)



CUSTOMS COOPERATION

Customs - International Organizations

- WCO (World Customs Organization)
- INCB (International Narcotic Control Board)
- UNODC (United Nations Office on Drugs and Crime)
- UN ECE
- CND (Commission on Narcotic Drugs)
- WTO
- OPCW
- IAEA
- UNEP



SOME EXAMPLES OF JOINT OPERATIONS

OPERATION	YEAR	OPERATION	YEAR
ROADRUNNER I	1998	AMFIKTION	2003
OPERATION LEO	2000	HYDRA	2003
ROADRUNNER II	2000	CONTAINMENT III	2004
TOPAZ	2001-2002	ROADSHOW II	2004
CAPRICORN	2001	SHADOW	2004
SINDBAD	2001	TOLEDO	2004
SCORPIO	2001	SAFE PLACE	2005
SOL	2002	CONTAINMENT IV	2005
TRUCK STOP	2002	ROOTS	2005
CONTAINMENT	2002	ROADSHOW III	2005
X 2002	2002	BLACK PEARL	2005
CONTAINMENT II	2002-2003		



CUSTOMS COOPERATION

Customs - Private sector

- TOBB (Union of Chambers and Commodity Exchanges of Turkey)
- UND (International Transporters' Association of Turkey)
- RODER (Ro-Ro Vessels Operators & Combined Transporters' Ass.)
- TIM (Turkish Exporters Assembly)
- Industrial & Commercial Associations (local)
- Banks
- Cigarette manufacturing and importing companies
- Customs Brokers' Association



2. REQUIREMENTS FOR EFFICIENT CUSTOMS COOPERATION

- LEGAL FRAMEWORK
- AUTOMATION
- RISK MANAGEMENT
- QUALIFIED STAFF
- DETECTION EQUIPMENT (GÜMSİS)
- DATA PROTECTION



LEGAL FRAMEWORK

National Instruments (1)

- Decree Law No:485 regarding the Organization and Duties of Undersecretariat for Customs (1993)
- Customs Law No: 4458 (1999)
- Anti-Smuggling Law No: 4926 (2003)
- Criminal Procedural Code No: 5271 (2004)
- Law No:3944 on Organization of Customs Enforcement Officers and Customs Transactions Officers (1940)



LEGAL FRAMEWORK National Instruments (2)

- By-law on Customs
- By-law on Customs Enforcement Task
- Control of Drugs Law No: 2313 (1933)
- Law No:6136 on Firearms, Knives, and other Tools (1953)
- Law No:4208 on the prevention of Money Laundering (1996)
- Directive regarding the structure of Anti-smuggling, Narcotics and Intelligence units



LEGAL FRAMEWORK National Instruments(3)

- Sea Commodities Law No:1380 (1971)
- Law No:815 regarding the Naval Transport at Coastal Areas and act of Art and Trade at Ports and Territorial Waters (1926)
- Law No: 2863 on Protection of Cultural and Natural Resources (1983)



LEGAL FRAMEWORK

EU Instruments

- Turkey-EU Association Council Decision No:1/95 and its Annex No .7 on MAA in Customs Matters
- Decisions of the Customs Cooperation Committee (since 1979)
- Decisions of the Customs Union Joint Committee (since 1996)
- Decision of the Committee on Customs Code (since 1996)
- Agreements with the EU Members concerning Mutual Administrative Assistance
- Joint declarations with certain Members on cooperation and mutual administrative assistance (drugs issues included)



LEGAL FRAMEWORK

International Instruments (1)

WCO (World Customs Organisation) Instruments

- Nairobi Convention
- Kyoto Convention
- Revised Kyoto Convention
- Recommendations on cooperation and combating customs offences
- Membership to the CEN (Customs Enforcement Network)
- Signatory to the letter of intention on the implementation of the WCO's "Framework of Standards to Secure and Facilitate Global Trade"



LEGAL FRAMEWORK

International Instruments (2)

- Protocol D of the Free Trade Agreement between Turkey and EFTA States on MAA in Customs Matters
- Convention on the Establishment of the SECI (Southeast European Cooperative Initiative)
- Convention on the Establishment of the ECO
- WTO Agreement on Customs Valuation



AUTOMATION (Project GİMOP and GÜVAS)

GIMOP Project on Modernization of Customs Administrations

- Financial support from World Bank
- Covers as of today 71 customs offices
- 99.5 % of all customs operations are carried out electronically
- As of today, 75 % of total customs declarations via EDI (electronic data interchange) messages
- Upgrading process and inclusion of additional models continue.



AUTOMATION (Project GIMOP and GÜVAS)

GÜVAS – Customs Data Warehouse System (1)

- Completed in 2002
- Performance measurement (time, volume, internal/external users)
- Daily production of foreign trade statistics (tariff, origin, valuation, etc)
- Anti-Smuggling Databank and Valuation Data Bank
- Intelligence and Land Border Gates Vehicle Pursuit Program
- TIR Carnets Pursuit and Discharged Program
- Strategic analysis for decision makers



AUTOMATION (Project GIMOP and GÜVAS)

GÜVAS–Customs Data Warehouse System (2)

Databases operated under the GÜVAS

- Customs Declaration
- TIR Carnets
- Vehicle Tracking
- Anti-Smuggling Database (All seizures of customs and joint operations)
- Valuation
- Suspected vehicles, goods, persons (only drivers)



RISK MANAGEMENT

Fiscal & Customs Purposes

- Special unit established
- Trained staff
- Data sources (GÜVAS&BILGE)
- Specific codes are assigned for customs violations and offences
- Program takes into account codes of the actors and the other elements (trader, tariff, origin etc.).
- Depending on the accumulated codes each actor is to be subjected to customs control in different ratios and periods.

ANALYSIS

- Risk profiles for traders, tariff, origin...

RESULTS

- Only risky shipments physically inspected
- Trade facilitation
- More efficient resource allocation



RISK MANAGEMENT

Customs Enforcement Purposes

- Special unit will be enhanced (by EU Project)
- Trained staff
- Data sources
 - Intelligence and Land Border Gate Vehicle Pursuit Programs
 - GUVAS-Anti-Smuggling Data Bank
 - WCO/CEN database
 - Experience of the officers working at the borders
 - Previous Modus Operandi
 - Other (Reports of International Organizations)

ANALYSIS

- Risk Profiles for Goods, Passengers, Drivers, Firms...
- Strategic Analysis
- Trend Analysis

RESULTS

- Only high risky vehicles searched and goods are examined
- Trade facilitation
- More efficient resource allocation



RISK MANAGEMENT

International Sources (1)

- Communication with WCO/CEN System via Internet was started in the middle of the year 2000.
- All seizures are sent via internet to the CEN Database.
- Member of RILO Eastern & Central Europe (Poland)



RISK MANAGEMENT

International Sources (2)

- BALKAN INFO SYSTEM (Land)
- CARGO INFO SYSTEM (Airport)
- MARINFO SYSTEM (Seaport) –*observer status*
- Alerts and seizures are sent by fax.
- Alerts are entered into the Intelligence and Land Border Gates Vehicle Pursuit Program
- Seizures are entered into the Smuggling Databank



QUALIFIED STAFF

- Minimum education level for employment of Customs officials: University degree
- Pre-condition for career positions: Linguistic skills
- Training Centre
- Training programs including orientation, foreign language and train the trainers
- Curricula (covering 316 programmes)
- External specialized training courses (bilateral, national and international)



QUALIFIED STAFF

Trained staff in 2005: 7037

Investigation Board	9	Twinning Project	90
DG Customs	128	IT	164
DG Customs Enforcements	52	EU Affairs	54
Regional Directorates	5828	Smuggling Data Bank	53
Orientation/Inspector	106	Orientation/Customs Enfor.	87
EU Assistant Expert	23	Others	462
Foreign Customs Officials	32		



DETECTION EQUIPMENT GÜMSİS - (Customs Security Systems) (1)

A project is developed to track and to prevent illegal trafficking of goods, vehicles and passengers.

- System Control Centre
- Closed Circuit TV System
- Cryptographic Communication System
- Vehicle and Container Inspection System
- Nuclear Detection System
- Transit Vehicle Tracking System
- Licence-Plate Scanning System



DETECTION EQUIPMENT GÜMSİS - (Customs Security Systems) (2)



World Bank support

First Stage

Land Bordergate

Kapıkule

Sarp

Gurbulak

Habur

İpsala

Completed



EU 2003 Financial Cooperation Support

Second Stage

Land Bordergate

Dilucu

Oncupinar

Cilvegozu

Seaport

Haydarpasa

Ambarlı

Cesme

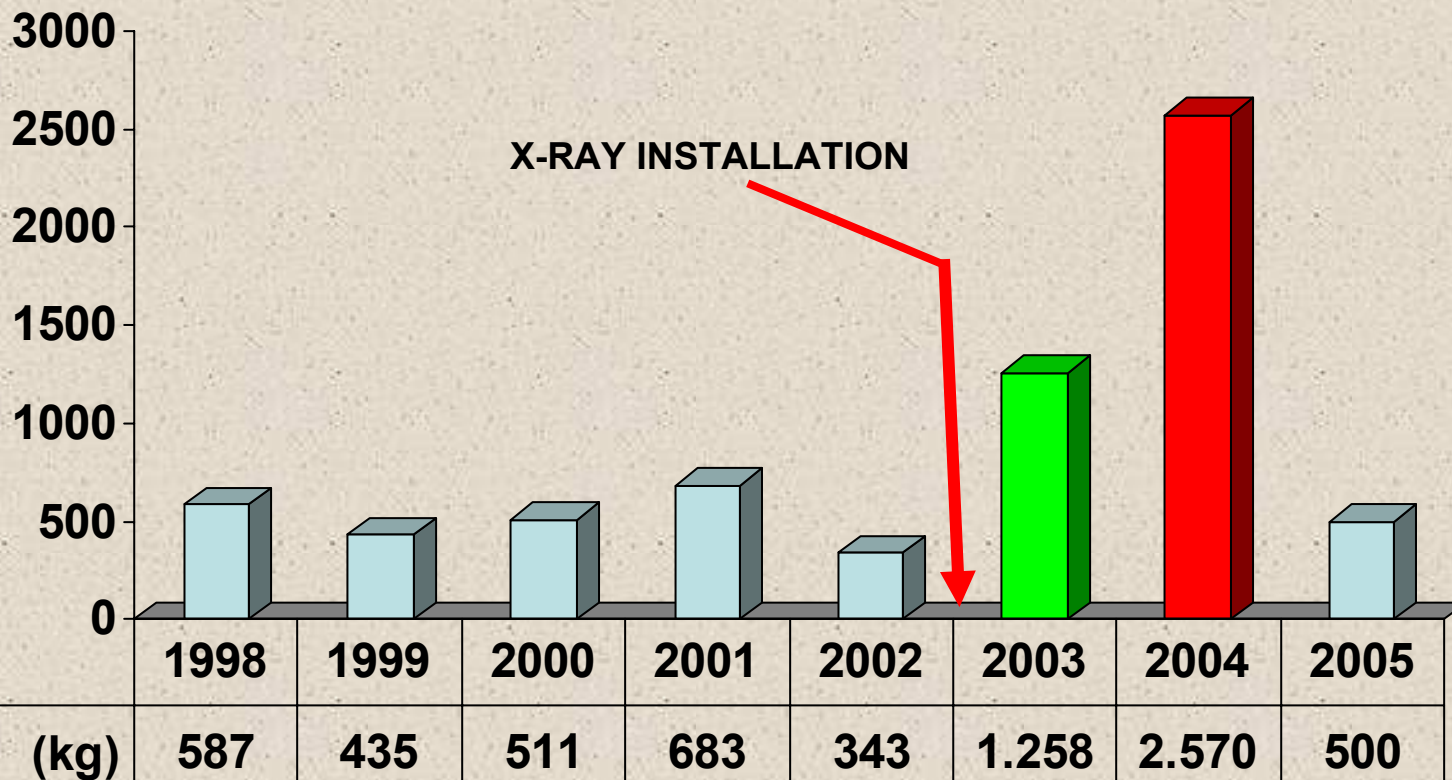
Mersin

Samsun

Ongoing



SEIZURE FOR NARCOTICS AFTER THE INSTALLATION OF SCANNING SYSTEMS





Technical Equipments	Number
Vehicle X-Ray&Gamma-ray Systems	4
Baggage X-Ray Systems	2
Drug Test Kits	1200
IONSCAN (Drug and Explosive Analysis Device)	6
Border Gate Nuclear Detection Systems	37
Fiberscope Equipment	21
Gas Data (CO ₂ Measurement) Devices	18
Hand Radiation Measurement Devices	65
Search Bags	17
Vehicle Searching Sets	3



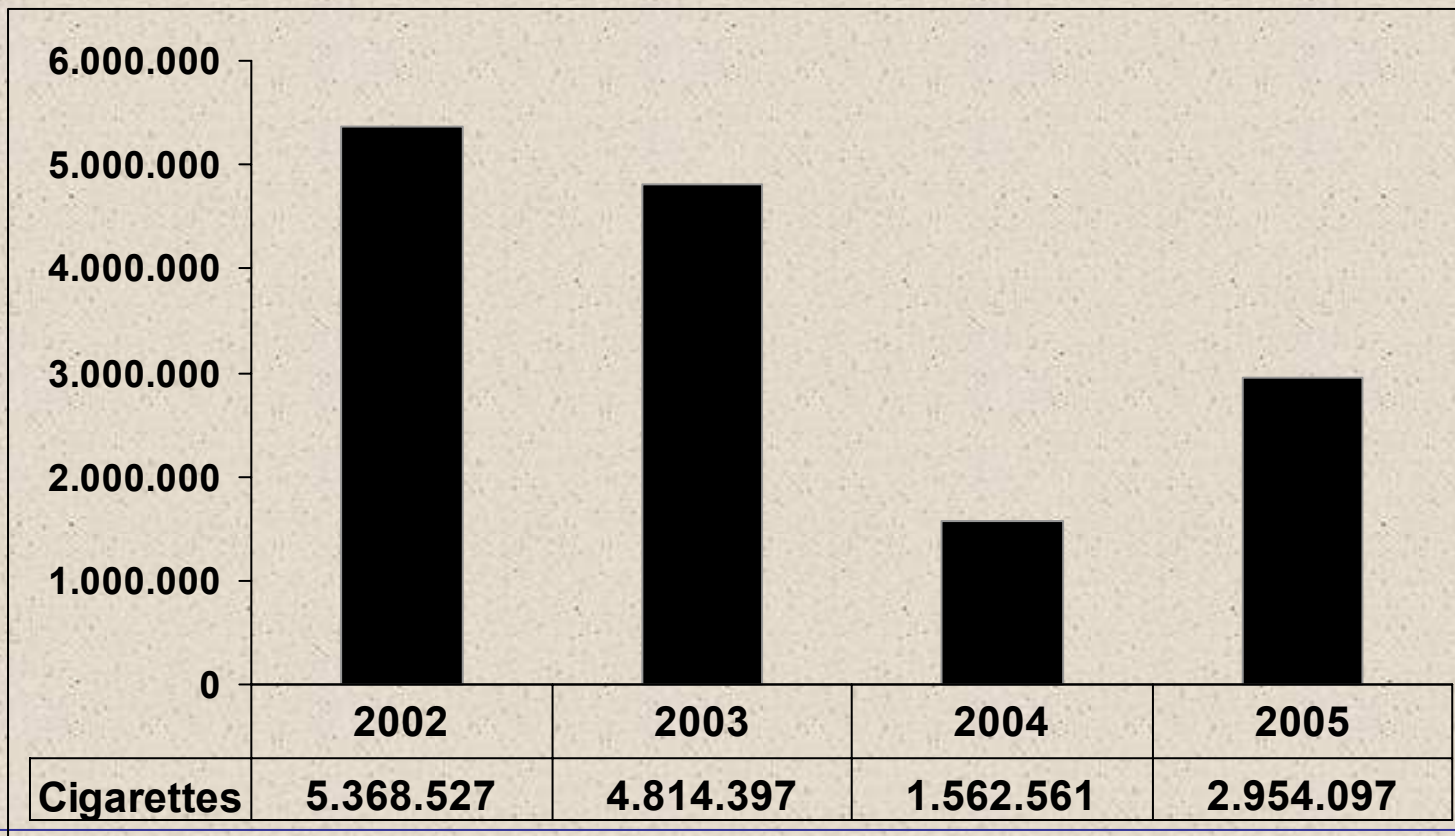
QUANTITIES OF
DRUGS AND CHEMICALS
SEIZED BY THE CUSTOMS SERVICE

TYPE OF SUBSTANCE	2003	2004	2005	2006
HEROIN	1,258 kg	2,569 kg	499 kg	167 kg
ACETIC ANHYDRIDE	560 kg	-	-	-
HASHISH	91,6 kg	485 kg	7 kg	20 kg
COCAINE	-	81 kg	11,5 kg	-
ECSTASY	46,852 pills	48,852 pills	470.665 pills	-
CAPTAGON	1,866,180 pills	1,692,500 pills	787.000 pills	-
OPIUM	12 kg	2.7 kg	-	-



QUANTITIES OF CIGARETTES SEIZED BY THE CUSTOMS SERVICE

No. of package





Intellectual Property Rights Infringements seized by Customs: Total 515

Year	Number
2000	4
2001	22
2002	55
2003	74
2004	165
2005	195



DATA PROTECTION

- Legal Framework
 - Customs Law
 - Turkish Criminal Code
 - Criminal Procedural Code
 - Law on Access to Information
 - Bilateral Agreements
 - Nairobi Convention (WCO)
 - Multilateral Conventions (WCO, SECI, ECO)
- Administrative Data Exchange (on request and on the basis of reciprocity)
- Criminal records and nominal data exchange (in case of hesitation: Ministry of Justice is consulted)



3. INTEGRITY IN CUSTOMS

- WCO ARUSHA Declaration
- Code of Conduct published
- Permanent training courses
- Ethic Declaration is signed by all customs staff
- Participation in international fora
- Intelligence & Informant Channels are established
- Investigators are authorised to handle the cases



4. PROJECTS

Continuation of the upgrading and improving the IT systems and databases in response to the international and the EU requirements (2004-2008)

Financed by the EU pre-accession financial support

Sub components:

- Adaptation of BILGE to NCTS
- Adaptation of Turkish National Integrated Tariff to TARIC
- Establishment of CCN/CSI
- Transformation of BILGE to WEB-Based Appl.



**THANK YOU
FOR
YOUR ATTENTION**

QUESTIONS ?