



# The Tunisian experience within the fight against EU funds frauds

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***10 May 2013, Florence***

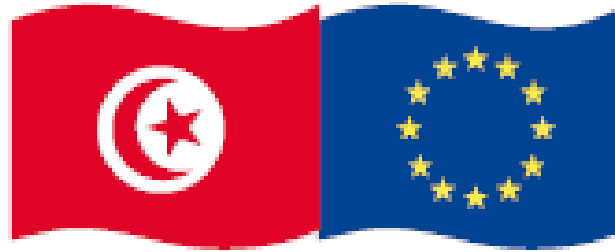


## **Financial cooperation**

**Main actors within the fight against frauds**

**Case Study :**

**Cooperation OLAF – General Control of Finance**

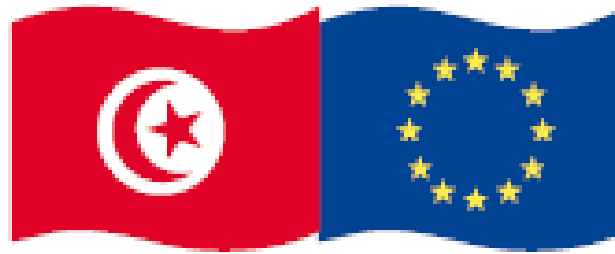


## Financial cooperation

Tunisia was the first mediterranean State to sign an Association agreement with EU (1995).

Tunisia was the first south mediterranean state to establish a Free Zone with EU (2008).

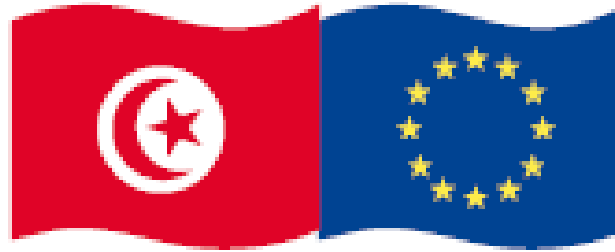
In the immediate aftermath of the revolution in 2011, the EU acted swiftly to support Tunisia.



For the period 2011-2013, the EU significantly raised the amount earmarked for Tunisia.

Recognising the substantial reform progress made by Tunisia since the revolution, the EU decided that Tunisia should be the first beneficiary of financial support from SPRING

An initial €20 million amount was made available for Tunisia in 2011, followed by another allocation of €80 million for 2012



## The European Neighbourhood and Partnership Instrument

The NIP 2007-2010 foresees an overall allocation of €300 million

1

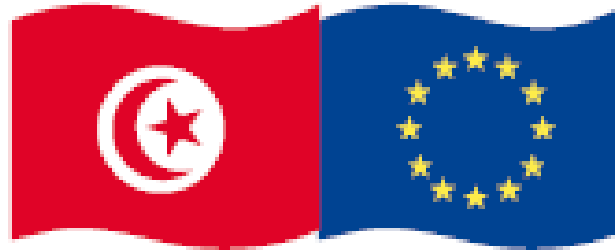
- Economic governance, competitiveness and convergence with the EU (€123 million overall)

2

- Improvements in employability (€65 million)

3

- Growth and sustainable development (Environment/energy, water, research and innovation, €112 million)



## **The European Neighbourhood and Partnership Instrument**

The NIP 2011-2013 which foresaw an initial indicative budget of €240 million, was increased by €150 million i.e. a total of €390 million.

## **Main Actors within the fight against frauds in Tunisia**

**The Court of Accounts**

**National Authority for the fight against Corruption**

**National Constituent Assembly**

**Civil Society**

**Governmental Institutions**

## The Court of Accounts

- The Court has the power to examine the accounts and the management of :
  - 1) The State, the local public authorities, the Public establishments whose budget is linked for orders to the budget of the State.
  - 2) The public establishments of non administrative nature and public enterprises as well as all the institutions, whatever their names in which the state and the local collectivities hold, directly or indirectly, a capital participation.
- The Court also exercises its control over the private institutions benefiting from the public aid and the political parties.



## The Court of Accounts

### **The Court :**

- **Judges the accounts of public accountants whose accounts are compulsorily subjected to the jurisdiction of the Court.**
- **Carries out a task of general surveillance on those who manage public finances.**
- **The Court is, with regard to the State, the local public authorities and the Administrative public establishments, the supreme audit institution with relation to their finances. It avails for this purpose of a power of jurisdiction and a power of audit.**

## The Court of Accounts

- The Court has to detect any irregularity or infraction, order the necessary remedial measures, evaluate the methods of management and formulate the reforms to be introduced.
- The Court may, on its own or in association with other national, similar foreign or international controlling bodies, exercise audit missions of international institutions or organizations accounts according to the procedures fixed by the agreements established to this end.

## National Authority for the fight against Corruption

Proposes policies to fight against corruption,

Gives its opinion on draft laws and regulations relating to the fight against corruption,

Broadcasts an anti-corruption culture.

## National Constituent Assembly

**The Commission  
on  
Administrative  
Reform and the  
fight against  
corruption.**



- Following the issue of corruption, in order to propose appropriate reforms.
- Auditioning responsables and visiting areas vulnerable to corruption and fraud.

Civil Society



suivez le cours de la

# BOURSE CORRUPTION.com



17:36 09.05.2013

Créer un environnement où règne l'état de droit. \*\* La prospérité de demain dépend c

## Cours du Médias

Suivez quotidiennement les évolutions des cours de toutes les valeurs de la bourse de la corruption en Tunisie.



VALEUR  
200,00 DT

VARIATION  
-0,60%



## LES + FORTES HAUSSES

Décision de justice ↑ 2,75%  
CAPES ↑ 2,04%  
Feu Rouge ↑ 0,65%

## LES + FORTES BAISSSES

Services à la Municipalité ↓ -0,82%  
Voix des électeurs ↓ -0,65%  
Permis de conduire ↓ -0,64%

TOUTES LES VALEURS

## FLASH INFO



## PODCAST



Anonyme

**Déclarez** ce que vous avez payé ! ou via facebook connect

Déclarez anonymement ou via votre compte facebook ce que vous avez payé pour l'une ou l'ensemble des valeurs de la bourse de la corruption.

Visa	583,00 Dt
Permis de construire	400,00 Dt
Voix des électeurs	350,00 Dt
Médias	200,00 Dt

## CONCOURS D'EXPRESSION

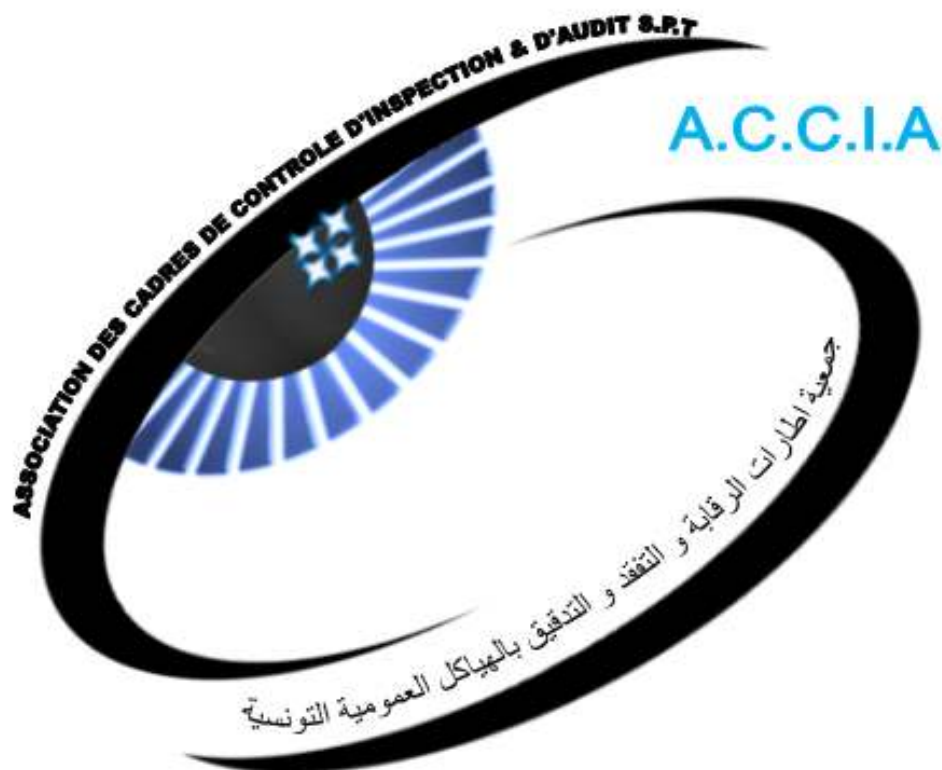
Faites une caricature ou un article sur la corruption en Tunisie.

GAGNEZ des Ipad 2

الفساد  
كلمة لا تنفع



## The Association of Managers of Control, Inspection and Audit in Tunisian public structures (2011)



[www.accia.org.tn](http://www.accia.org.tn)

## The Tunisian Association of Public Controllers (2012)



[FB/pages/ATCP/23958399277741](https://www.facebook.com/ATCP/23958399277741)



## **Governmental Institutions**

**Department of Governance and Anti-Corruption (2012)**

**Higher Council of fight against corruption and  
Recovery of State's Assets and Properties (2011)**

**Public control bodies**



RÉPUBLIQUE TUNISIENNE  
PORTAIL NATIONAL POUR LA LUTTE ANTI-CORRUPTION



Accueil

À propos

Vision Stratégique

Acteurs

Législation

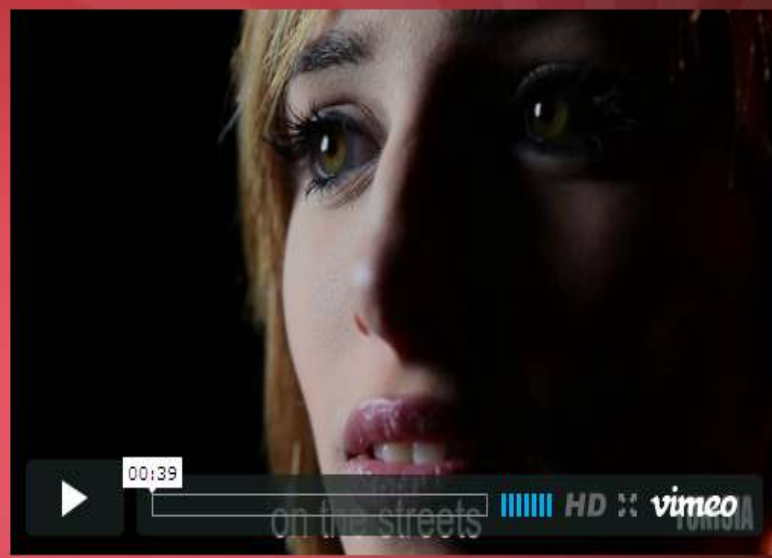
Base de Connaissances

Ressources

## Collaborez à l'élaboration de la Stratégie Nationale de lutte contre la corruption

*La Tunisie prépare sa stratégie nationale de lutte contre  
la corruption ! Pour en faire un exercice participatif,  
soumettez vos idées, et évaluez les idées des autres "ici" !*

Collaborez !



Stratégie Nationale  
en mode Wiki Government

Société Civile  
votre voix compte

Tous Unis  
pour la lutte contre la Corruption



**بلغوا عن حالات الفساد الإداري**  
**www.anticorruption-idara.gov.tn**

الجمهورية التونسية  
رئاسة الحكومة  
مصالح الوزير لدى رئيس الحكومة المكلف بالإصلاح الإداري



متابعة الإبلاغ

تسجيل الإبلاغ

أمثلة عن حالات فساد إداري

ميثاق الموقع

تقديم الموقع

إستقبال

## تسجيل إبلاغ عن حالة فساد إداري

### متابعة إبلاغ سابق

### إضافة معلومات لإبلاغ سابق

## تعريف الفساد

تعرف منظمة الشفافية الدولية  
الفساد بأنه " إساءة استعمال  
السلطة لتحقيق منفعة خاصة "

## أمثلة عن حالات الفساد الإداري التي يمكن الإبلاغ عنها

### الرشوة:

- 1- طلب أو قبول رشوة أو تحقيق فائدة بغير موجب بأي صفة كانت ( الفصل 83 من المجلة الجزائية)
- 2- الامتناع عن تأدية العمل المطلوب و عدم الالتزام بالتعليمات لتحقيق منفعة شخصية أو لفائدة الغير

**اقرأ المزيد...**



انت هنا / رئيسية



RÉPUBLIQUE TUNISIENNE  
PRÉSIDENTE DU GOUVERNEMENT

البيانات المفتوحة  
**OPEN DATA** data.gov.tn Beta

ACCUEIL

LICENCE

ACCÈS À L'INFORMATION

DEMANDER DES DONNÉES

PROPOSITION

LIENS EXTERNES

عربية

Définition

1

Portail open data

2

Open data

3

séminaires

4

3-4 AVRIL 2012  
**OPEN DATA  
E-PARTICIPATION**



Avec la participation de :



Recherche

## Les Thèmes

Emploi(10)

Transport(6)

Protection civile(1)

Affaires sociales(18)

Education et enseignement supérieur(9)

Agriculture et ressources hydrauliques(15)

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Santé(10)

Tourisme(1)

Finance et impôts(3)

Environnement et développement durable(13)

Développement régional(11)

Technologies de l'information et de la communication(5)

Sécurité routière(1)

## Les dernières données

Les investissements programmés

2010-2014

Transport

Dec 26, 2012

Les projets en cours 2010-2014

Transport

Dec 26, 2012

Quota des permis de conduite du  
transport public collectif rural

Transport

Dec 26, 2012

Liste ...

Questionnaire sur les données





**REPUBLIQUE TUNISIENNE**  
Presidency of the Government



**TUNISIA** on-line E-Procurement System

login | sitemap | service

FR AR EN

Invitation to Bid

Supplier Reg

Demand Inst. Reg

Shopping Mall

Catalog

## News



Login



Institute  
Registration



Supplier  
Registration

تونس تختار رئيسا لشبكة الصفقات العمومية لشرق إفريقيا والشرق الأوسط بالتوازي مع إيطاليا والمغرب خلال حفل تكثيف



more

## Law

- Loi n° 2005-60 du 18..
- Loi n° 2003-74 du 11..
- Loi n° 2003-43 du 09..
- Loi n° 99-41 du 10 M..
- Loi n° 99-38 du 03 M..

## DECREE

## Regulation

## Etc

## Quick Menu



Bidding Views



Procurement  
Views



Product Search



Goods Search

## Notice

### Operator Notice

### Institution Notice

more

Category	Writer	Title	Written Date
Shopping ...	G1014	Comment enregistrer vos produi ...	2013/01/28
Common/E ...	G1014	Le domaine du TUNEPS vient d'ê ...	2013/01/28
Reg/Secu ...	G1014	Comment s'inscrire comme utili ...	2013/01/28

## Service Assistant



sitemap



FAQ



Q&A



Law



Data  
dictionary



Guide

A<sup>+</sup> A A<sup>-</sup>

Français العربية



بوابة الحكومة التونسية

PORTAIL DU GOUVERNEMENT TUNISIEN  
THE TUNISIAN GOVERNMENT PORTAL



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[Visiteurs](#)

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Rechercher

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## Le Gouvernement

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[Ministères](#)

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[Portail anti-corruption](#)

[Portail open data](#)

[Formulaires administratifs](#)

[Marchés publics](#)

[Journaux et magazines](#)

## Documents de référence

[Journal officiel](#)

Cet espace est dédié aux services destinés aux citoyens



## Top services

[Recherche d'emploi](#)

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[Offres et demandes d'emploi](#)

[Espace des employeurs à la CNSS](#)

[Situation des demandes de dispense et de sursis](#)

[Consultation des titres fonciers](#)

[Consultez vos infractions routières à distance](#)

[Espace de l'élève](#)

[Recherche d'un médecin](#)

## Thèmes

Restez connectés



République Tunisienne  
Présidence du Gouvernement  
Commission Supérieure des Marchés publics



TUNISIA on-line  
E-Procurement System

## Avis

La Présidence du Gouvernement annonce, à tous les entrepreneurs et les fournisseurs, l'ouverture de l'inscription à sa nouvelle application d'achat public en ligne «TUNEPS» qui sera opérationnelle à partir du mois de juin prochain. Tous les entrepreneurs et les fournisseurs concernés sont appelés à visiter notre site web : [www.tuneps.tn](http://www.tuneps.tn) et consulter la procédure d'inscription sur le lien suivant <http://www.tuneps.tn/index.do>.

## **Public control bodies**

**General Control of public services**

**General control of finances**

**General control of State properties and real estate affairs**

	<i><b>GCPS</b></i>	<i><b>GCF</b></i>	<i><b>GCSPREA</b></i>
<u><i>Creation</i></u>	The decree n°82-6 of January, 5 <sup>th</sup> 1982	The decree n° 82-7 of January, 5 <sup>th</sup> 1982	The decree n° 1991-842 of May, 31 <sup>st</sup> 1991
<u><i>Authority</i></u>	Government Presidency	Ministry of Finances	Ministry of State Properties and Real Estate Affairs
<u><i>Field of intervention</i></u>	<ul style="list-style-type: none"> <li>• State services (Ministries)</li> <li>• Public establishments</li> <li>• Local communities</li> <li>• Non-administrative public establishments</li> <li>• State enterprises</li> <li>• Firms or enterprises receiving, in a direct or indirect way, the financial assistance of the State (subsidies, loans, advances, guarantees...)</li> </ul>		
<u><i>Type of control</i></u>	Horizontal, general and posterior control.		
<u><i>Intervention</i></u>	Sudden Intervention ordered by the Minister		



## Specificity

It intervenes in all aspects of activities.

- ✱ Controlling the financial management
- ✱ Particular mission: it exclusively carries out check missions of the accounts of projects financed by external resources, and this on behalf of the principal backers (BIRD-BAD-JICA-EU-FADES-FIDA-OPEC...).

It undertakes missions of expertise in the field of the management of State properties :  
It has to verify the origin of this property and the way of its management.

- ✱ The control and the evaluation of the use and the preservation of the State properties.
- ✱ The protection of the public patrimony.
- ✱ Judgment about the exploitation and the safeguarding of the State properties.

## Actions

- ✿ Financial analysis
- ✿ Analysis of performance
- ✿ Organization and information systems
- ✿ Human resources management
- ✿ Assets Management
- ✿ Inventory control
- ✿ Production control
- ✿ Procurements management
- ✿ Commercial and recovering management

- ✿ Verification targeted on a topic or on some aspects of management and accounts
- ✿ Evaluation of the activity of a structure or of results of a public project or program
- ✿ mission of investigation
- ✿ Follow-up of a former mission
- ✿ Exhaustive and general checking of the structure's management and accounts
- ✿ Checking accounts related to projects and programs financed by external resources
- ✿ Mission of inquiry
- ✿ Mission of expertise
- ✿ Specific inspection concerning the use of public funds or the granting of taxes and financial incentives

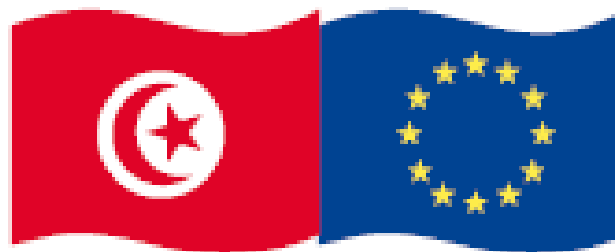
- ✿ Actions of inspection
- ✿ Actions of evaluation
- ✿ Actions of investigation
- ✿ Studies

*Reports*

Observations relating to the insufficiencies and anomalies.

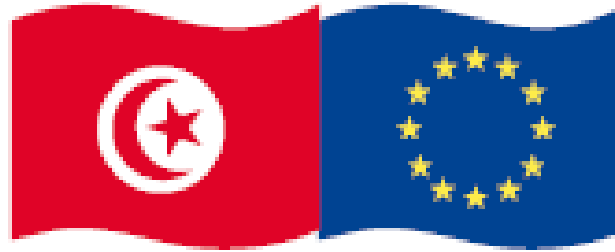
Proposals aiming at the improvement of the organization and the functioning of the controlled structure.

Possibility of giving recommendations in order to guarantee the preservation and the well using of State properties.



## Case Study :

# Cooperation OLAF – General Control of Finances



## **Case Study :**

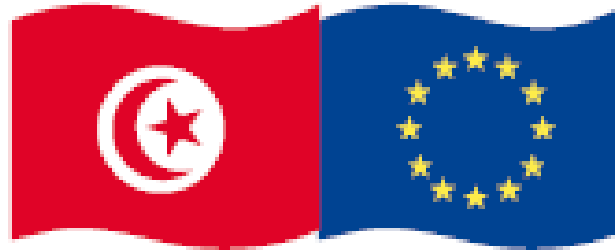
# **Rural Development Project integrated management of natural resources**

**Project cost : € 75 million**

**EU Financial contribution : € 50 million**

**Period: 1996 - 2006**

**Private external Audit**



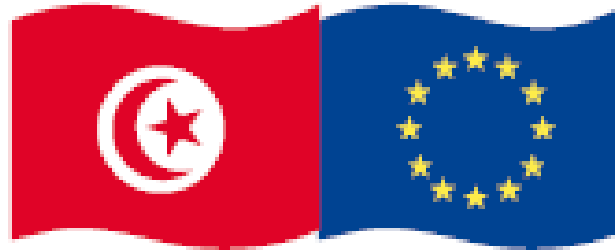
## Case Study :

### Rural Development Project integrated management of natural resources

In 2006, an anonymous letter was sent to OLAF relating to fraud in the Project management .

Before January 14, 2011, OLAF could not intervene in Tunisia

In April, 2011 , Joint investigation with the General Control of finances (Mission No. 20/2011)



**Office work at the EU Delegation in Tunis and the headquarters of the General Control of Finances**

**Visits to a sample of projects in the Governorates of Kairouan, Siliana and Zaghouan**



Aïn Hammem hill lake - Kairouan





Aïn Hammem hill lake - Kairouan



Rmal hill lake - Kairouan





Rmal hill lake - Kairouan



Mrir hill lake - Siliana





Mrir hill lake - Siliana



Mrir hill lake - Siliana





Graguib hill lake - Zaghouan



Rheziane hill lake - Zaghouan

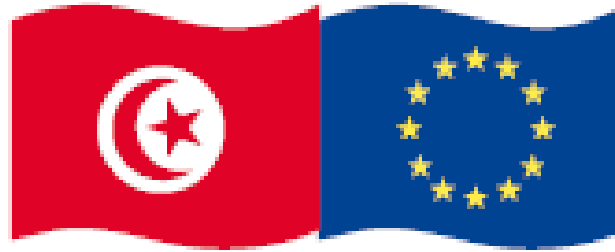




The Kairouan Great Mosque

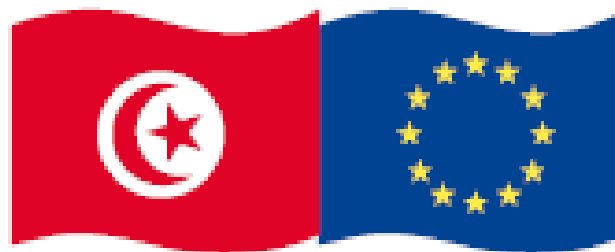


Kasbah Plaza - Tunis

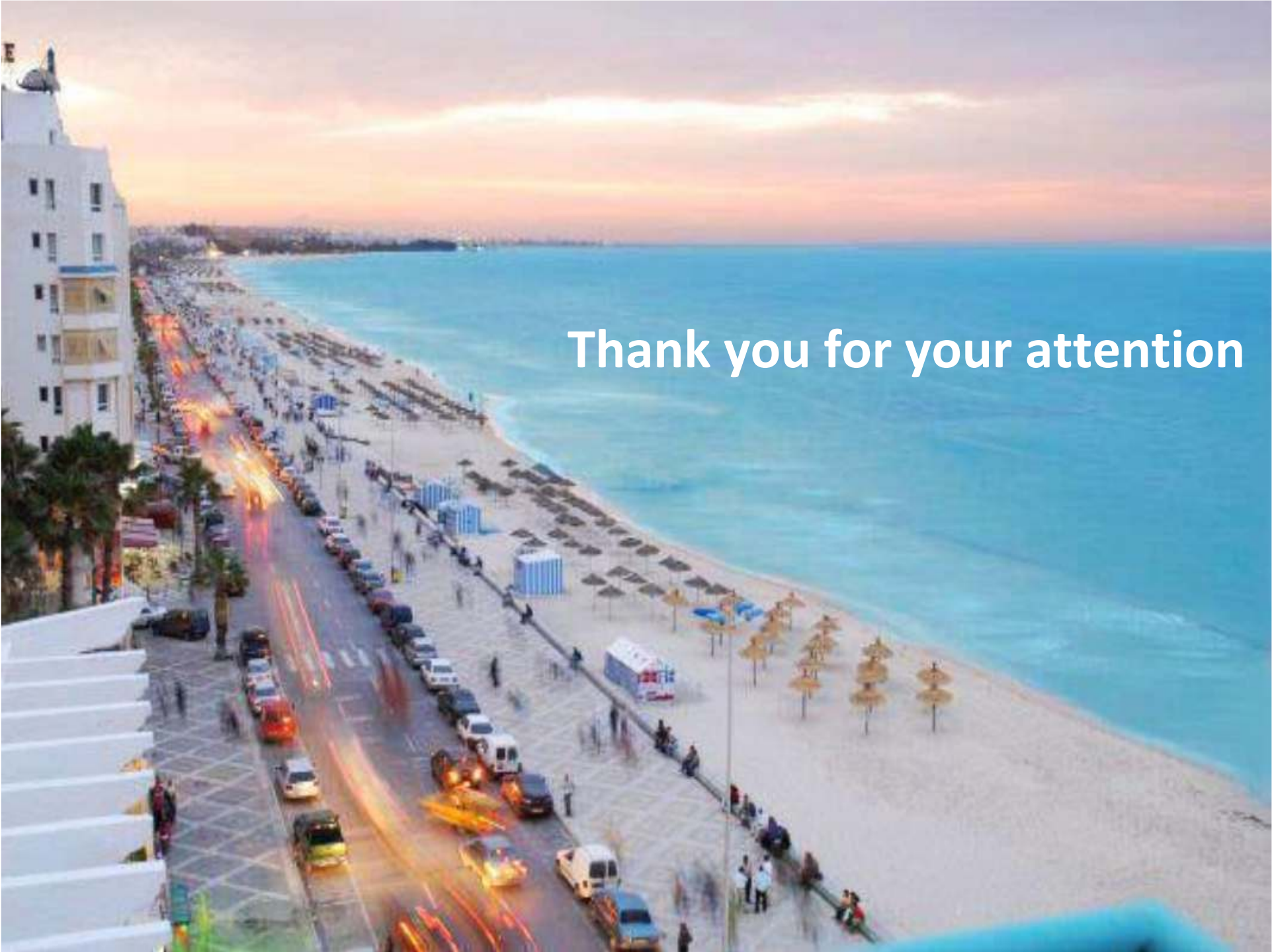


The investigations of the control team revealed that some information provided in the anonymous letter were real.

The review of the documents submitted, has detected anomalies and shortcomings that can not prove the existence of frauds as described in the anonymous letter..



Indeed, the flexibility of the procedures adopted in the project and the technical specifications used , do not allow to decide on the "fraudulent" nature of shortcomings.

An aerial photograph of a coastal city at sunset. On the left, a multi-lane city street is filled with cars, their headlights and taillights creating long, colorful light trails. To the right of the street is a wide, sandy beach. Numerous beach umbrellas, some open and some closed, are scattered across the sand. A few people can be seen walking along the beach. The ocean is a vibrant blue, meeting the shore with gentle waves. The sky is a mix of orange, pink, and purple, with a few clouds. In the background, a city skyline is visible across the water.

Thank you for your attention



Benvenuti a Sousse

