



TRANSPARENCY-WATCH (www.prijavikorupcija.org;
<http://www.transparency-watch.org>)

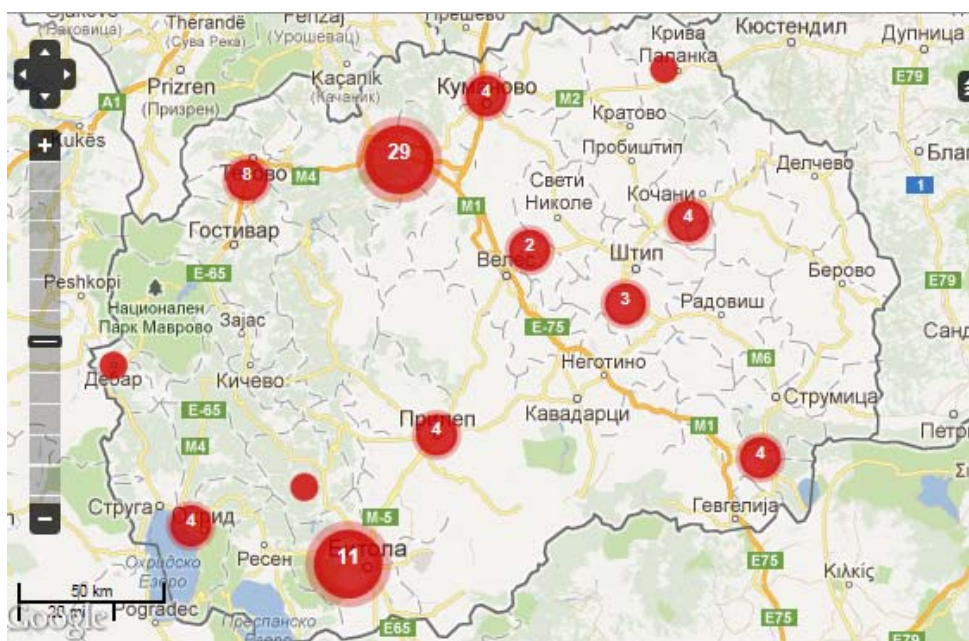
**Analysis on applications received in the period from
01.09.2011 until 28.09.2012**

This analysis covers applications received through the services of the Project “Empowering Citizens in the Fight against Corruption”¹ in the period from 01.09.2011 to 28.09.2012. During this period we have received in **199 relevant applications, 28 of them were rejected as irrelevant out of a total number of 227:**

| | |
|--|------------|
| Applications received from internet platform www.prijavikorupcija.org | 128 |
| Applications received from electronic post | 35 |
| Applications received from Facebook | 17 |
| Direct Telephone calls | 33 |
| SMS applications | 5 |
| Total: | 227 |
| Relevant: | 199 |

The applications are coming from major cities in Macedonia but we also have received reasonable number of applications coming from rural areas. According to the geographical location most of the applications are received from the Skopje region (29 applications), and lowest number from the northeast and northwest region in Macedonia.

¹ Project is supported by National Endowment for Democracy , <http://www.ned.org/>



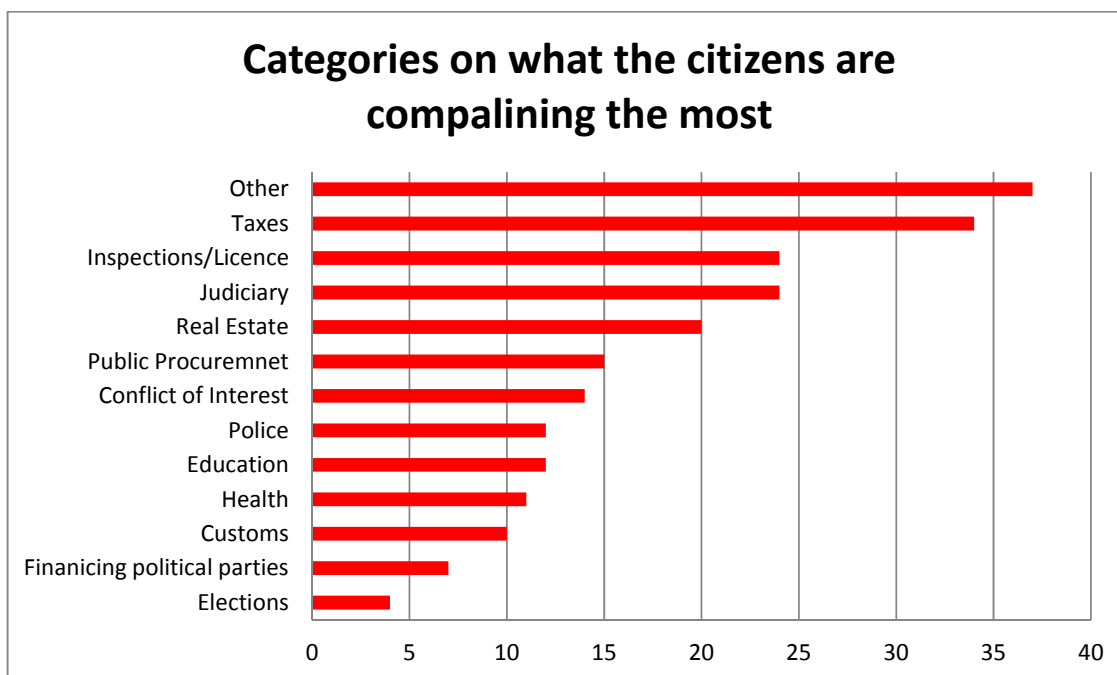
In general we have noticeable presence of received reports from the rural areas (86), suggesting the increased interest and volume of bussines activites in this areas. The increased number is also due to the transfer of certain powers from central to local level, and more precisly their management with the land survey.

The table bellow shows figures of applications per semester

| | I | II | annualy | % |
|------------------------------|----|----|---------|-------|
| Elections | 4 | 0 | 4 | 1,79 |
| Funding of political parties | 5 | 2 | 7 | 3,13 |
| Customs | 5 | 5 | 10 | 4,46 |
| Health | 4 | 7 | 11 | 4,91 |
| Education | 7 | 5 | 12 | 5,36 |
| Police | 7 | 5 | 12 | 5,36 |
| Conflict of Interest | 7 | 7 | 14 | 6,25 |
| Public procurement | 8 | 7 | 15 | 6,70 |
| Real estate | 9 | 11 | 20 | 8,93 |
| Judiciary | 17 | 7 | 24 | 10,71 |
| Inspections/licence | 10 | 14 | 24 | 10,71 |
| Taxes | 13 | 21 | 34 | 15,18 |
| Other | 16 | 21 | 37 | 16,52 |

Categories citizens mostly complain

The review shows that the tax sphere is the most noticeable (34 applications or 15.8%), inspection procedures (24 received or 11%) and legislative (24 applications or 11%).



Citizens might choose more than one category to describe their application. In total they could choose between 14 categories.

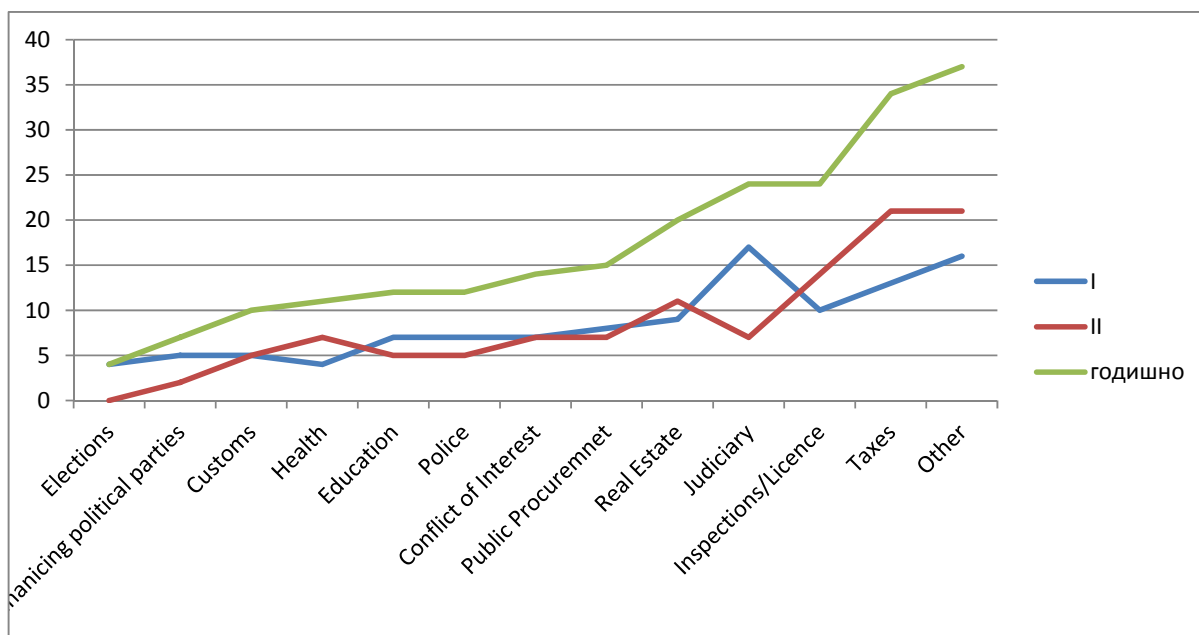
One part of the applications (28 or 12%) did not indicate corruption, because they refer to labor relations or other circumstances.

In connection with the allegations stressed in the applications we have requested additional information from 118 cases.

Citizens often (in 35 or 17,5% of applications) used the opportunity to refer "other" as category that enables us to establish new categories citizens are referring to based on the further work analysis, of received applications. There, we have the biggest coverage in land survey and tender procedures with real estate in the local government units.

There is remarkable number of reports with allegations for discrepancies among the conditions for tender procedures for buying of and building on public land and later changes of detailed land survey either on the central or local level.

The distribution of the closed categories in the applications for the period of six months shows growth of the applications with the allegations for fiscal indiscipline or taxes (from 13 to 21) and inspection (from 10 to 14). Real estate also shows upward line (from 9 to 11). There is noticeable decrease of the total number of applications related to judiciary (from 17 to 7). There is visible balance of the numbers of the applications related to customs (5 and 5) which in relatively low (total 10) in comparison with the other categories.



The procedure after receiving the applications

Approval procedure

The approval procedure means the assessment of the relevance of the allegations in the application. After the positive assessment done by the Legal Advisor that the allegations in the application suggest corruption, the application is approved and the content of the application becomes visible to everyone through the web page www.prijavikorupcija.org

All the received applications are recorded in one database in TI-Macedonia. The received applications from the citizens are processed in a very short time-not more than a week, and the status of the prevailing number of the applications is resolved.

When it is concluded that the application suggest corruption, the application is approved and becomes visible for all, through the web site www.prijavikorupcija.org

The Status of the applications in progress

| | |
|---------------|-----|
| approved | 76 |
| Not approved | 123 |
| confirmed | 27 |
| Not confirmed | 172 |

In a number of cases (73 applications) because of the nature of the procedure itself, applications although approved are placed on the websites after the confirmation process.

The procedure on received and approved applications consist multiple checking:

- Are there any publicly available informations in connection with the allegations or some elements identified in them;
In this way additional information is received that clarify the circumstances of the allegations consisted in the application.
- Addressing the applicants to submit additional information.

Confirmation and verification

Confirmation procedure consists case analysis and action taken upon each approved application by the legal advisor, and if needed consultations with legal experts for different legal areas or forms of corruption.

In cases of confirmed (reasonable) doubt of corruption the application is confirmed and then verified.

When the application does not contain allegations addressing institutions, the opinion is delivered to the citizens for their information and further usage and published on the website www.prijavikorupcija.org as comment.

In nine cases, were made separate analysis regarding the allegations and short analysis overview which is handed over to the citizens for their needs in further proceedings.

Based on the received responses and due to the nature of the allegations three applications were given for further check and investigation by the authorities (two of them in the Public Revenue and one in Ministry of Interior)

At this stage in the procedure when the application has enough information to act upon, the action take place in accordance with the

Law on Free Access of Public Information or in accordance with the Law for Complaints and Requests”.

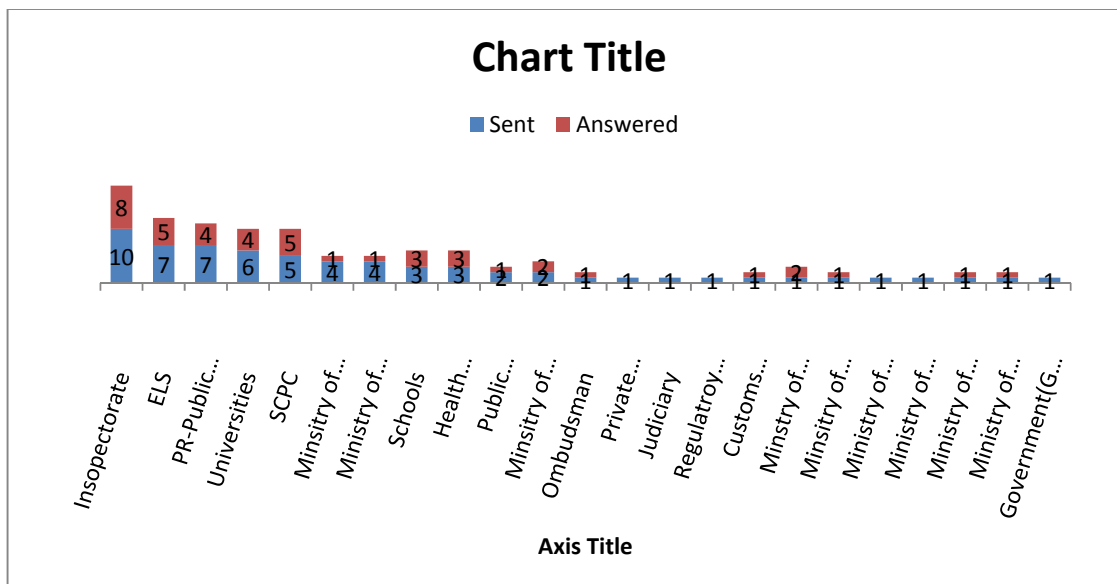
This part of the procedure can take several months depending from the number of holders from whom the information is required and the time they have answered.

The requests or the complaints are referred to the responsible institutions.

In connection with the received applications there has been 65 appeals to the institutions.

Through the complaints and Requests for Free Access to Public Information, in total we have received 41 answers or feedback.

The biggest number(10) were addressed to the State administrative Inspectorate for performing and additional investigation, due to the allegations in the application where work of another administrative body is mentioned.



From the General Secretariat we have requested information regarding the tourism spots, from the Regulatory Commission and EVN is also requested information about the number of the electricity counteres per household that work with two-tariff system related to the abolition of cheap dayly electricity. This is the example of violation of the equality of the citizens on the market in regard of the conditions under which they buy electric energy from EVN.

We have adressed the state Commission for Prevention of Corruptuion five times, all refereing to the accuracy of the content of the submitted questionnaires which is obligatory for this persons, or whether in general the questionnaires were submmitted by particular person.

In taking these actions, we have given attention whether the holders of the information respect the provisions for readressing of the request from the incompetent authorities to competent authorities, under which are not noticed any breaking of law obligations.

The received documents in documented format are published on internet by using Scribd tool, becoming available to the public.

In this way the activity of TI-Macedonia the applications received from the website www.prijavikorupcija.org are becoming transparent to all interested parties, under which the accountability of their work is becoming visible.

As per illustration of the applications and the work on Transparency Watch and the impact of it, we have some examples :

Example 1:

We have received an application from Macedonian citizen who is resident of USA, that the case for expropriation of the land started in 2008 is stuck in the administration and have not yet arrived in the court to determine the price of the land. The offered price was very low and the land was taken from the owners. TI-Macedonia on 28.08.2012 addressed complaint to the State Administrative Inspection we have received an answer that when performing early inspection on 17.09.2012, it was established that on 07.09.2012 the case of 2009, the Ministry of Finance- Department for administrative procedure, was sent to the Basic Court Skopje

Example 2:

The received application was referring to the request of City of Skopje to retroactively pay property taxes for the last five years. This property which is situated in the central city area was already been recourse paid for collection of property tax free from tax obligation. Once we asked from the applicant to send and we have received the documents that confirmed the allegations, through the request for free access to public information we addressed the Directorate for cultural heritage. From the received information it was confirmed that the properties in the referred area no longer have the tax free exemption. Through the Information we have informed the citizens that the property has tax obligation but from the 2012 as well as that they should not pay the tax for the last five years, but for those who have already paid they can request recourse from the city. This applies of the larger number of citizens owing apartments in the urban part of the Central city area II in Skopje.