

MINUTE OF THE ADMNT BOARD (AB) - BUCARESTE, NOV 10 - 2012

The projected agenda was:

- 1 – Resumed explanation of the national judicial and social situation having as base the reports already sent to me and published by the MEDEL mail and, after the AC, by the site;
- 2 – Discussion and approval of a MEDEL Declaration founded on the general report made by the Bureau about the social and judicial European situation;
- 3 – Discussion and approval of a strategy of contacts with the European and national institutions in order to make public our declaration.

DURING THE MEETING WERE ANALYZED AND APPROVED THE FOLLOWING (NEXT) POINTS:

- 1. Administration Board (AB) next meetings** – Mars /Poland / Warsaw – 21 June / Germany / Berlin: **approved**;
- 2. Approved** also the **necessity to do a «real» bureau meeting to organize all the MEDEL initiatives** – option by Berlin, maybe January: reason of the option – cheaper prices and easier flights;
- 3. COOPTATION OF ANA ADAMSKA** from the Polish *Justitia* to the Bureau, to help Thomas Guddat – in this moment surcharged with some additional tasks to his Land - on his MEDEL's job: the enlargement of MEDEL in to the east countries associations - **approved**;
- 4. EUROPEAN DAY OF ALERT ABOUT JUSTICE**, organized by **MEDEL**: the crisis of justice on a society in crisis:
Approved - to organize a **European alert day** with **several initiatives on the different countries where MEDEL has associations' members**;
Approved - to give the **Bureau the incumbency to find a final title and the right day**: the idea is to put in evidence the necessity of a reinforced Justice statute in order to ensure the effectiveness of the law and the citizen's rights;
Approved - to prepare a **common declaration** to be diffused in the same day in all countries;
It was decided to organize in Brussels, on the same day, a simultaneous symbolic initiative of MEDEL, with the help and the participation of the Belgium

associations, to demonstrate to the European institutions the existing problems on the Justice systems.

It was decided to prepare a **MEDEL DECLARATION** to be diffused on the same day - **Approved**;

Approved to give also to the **Bureau the charge** to prepare one Declaration draft based on the reports already sent by the different associations;

5. A AB Resolution about the institutional and social situation of the Justice and the needed initiatives near the European Institutions to be carried out by the Bureau of MEDEL - proposal of the Portuguese associations: discussion of the text, amendments and approbation ((in Attach): **Approved**.

This resolution needs to be published on the site and **sent by the national associations to their national authorities**. The MEDEL's **Bureau will send it to the European Institutions** - **Approved**;

6. AUDITS: ROMENIAN AUDIT/ MEDEL's STRATEGY ABOUT THE TURKISH AUDIT/ SERBIAN AUDIT PROCESS AND DEVELOPMENTS / PROBLEMS AND METHODOLOGY OF THE AUDITS IN GENERAL.

6.1 ROMANIAN AUDIT: The Romanian Association presented his demand to organize an MEDEL's Audit to the Romanian Justice system. It had been decided to do an Audit to the Romanian Justice. The Romanian Association and Bureau will organize the plans.

6.2 TURKISH AUDIT: The President of MEDEL informed MEDEL's AB about the last letter sent to him by Mr. Okur. He just informs about the strategy discussed on the Bureau to deal with the subsequent initiatives in order to accomplish the target of that mission: to help the Turkish Justice and the Turkish colleagues to reinforce the rule of law and the guaranties of the judiciary independence.

After having heard the opinion of the Yarsav delegate, which had transmitted the agreement of the Presidency of his association to this strategy, it was **decided to develop the Audit Process, sending a new mission** to put under contradictory, near all the personalities and the institutions heard during the first phase of the Audit Process, the objections contained on first letter of MR. Okur: **Approved**.

Under suggestion of the Yarsav Presidency, it was **decided** to try to close this process until July /2013.

After that, MEDEL's Bureau will send all the reports and documents with its own opinion to the European Institutions - E. Union, E. Council and all their committees and different Councils concerning the Justice function: **Approved**.

It was **decided** to **endorse to Vito and Christoph the invitation to assure this new visit to Turkey: Approved**.

It was **decided** also that MEDEL will help to pay the fees of this new mission.

6.3 SERBIAN AUDIT PROCESS AND DEVELOPMENTS

Simone Gaboriau and Omer told to the AB the recent developments of the Serbian audit process and the results of the hearing with the European Union commissar Füler.

It was **noted** that the strategy to not permit the immediate end of the Audit process and to always continue the works to assure the better information was essential to permit obtain the good results of the process.

6.4 METHODOLOGY OF THE AUDITS IN GENERAL – it as **decided** to affirm the statute of complete independence of the Audit experts concerning the initiatives developed during the works of the auditory and on the reaction of the Reports.

It was **also decided** that, on the future, is needed **to clarify the coordination of the use and publishing of the Audit Reports**, which are fundamental instruments of MEDEL and of the national associations to implement the necessary changes on the judicial national systems. **Consequently it belongs to the MEDEL organs**, in coordination with the national associations, **to decide the better strategy to use and to publish the reports of the Audits.**