
Press release

Transparency International Romania expresses its deep concern regarding the situation created around the attorney activity of Mrs. Alice Drăghici and the effects it could create over the credibility and impartiality of the National Council for Integrity and of the National Agency for Integrity.

The double quality Mrs. Drăghici has – that of the NCI member and that of attorney of an individual for whom NAI pressed charges – as well as the manner in which she understood to make use of this qualities, question the manner in which the Agency can fulfill its mandate under integrity and impartiality conditions, as long as the persons implied in its activity's surveillance are accused of trespassing the legal norms making the object of its control.

In this context, TI-Romania demands to the National Council for Integrity to discuss and analyze with priority the risks involved for the efficiency and impartiality of the NAI' s activity by this situation. TI-Romania appreciates that the analysis must have as a starting point the existent legal frame in this manner, respectively the Art 70 from the Law No. 161/2003, Art 47 from the Law No. 144/2007, Art 2531 from the Criminal Law, as well as the dispositions of the European Council Recommendations (2000) 10, according to which by conflict of interests it is to be understood the situation in which a person holding a public function of any nature has a private interest that can influence or creates the impression of influencing the fulfillment of the official attributions in an impartial and objective way.

TI-Romania recommends to the National Council for Integrity to require the Senate Mrs. Drăghici revocation from the NCI member and to propose to it and to the other competent institutions the adaptation of a series of measures meant to elude the identified risks and to remedy the created situation.

Therewith, TI-Romania reiterates the request to modify the Law no. 144/2007 by including in its very own text some definitions for the conflict of interests and incompatibilities, to cover and to pay attention to the international standards in that matter, avoiding thus a discretionary interpretation possibility.