

**Measures under the Azerbaijan Republic State Program On Combat Against Corruption**

**1. Measures for improving the legislation**

	<b>Measures to be taken</b>	<b>Objective</b>	<b>Implementing authority</b>	<b>Time limit</b>
1.1.	Prepare draft laws for bringing the legislation of the Republic of Azerbaijan in the field of combating corruption up to the standards of the Conventions of the United Nations, Council of Europe and other international documents to which Azerbaijan is party	Improve the legislation on combating corruption	Cabinet of Ministers, Commission on Combating Corruption	January 2005
1.2.	Prepaper draft amendments to the Criminal Code of Republic of Azerbaijan in order to criminalize corruption related activities in accordance with international conventions and to bring the criminal responsibility for corruption related crimes up to the international standards			
1.3.	Prepare draft laws in order to determine liability of legal persons, to bring up the legislation regulating seizure and confiscation of the profits from corruption offenses up to the requirements of international standards and experience			
1.4.	Prepare draft laws defining liability for committing corruption related offences by the persons who direct or work for, in any capacity, private sector entities			
1.5.	Prepare other draft regulatory acts for carrying out measures provided for in the State Program			
1.6.	Establish a working group for the purpose of improving anti-corruption legislation			October 2004

1.7.	Conduct expertise of draft normative legal acts from the anti-corruption point of view	Improve the legislative system and increase transparency	Cabinet of Ministers, Ministry of Justice	2004-2005
1.8.	Improve the process of submitting draft laws for public discussion			continuously
1.9.	Establish a united (single) internet based electronic database of normative legal acts			2005
1.10	Organize systemization of normative legal acts			continuously

## 2. Measures in the field of activity of the state bodies

2.1.	Define precisely the administrative functions of the state bodies and eliminate duplication in their activity	Complete reforms in the public administration system	Cabinet of Ministers, State Council on Management of the Public Service	2004-2005
2.2.	Improve procedures and time frames for the examination of submissions, applications, complaints of persons on corruption related offences	Improve activities of state and local self-government bodies; increase transparency in their activity	Cabinet of Ministers, Commission on Combatting Corruption Central and local executive authorities	2004-2005
2.3.	Improve administrative proceedings (i.e. passing, motivating, executing and canceling of administrative acts at individuals' and administrative body's initiative, and examination of submissions and applications by these bodies) for these purposes prepare draft law on administrative proceedings and draft proposals on amendments to the other legislative acts			

2.4.	Build and/or improve internet based web pages of state bodies containing comprehensive information on their activities, organize treatment (reception) of submissions and applications by electronic means			
2.5.	Ameliorate individuals' right to freedom of information, improve the rules and methods of access to information, define precisely responsibilities of state bodies in providing access to information, improve the system of access to information, for these purposes draft amendments to the legislative acts providing access to information			
2.6.	Take measures for the protection of whistleblowers who report corruption-related circumstances			
2.7.	Organize internal (administrative) control within the central executive bodies for the purposes of fighting against corruption			continuously
2.8.	Conduct surveys and relevant research to obtain more precise information about the scale of corruption in the public and private sector			continuously
2.9.	Present information by the Cabinet of Ministers in it's annual report to the Milli Medjlis (parliament) on measures undertaken in the field of fight against corruption			
2.10.	Prepare codes of conduct for civil servants and determine responsibilities for the violation of these codes	Improve activity of civil servants and their financial and logistical support	Cabinet of Ministers, State Council on Management of the Public Service, Commission on Combating Corruption,	2004-2005
2.11.	Organize education and training courses for the civil servants on fighting against corruption			

2.12.	In all the spheres of civil service guarantee recruitment to the civil service only by way of competition (by way of objectively verifiable and merit-related criteria)		central and local executive authorities	
2.13.	Prepare draft laws for improving the legislation regulating the process of recruitment of the civil service			
2.14.	Take necessary measures for increasing the prestige of the civil service			
2.15.	Set up a system of assessment of the civil servants' activities			
2.16.	Increase salaries of civil servants and other public officials, strengthen their social security guarantees			
2.17.	Identify the areas of civil service where the principle of rotation is required			
2.18.	Improve legislation to address conflict of interest in the civil service			
2.19.	Determine rules on the disclosure of assets by the public officials and the authorities responsible for receiving declarations on assets	Implement measures on disclosure of assets by the public officials	Cabinet of Ministers, Commission on Combating Corruption	2005
2.20.	Set up precise mechanisms of controlling of assets of the public officials			
2.21.	Guarantee increased transparency in the financing of political parties and determine control mechanisms for this purpose	Prevent the corruption circumstances in the activity of the political parties	Cabinet of Ministers, Commission on Combating Corruption, Ministry of Finances, Ministry of Taxes, Central Election	2004-2005
2.22.	Set up a system of reports on financial operations by the political parties			

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### 3. Measures in the field of activities of Law Enforcement Bodies and Courts

3.1.	Improve the cooperation system between law enforcement bodies fighting against corruption	Improve the activity of law enforcement bodies	Cabinet of Ministers, Commission on Combating Corruption, Prosecutor General's Office, Ministry of Internal Affairs, Ministry of National Security, Ministry of Justice, Ministry of Taxes, State Customs Committee, State Border Guards Service, Ministry of Finances	2004-2005
3.2.	Adopt the statutes of the Department on Fighting Against Corruption under the supervision of the Prosecutor General and take related organizational, legal, and logistical measures			
3.3.	Prepare draft amendments to Criminal Procedure Code of the Republic of Azerbaijan in order to determine investigation jurisdiction of corruption related crimes			
3.4.	Establish statistical records on corruption related crimes			
3.5.	Establish united informational database on corruption related offences			
3.6.	Provide specialization of the related law enforcement officers in the fight against corruption			
3.7.	Organize within the law enforcement bodies internal administrative control in purpose of fighting corruption			
3.8.	Prepare codes of conduct of law enforcement officer and determine responsibilities for the violation of these codes			
3.9.	Organize trainings and seminars on the fight against corruption for the anti-corruption agencies' officers; study the international experience in this field			

3.10.	Organize joint studies of the problems in the fight against corruption for judges, prosecutors, police, justice and other law enforcement officers			
3.11.	Improve the protection of witnesses and persons collaborating with prosecution authorities in the fight against corruption			
3.12.	Reward the officers demonstrating professionalism in discovering corruption crimes	Stimulate law enforcement officers on discovering and preventing of corruption offences	Cabinet of Ministers, Prosecutor General's Office, Ministry of Internal Affairs, Ministry of National Security, Ministry of Justice, Ministry of Finances, State Customs Committee, State Border Guards Service	2004-2005
3.13.	Draft proposals on using part of the confiscated proceeds for improvement of logistics of law enforcement bodies			
3.14.	Strengthen the logistics of law enforcement agencies and forensic entities			
3.15.	Gradually increase salaries of the law enforcement officers and strengthen their social security			
3.16.	Draft proposals on the number of the judges corresponding the volume of the cases handled by the courts	Improve judicial activity	Ministry of Justice Judicial-Legal Council, Supreme Court, Appellate courts	2004-2005
3.17.	Draft proposals on the improvement of administrative justice proceedings			
3.18.	Publish the decisions of the courts of appellate and cassation instances			
3.19.	Take measures in order to address shortcomings and deficiencies in the procedure of execution of court decisions			
3.20.	Prepare proposals on the improvement of the procedure for selection of judges	Improve the activity of judges	Ministry of Justice, Judicial-Legal Council	2004-2005

3.21.	Draft proposals on the new methods of initiating disciplinary actions against judges and define the circumstances of under which disciplinary actions can be launched against judges for corruption related offences		Supreme Court	
3.22.	Organize trainings and seminars on fighting against corruption for judges; study the international experience in this field			
3.23.	Include anti-corruption related provisions into the codes of conduct for judges			
3.24.	Draft proposals on the improvement of the legislation regulating the lifting of immunities of judges			
3.25.	Draft proposals on the improvement of the law of the Republic of Azerbaijan "On courts and judges"			
3.26.	Gradually increase salaries of the judges and strengthen their social security			2005-2006
3.27.	Implement measures arising from the amendments and changes made to the law of the Republic of Azerbaijan "On Advocates and Advocacy Activity"	Improve the institute of advocacy	Ministry of Justice, Collegiums of Advocates	2004-2005
3.28.	Increase the amount of the sum for the legal assistance provided by the State			
3.29.	Provide the transfer of relevant funds through notary offices' deposit bank account when the parties of economic transaction conclude a transaction via notary	Improve the notarial activity	Cabinet of Ministers, Ministry of Justice	2004-2005
3.30.	Improve the control over notarial activity			

3.31.	Draft proposals on amendments to the law of the Republic of Azerbaijan "On Notaries"			
3.32.	Enlarge the cooperation of notary offices with authorities combating corruption			

#### 4. Measures in the economical and social field

4.1.	Prepare draft Antimonopoly Code	Provide fair competition; limit monopoly activity	Cabinet of Ministers, Ministry of Economic Development, Ministry of Finances, Ministry of Taxes, State Customs Committee Tariff Council	2004-2005
4.2.	Improve the competition regulation activity			
4.3.	Improve the mechanism regulating the natural monopolies			
4.4.	Identify the reasons of abuses in the field of monopoly and take appropriate measures to eliminate such circumstances			
4.5.	Provide transparency in forming the expenditures and tariffs and in sharing of incomes			
4.6.	Promote transparency in the privatization process	Improve the mechanisms of privatization; provide equal participation of all the subjects	Cabinet of Ministers, Ministry of Economic Development, Ministry of Finances	2004-2006
4.7.	Improve the assessment system of privatized entities			
4.8.	Improve the controlling system of the privatization process			
4.9.	Draft a new law on investment activity	Improve investment	Cabinet of Ministers,	2004-2006



4.10.	Improve the investment protecting system and state guarantee on the rights of investors	activity, strengthen state guarantees	Ministry of Economic Development	
4.11.	Improve the system of access of investors to the necessary information			
4.12.	Improve the forms and methods of state regulation of the investment activity			
4.13.	Improve and systemize the legislation regulating financial control	Improve the financial control	Cabinet of Ministers, Ministry of Finances, Ministry of Taxes, Accounting Chamber	2004-2006
4.14.	Improve the activity of the bodies carrying out financial control functions and define precisely their duties and responsibilities			
4.15.	Define financial control procedures and the rules regulating these procedures			
4.16.	Provide transparency in the activities of bodies carrying out financial control functions and prepare reports on regular basis by these bodies on their activity			
4.17.	Determine control mechanisms and procedures on the establishment and execution of local budgets and on the conformity of the sums engaged to the requirements of the budget			
4.18.	Improve the legislative basis of the budget system and budget classification			
4.19.	Draft proposals in order to prevent carrying out of regulatory powers and commercial activities by the same entities	Improve the State enterprises' management	Cabinet of Ministers, Ministry of Economic Development, Ministry of Finances, Ministry of	2004-2006

4.20.	Promote transparency in the business accounting of state enterprises		Justice, Ministry of Taxes	
4.21.	Improve legal mechanisms regulating the dividend and net profit sharing			
4.22.	Draft proposals in order to provide corporate management in the state enterprises			
4.23.	Improve the legislation on public procurement and organize the systemization of the regulatory acts on public procurement	Improve public procurement and provide transparency in all stages of public procurement	Cabinet of Ministers, State Public Procurement Agency, Accounting Chamber, Ministry of Finances, Ministry of Economic Development	2004-2006
4.24.	Improve the activity of the State Public Procurement Agency and promote transparency, prepare and publish regular reports, present proposals for preventing corruption circumstances in public procurement			
4.25.	Increase the control by the financial authorities over payments provided for in the public procurement contracts			
4.26.	Draft proposals on improving public procurement mechanisms and define precisely public procurement terms and methods of assessments			
4.27.	Improve public awareness on public procurement			
4.28.	Take measures in order to bring into conformity public procurements carried out by local self-government bodies to the requirements of the legislation on public procurement			
4.29.	Provide transparency in giving state guarantees, implementing of the obligations rising from these guarantees, and the process of returning of credits	Improve the giving of state guarantees and returning of credits obtained on state	Cabinet of Ministers, Ministry of Finances, Ministry of Economic Development,	2004-2006

		guarantees	Accounting Chamber	
4.30.	Accelerate reforms in the bank system	Improve the banking business	National Bank, Ministry of Finances, Ministry of Economic Development	2004-2006
4.31.	Extend the possibility of using of the bank services			
4.32.	Implement extra measures to provide transparency and fair competition in the banking business			
4.33.	Prepare an Action Plan on fighting money laundering	Prevent the legalization of corruption related incomes	Cabinet of Ministers, National Bank, Ministry of Finances, Ministry of Economic Development, Prosecutor General's Office, Ministry of Justice	October 2004
4.34.	Prepare draft laws on preventing the legalization of profits made from illegal activities (money laundering) and on bringing national legislation up to the UN and COE conventions and to the FATF recommendations			
4.35.	Prepare draft law on amendments to the Criminal Code of Azerbaijan Republic criminalizing the legalization of profits made from the corruption related offences			
4.36.	Provide for identification of customers and beneficiaries by financial agents in order to prevent the use of illegally earned assets or of unknown origin			
4.37.	Develop a system of reporting suspicious transactions			
4.38.	Improve financial operations registering and bookkeeping procedures			
4.39.	Take measures in order to increase the amount of non-cash payments among the participants of civil transactions for guarantying transparency of financial operations and acts among economic agents			
4.40.	Improve the legislative basis of audit service and bring	Improve audit service	Cabinet of Ministers,	2004-2006

	the audit service up to the international audit standards, conclude the preparation of national audit standards		Chamber of Audit	
4.41.	Implement measures arising from the “Law on Accounting” of the Republic of Azerbaijan			
4.42.	Restructure accounting and statistics registration in conformity with the international standards			
4.43.	Increase transparency in accounting and financial statements			
4.44.	Improve appointment and dismissing procedures of the chiefs of internal audit services			
4.45.	Improve activities of the Audit Chamber, making regular reports by the Chamber on it's activity and make these reports public			
4.46.	Determine the cooperation system of the audit services with bodies combating corruption, determine the obligations of audit services in the field of combating corruption			
4.47.	Improve the codes of conduct of auditors for fighting against corruption and determine responsibilities for the violation of these codes			
4.48.	Improve standardization, certification and licensing systems	Improve issuing of licenses	Cabinet of Ministers, Ministry of Economic Development, State Agency on Standardization, Metrology and Patents, corresponding	2004-2006
4.49.	Improve the activities of state bodies in issuing of licenses and provide transparency			
4.50.	Improve the terms of issuing of licenses and simplify the			

	procedures for extending their periods		authorities	
4.51.	Strengthen public control and transparency in the allocation of land plots to individuals and legal entities	Improve allocation of land plots	Cabinet of Ministers, Ministry of Economic Development, State Committee on land and Cartography, Baku City executive authority's office, local executive authorities	
4.52.	Improve the rules and terms of allocation of land plots; provide equal and fair opportunities in use of lands			
4.53.	Develop the permission [licensing] system in town-building, define precisely the terms of permission			
4.54.	Improve the tax legislation	Improve collection of taxes and customs work	Cabinet of Ministers, Ministry of Taxes, State Customs Committee	2004-2006
4.55.	Improve tax control and tax payment procedures			
4.56.	Strengthen the fight against tax evasion circumstances			
4.57.	Develop automatic systems of customs control and registration, set up desks providing people with the information about customs related regulations and tariffs			
4.58.	Improve the customs control, simplify customs procedures and provide transparency			
4.59.	Prepare codes of conduct of tax and customs officers and determine responsibilities for the violation of these codes			
4.60.	Prepare proposals on bringing up customs related legislation to the recommendations of the International Customs Organization on combating corruption.			
4.61.	Strengthen transparency in receiving and distributing of the international technical, financial, humanitarian aids, and grants	Implement anti-corruption measures in receiving and	Cabinet of Ministers, Ministry of Economic Development, Ministry of	2004-2006

		distributing international technical, financial, humanitarian aids, and grants	Finances, State Committee on Refugees and IDP's, local executive authorities	
4.62.	Accelerate reforms in the health system	Improve the health system	Cabinet of Ministers, Ministry of Health	2004-2006
4.63.	Provide transparency and improve the issuing of licenses and permissions in the health system			
4.64.	Improve recruitment and attestation system in the health system			
4.65.	Provide gradually obligatory health insurance			
4.66.	Accelerate reforms in the education system	Improve the education system	Cabinet of Ministers, Ministry of Education	2004-2006
4.67.	Improve recruitment and attestation system in the education system			
4.68.	Analyze the conditions leading to corruption in international and local passenger and cargo transportation and take necessary measures for eliminating such circumstances	Improve the transportation services; rebuild the transport infrastructure	Cabinet of Ministers, Ministry of Transports, Ministry of Economic Development	2004-2006
4.69.	Provide fair competition in transport system			
4.70.	Accelerate communal reforms	Improve the communal services	Cabinet of Ministers, Ministry of Economical Development local executive authorities "Azersu" and "Azerigaz" Stock Companies	2004-2006
4.71.	Improve the mechanism for payment of bills for electricity, gas, water, housing and other utility services			

## 5. Cooperation and education measures on fighting against corruption

5.1.	Bring the essence and goals of State Program on Fighting Corruption and measures undertaken for its implementation to the public	Implement educational measures	Cabinet of Ministers, Commission on Combating Corruption, Ministry of Education, Ministry of Culture, Ministry of Justice, Ministry of Justice, Prosecutor General's Office, State Company on Television and Radio Broadcasting, central and local executive authorities	2004-2006
5.2.	Prepare and distribute educational facilities on combating corruption			
5.3.	Organize conferences, roundtables, seminars, and workshops on combating corruption			
5.4.	Organize trainings for NGOs, mass media, and related executive bodies for increasing the effectiveness of educational measures			
5.5.	Organize awareness courses on anti-corruption in higher and middle specialization education institution, qualification development courses and education centers			
5.6.	Involve NGOs, international organizations, Ombudsman, and other partners to the process of implementing of the State Program on Fighting Corruption	Implement cooperation measures in the fight against corruption	Cabinet of Ministers, Commission on Combating Corruption, Ministry of Foreign Affairs, Ministry of Justice, Prosecutor General's Office, Ministry of Finance, central and local executive authorities	2004-2006
5.7.	Cooperate with international organizations and law enforcement bodies of foreign countries in the fight against corruption			
5.8.	Study the international experience of fighting against corruption			
5.9.	Take necessary measures for the UN Convention Against Corruption to be ratified			

5.10.	Take necessary measures for the cooperation with Group of States Against Corruption of the Council of Europe (GRECO) and for the implementation of anti-corruption recommendations of this group, appointing of representatives and assessing experts in this group			
5.11.	Take necessary measures on implementation of corruption related recommendations prepared in the circumstances of Istanbul Anti-Corruption Actions Plan of the OECD			
5.12.	Involve financial and other aids of international organizations and donors in order to provide financial support and successful implementation of the measures defined in State Program on Fighting Corruption			