

REPORT

JANUARY-JUNE 2018

 NATIONAL
ANTI-CORRUPTION
BUREAU OF UKRAINE



THE RESULTS
OF THE NATIONAL ANTI-CORRUPTION BUREAU OF UKRAINE
ACTIVITIES

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The National Anti-Corruption Bureau of Ukraine successfully continuous to do its job – eliminates corruption schemes and exposes previously “untouchable” top-officials. It is possible thanks to a professional team, support of the civil society and international partners.

Artem Sytnyk

Director of the National
Anti-Corruption Bureau of Ukraine

Dear colleagues and partners!

The National Anti-Corruption Bureau of Ukraine (NABU) successfully continues to do its main tasks — combat corruption, liquidate corruption schemes and expose corrupted top-officials. All of it is possible due to the NABU team and thanks to the support of the civil society and international partners.

Over last six months, the National Bureau has proved again that liquidation of corruption schemes in Ukraine is possible. The NABU Detectives have investigated, exposed and sent to court the case as of 695 million UAH public funds embezzlement of the State Enterprise (SE) “Eastern Mining and Processing Plant” and SE “National Nuclear Energy Generating Company (NNEGC) “Energoatom”.

We also have completed the pre-trial investigations of the so-called “Amber case”, case as of the purchase of engines for the Armed Forces of Ukraine and the purchase of the fuel for the Ministry of Defense of Ukraine. The investigations of the cases as of the funds embezzlement of the SE “Administration of Sea Ports of Ukraine” and the so-called “Krayan Plant case” and “Backpacks’ case” have been also completed.

We faced false statements and unwarranted criticism against the NABU spread by supporters of the officials (who are under NABU’s jurisdiction), and rebuttal them. I know its number will increase. However, we perceive such actions as a sort of appreciation of our work.

The NABU team proved that there are no untouchable people in Ukraine. Neither top-official

nor the SE executive involved in illegal corruption schemes can feel safe. That is the achievement of the NABU and the anti-corruption reform.

However, we can talk about results only after the court sentences came into force and the illegally acquired property will be confiscated in the State’s income.

I am confident that the status quo will change after the establishment of the Anti-Corruption Court created on the independent and professional selection of judges under the public control and with the help of international experts.

We recognize that external pressure and attempts to interfere in our work will grow. The political will on the fight against corruption in Ukraine is still weak. It makes the achievements of anti-corruption reform vulnerable to the opinions of the top-officials.

Over the last six months, we have clearly seen that representatives of some political forces have formed the “Fifth Column” the main purpose of which is to counteract anti-corruption reform and protect corporate interests and the people who represent them. I know that most successful anti-corruption institutions passed this stage in their time.

I assure you that the NABU will continue its work, protecting the mission of the institution and its achievements. I am grateful to all Ukrainian citizens and to our international partners for supporting the NABU’s work.

And the most important thing is that we believe in what we do!

LAW OF UKRAINE “ON THE NATIONAL ANTI - CORRUPTION BUREAU OF UKRAINE”

2. Director of the National Bureau: <...>
 - 2.2 annually by 10 February and 10 August provides the President of Ukraine, Parliament of Ukraine and the Cabinet of Ministers of Ukraine with a written report on the National Bureau activities for the previous 6 months period.
3. The written report on the National Bureau activities should contain the following information:
 - 3.1 statistical data on the results of activities with mandatory reference to the:
 - number of applications and reports on criminal offences in terms of criminal offences classified by the law as those under jurisdiction of the National Bureau;
 - number of investigations initiated by the National Bureau and their results;
 - number of people standing indicted for committing criminal offences classified by the law as those under jurisdiction of the National Bureau;
 - number of people officially found guilty of committing criminal offences classified by the law as those under jurisdiction of the National Bureau;
 - number of people officially declared innocent

ARTICLE 26. CONTROL OF THE NATIONAL BUREAU ACTIVITIES AND ITS ACCOUNTABILITY

- of committing relevant criminal offences;
 - information by categories of people indicated in part 1 of the Law of Ukraine “On preventing corruption”;
 - information on the amount of loss and damage from criminal offences classified by the law as those under jurisdiction of the National Bureau, state and amount of compensation;
 - information on funds and other property acquired as a result of criminal offences classified by the law as those under jurisdiction of the National Bureau, confiscated by court order, funds amounting to value of illegally received services and benefits, forfeited to the state, and their use;
 - information on funds and other property acquired as a result of criminal offences classified by the law as those under jurisdiction of the National Bureau, recovered from abroad, and their keeping;
 - information on seizure of property, confiscation of objects and proceedings acquired as a result of criminal offences classified by the law as those under jurisdiction of the National Bureau, and their use;
 - number of submissions made as to the elimination of causes and conditions contributing to committing criminal offences;
 - results of the character tests;
- 3.2 cooperation with other public authorities, local authorities, companies, organizations and establishments;
- 3.3 cooperation with competent foreign authorities, international and foreign organizations and signing agreements on cooperation and representing interests abroad;
- 3.4 cooperation with NGOs and mass media;
- 3.5 number of the National Bureau employees, their qualification, work experience and further training;
- 3.6 work of the National Bureau Internal Control Department; number of reports on offences committed by the National Bureau employees, investigation results and bringing to justice;
- 3.7 budget of the National Bureau and its execution;
- 3.8 other information concerning the results of the National Bureau activities its duties.

ABOUT THE BUREAU

CREATION

On October 14, 2014 the Verkhovna Rada of Ukraine adopted the Law “On the National Anti-Corruption Bureau of Ukraine” No. 1698-VII. On April 16, 2015 the President of Ukraine Petro Poroshenko signed two Decrees – No. 217/2015 on the establishment of the National Anti-Corruption Bureau of Ukraine and No. 218/2015 on the appointment of Artem Sytnyk as Director of the Bureau. This created the new government agency.

EXECUTIVES

Director – Artem Sytnyk
First Deputy Director – Gizo Uglava
Deputy Director – Anatoly Novak
Deputy Director – Tetiana Varvarska

UNIQUENESS

The NABU is the only law-enforcement agency in independent Ukraine created from scratch.

All employees, other than deputy directors, are appointed exceptionally through an open competition.

The NABU formed the Civil Oversight Council, whose members (15 people) are selected annually through an online-voting open competition.

Detective is a new position in Ukraine which combines the functions of a field officer and an investigator.

The NABU also set up the Information Processing and Analysis Department which has no parallel in Ukraine.

Both detectives and analysts have access to more than 100 key state registers and databases and use them in their work.

Within eight months since the establishment of the Bureau detectives entered data on the first criminal offences in the Unified Register of Pre-Trial Investigations and started investigations.



THE NABU MISSION

**Cleaning government of
corruption for the purpose of
construction and development
of a successful society and
efficient state**

KEY EVENTS

JANUARY

Notices of suspicion of causing damage to the state in the amount above 1.4 billion UAH were given to the officials of the Limited Liability Company (LLC) "Enerhiya-Novyi Rozdil", the LLC "Enerhiya-Novoyavorivsk" and the LLC "Enerhiya". The ex-Head of "Zealand Holdings Inc." and ex-Head of Private Joint Stock Company (PJSC) "Sea Trident" got a notice of suspicion of causing damage to the state in the amount above 219 million UAH.

The investigations as of the facts of demanding of 30 thousand USD improper advantage by judge from Dnipro city, and 75 thousand UAH by judge from Kharkiv city are completed. The defense and the suspects had been granted access to the documents of the pre-trial investigation of the case of funds embezzlement of PJSC "United Mining and Chemical Company" (12.87 million USD damage caused to the state) and of joined proceeding as of the facts of funds embezzlement of the State Enterprise (SE) "Eastern Mining and Processing Plant" and the SE NNEGC "Energoatom" (695 million UAH damage caused to the state).

The cases as of two judges from Luhansk region, one of which received 5 thousand USD improper advantage, and the other one has not declared the property, as well as proceedings as of the official of the PJSC "State Food and Grain Corporation of Ukraine" (1.6 billion UAH damage caused to the state) were sent to court.

Odesa City Mayor with his deputy has been detained at Boryspil International Airport. The wanted ex-executive of a separate subdivision of the SE NNEGC "Energoatom" was detained.

The investigation of the so-called "amber case" is completed, and two suspects had been granted with the materials of the investigation of the "gas case".

The case as of a judge from Kharkiv, who demanded 75 thousand UAH for a judgment in favor of one of the parties to a civil case, was sent to court.

FEBRUARY

MARCH

The notices of suspicion were given to four officials of the Ministry of Defense (149 million UAH damage caused to the state), to judge of Lutsk City District Court of Volyn region and to judge of Commercial Court of Kharkiv region.

The suspects and defense had been granted with materials of investigation of the case of funds embezzlement during procurement of the engines for the Armed Forces of Ukraine from Lviv Armor Vehicle Factory (14.15 million UAH damage caused to the state). The investigation of receiving of 40 thousand USD improper advantage by the deputy of Odesa City Council was completed.

The cases concerning: abusing of office by three officials of PJSC "Ukrzaliznytsia" (7.3 million USD damage caused to the state), officials of Zaporizhzhia Regional Clinical Hospital and Zaporizhzhia Regional State Administration (13 million UAH damage caused to the state), as well as undeclared assets and illegal enrichment of the Head of State Audit Service of Ukraine were sent to court.

Three judges (from one of the District Courts of Kherson region, and from Holosiivsky and Podilsky District Courts of Kyiv) and the Deputy Head of Court Administration of Podilsky District Court of Kyiv were exposed on receiving an improper advantage.

The official of the Security Service of Ukraine was detained at the moment of receiving of 47.5 thousand USD improper advantage.

The investigation as of the facts of 14.5 million UAH funds embezzlement during procurement of the backpacks for the Ministry of Internal Affairs of Ukraine was completed. The suspects had been granted with materials of the investigation of the case of 247 million UAH misappropriation of the SE "Ukrainian Sea Ports Authority".





APRIL



MAY

The notices of suspicion were given to the Chairman of the Village Council in Kyiv region, judge of one of the District Courts of Dnipro and judge of the Commercial Court of Kharkiv region.

The suspects had been granted with the materials of the investigation as of the so-called "gas case" and of proceeding as of the facts of offering 800 thousand USD to the NABU Detective. The investigation of case as of funds embezzlement of Odesa city budget during the purchase of the "Krayan Plant" building was completed (185 million UAH damage caused to the state).



The joined case of the SE "Eastern Mining and Processing Plant" and the SE NNEGC "Energoatom" (695 million UAH damage caused to the state) was sent to court. In addition, the indictment was sent to court as of the deputy of Kyiv City Council, who implemented the scheme of misappropriation of three land plots in Kyiv jointly with accomplice relative.

The suspects in two criminal proceedings who evaded investigation were detained. One of them is a participant of the scheme of 259.2 million UAH embezzlement of budget funds aimed at the implementation of the national projects "Quality Water" and "Olympic Hope 2022". The other one is a presumptive accomplice of the Deputy of the Odesa Regional Council, who is suspected in offering 500 thousand USD of improper advantage to the NABU employee.

The case of inclusion of the false data into the annual e-declarations by one of the judges of the Supreme Administrative Court of Ukraine was sent to court. Also, the indictment was sent to court in the case as of the fact of obtaining 5 thousand USD of improper advantage by Deputy prosecutor of the Vinnytsia region.



JUNE



INTERNATIONAL TECHNICAL ASSESSMENT

THE FIRST CONCLUSIONS ABOUT THE THREE-YEARS ACTIVITY OF THE NEWLY ESTABLISHED LAW ENFORCEMENT AGENCIES – THE NABU AND THE SAPO WERE PROVIDED BY JOINT TEAM OF INDEPENDENT EXPERTS IN THE SPHERE OF EVALUATING THE EFFECTIVENESS OF LAW-ENFORCEMENT AGENCIES (THE INDEPENDENT EXPERTS WERE COMMISSIONED BY THE UNITED STATE EMBASSY AND THE EUROPEAN UNION ANTI-CORRUPTION INITIATIVE IN UKRAINE)



Subject of research:

NABU and SAPO activities in 2015-2017



Research period:

October-December 2017

The assessment was performed by a team of independent experts:

- **Carol Taraszka** (Audit Manager, Office of the Inspector General, U.S. Department of Justice);
- **Eric Johnson** (Assistant Inspector General, Investigations Division, Office of the Inspector General, U.S. Department of Justice);
- **Flemming Denker** (former Deputy State Prosecutor, Special Advisor at the State Prosecutor for Serious Economic and International Crime, Denmark, Council of Europe Anti-Corruption Expert);
- **Dmytro Kotlyar** (Anti-Corruption Expert, Ukraine).

The report is based on the following methodology:

- study of replies to a questionnaire, statistics and other materials provided by the NABU;
- interviews with NABU leadership, management, Detectives and other staff;
- interviews with SAPO, General Prosecutor`s Office of Ukraine (GPO) and other stakeholders, including international and non-governmental organizations;
- review of a sample of actual cases, which were either closed by NABU/SAPO due to insufficient evidence or other reasons, and proceedings with a final court decision.

Conclusions of the international expert assessment

- NABU became successfully developing law enforcement agency;
- NABU acted efficiently and reached the required level of efficiency within 3 years of activity;
- NABU properly evaluated the various elements of the proceedings and professionally organized the investigation;
- in the NABU work any serious procedural mistakes, human rights violations, or pervasive practices of abuse within NABU were not identified;
- no indication of inappropriate internal administrative pressure or undue interference in individual proceedings were found;
- NABU has been provided with sufficient budgetary funding and technical assistance support.

Key recommendations of the experts

(shall be solved directly by the NABU)	INTERNAL	EXTERNAL	(to be solved beyond the scope of the NABU)
<p>1) to review the provisions of the CPC concerning the registration of reports of crimes, to elaborate the recommendations of the NABU on the procedure for processing of reports of offences and their registration into the Unified Register of Pre-trial Investigations;</p> <p>2) to initiate regular meetings between the NABU and the NAPC for communication and cooperation;</p> <p>3) to hold regular meetings of the Heads of the NABU and the SAPO units to discuss the controversial issues and for effective interaction;</p> <p>4) to develop the leadership skills of the Heads of the NABU and the SAPO;</p> <p>5) to ensure the awareness and participation of the External Communications Office in the planning of important operations that may have influence on the assessment of the NABU;</p> <p>6) to develop internal rules for the interaction of the NABU and mass media and work in social networks.</p>			<p>1) to avoid amendments to the legislation which regulates the operation of the NABU, without consultations with the participation of the NABU, the SAPO, other law-enforcement agencies, the public etc.;</p> <p>2) to make amendments to Art.263 of the CPC regarding the provision of the NABU with to provide the NABU with the right to autonomous wiretapping;</p> <p>3) to provide for the procedure for the employment of undercover employees, granting them access to state secrets, in the Law "On the NABU";</p> <p>4) to change the status of the SAPO, transforming it into an autonomous agency of the Prosecutor's Office;</p> <p>5) to improve the operation of the court which considers the petitions of the NABU at the pre-trial investigation stage;</p> <p>6) to ensure the prompt creation of the HAC;</p> <p>7) to provide the NABU with access to the register of declarations of the NAPC.</p>

PRIORITIES OF THE INSTITUTIONAL DEVELOPMENT UP TO 2020



**GIZO UGLAVA,
FIRST DEPUTY DIRECTOR OF THE NATIONAL BUREAU:**

For over three years, the NABU Detectives have gained own unique experience in investigating corruption-related crimes. Today, we are working to summarize the past achievements. For this purpose, the specific analytical center has been created as part of the Principal Unit of Detectives. It collects and summarizes the statistical data, creates a register of the best practices of own investigations and experience of foreign colleagues, develops the instructions and guidelines in order to facilitate the daily work of the Detectives.



**ANATOLY NOVAK,
DEPUTY DIRECTOR OF THE NATIONAL BUREAU:**

The stage of institutional development of the National Bureau is actually completed. At the moment, the main focus has shifted on optimization of the internal processes. A new model for employee performance evaluation is being created. By its use, we will understand the achievements and challenges facing the NABU team, as well as the strengths and weaknesses of each employee. In turn, this will be the basis for planning the further professional development of the team.



**TETIANA VARVARSKA,
DEPUTY DIRECTOR OF THE NATIONAL BUREAU:**

In order to expose the top-corruption, to obtain unequivocal evidence, the NABU Detectives must have at least progressive equipment and all the necessary resources. For this purpose, the National Bureau has installed and developed basic IT-infrastructure. This has been made possible due to sufficient funding at the expense of the State Budget of Ukraine and as part of the international technical assistance. For the period up to 2020, 60 IT-projects covering the activities of all units of the NABU will be implemented.

The NABU institutional development measures are implemented with the support of the EU Anti-Corruption Initiative in Ukraine (EUACI), the British Embassy in Ukraine and the U.S. Embassy in Ukraine

Development of the institute of investigations

- **Expected result:** maximally optimized accompanying processes in the work of Detectives and analysts of the National Bureau
- **Implemented measures:** Detectives' workplaces are equipped with modern personal computers, necessary office equipment and IP-telephony; the Detectives have secured access to external automated data and reference systems, registers and data banks
- **Next steps:** introduction of electronic system for criminal proceeding management (e-case management), the formation of a unified knowledge base, and effective assessment of the professional competence of the Detectives

Human Resources management development

- **Expected result:** the NABU specialists work under the conditions of high corporate culture and motivation for achievement of the result
- **Implemented measures:** interview of employees in order to determine the values of the organization and further planning of internal communication measures; a model for official service assessment is developed and provided to the Main Detectives Unit for testing; the information platform for rapid data retrieval and internal communication of employees is created
- **Next steps:** assessment of employees' official work based on the model of competencies, development of competences of the employees according to the results of assessment, development of internal communications and organizational culture, automation of the organizational processes

IT-infrastructure development

- **Expected result:** the National Bureau has state-of-the-art equipment and software resources enabling its team to perform their tasks effectively
- **Implemented measures:** modern secured data center is in operation, general (for all employees) and specialized (for Detectives and analysts) IT-services are maintained: e-mail exchange system, data analysis software, ASCOD electronic document management system, HelpDesk user support system, etc
- **Next steps:** protection of the organization's data from damage and leakage, integration of the registries and databases, and introduction of electronic document exchange system



TEAM



Four key areas of development of the NABU team: implementation of organizational culture, professional competence development of the employees, establishment of effective internal communications and automation of processes

STAFF POTENTIAL

A unique team of motivated and goal-oriented professionals selected through open competitions is one of the key achievements of the National Bureau

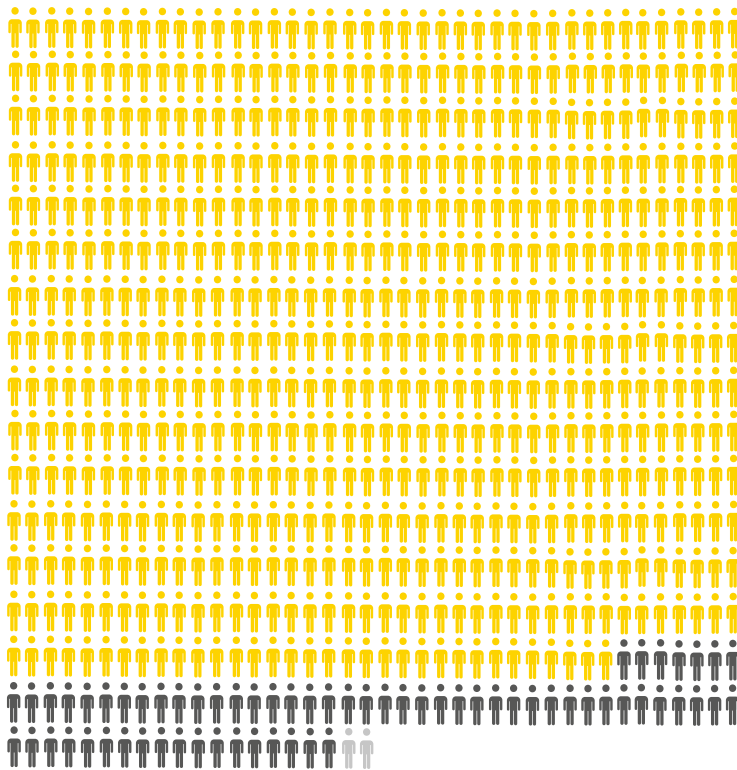
The formation of the NABU staff is almost completed. 65 of 700 positions stipulated by the Law "On the National Anti-Corruption Bureau of Ukraine" remain vacant.

In May, the fourth wave of competitive selection for the most popular position in the NABU - Detective was launched. Less than a month, 1,865 applicants have filed documents for 34 vacancies. On average, the competition for one job in the Detectives Unit is 40 people. The largest competition for three vacancies of Detective with the provision of a job in Kyiv city is 193 persons per position. Competition participants have to undergo testing, interviews and polygraph procedure.

The National Bureau finds its employees among the experts from other government agencies, among professionals from the business environment. In March 2018, the NABU became the only law enforcement agency that took part in the Kyiv Post Employment Fair as the employer. Along with large-scale enterprises and foreign companies, the information board of the National Bureau became one of the most visited. During six hours, the Detectives and employees of the Human Resources Unit informed 300 visitors on the peculiarities of work, qualification requirements for the candidates for the positions and career prospects of the National Bureau.

In parallel with competitive selection for vacant posts, the National Anti-Corruption Bureau of Ukraine pays attention to the staff potential development of the employees and their well-being. To this end, in 2018, the National Bureau commenced the implementation of the Personnel Management Strategy.

STAFF MEMBERS



700

Maximum number of personnel

638
Appointed*

65
Vacancies

2
In the process of appointment

*including 5 persons who have been appointed for the period of parental leave of the main worker

The Main Detective Unit: number of staff



247

Number of staff positions

Number of appointed employees **212**



Vacancies **35**



STRUCTURE

**DIRECTOR OF THE
NATIONAL ANTI-
CORRUPTION
BUREAU OF UKRAINE
ARTEM SYTNYK**

**FIRST DEPUTY DIRECTOR
GIZO UGLAVA**

Main Detectives Unit

Head:
Andriy Kaluzhynskyi
appointed on 16.03.2017

212 35

number of staff : 247

**DEPUTY DIRECTOR
TETIANA VARVARSKA**

Accounting Department

Head:
Oksana Plastun
appointed on 25.06.2015

16** 1

number of staff: 16

**DEPUTY DIRECTOR
ANATOLY NOVAK**

Special Operations Department

Head:
Vitalii Ivchenko
appointed on 06.08.2015

number of staff *

Lviv Territorial Office of the
National Anti-Corruption Bureau of Ukraine

(the jurisdiction extends to Lviv, Volyn, Zakarpattia, Chernivtsi, Ternopil,
Ivano-Frankivsk, Rivne, Khmelnytsky regions)

Director: Taras Lopushanskyi
appointed on 07.06.2016

8

number of staff: 8

Legal Department

Head:
Ihor Yarchak
appointed on 11.11.2015

15** 1

number of staff: 15

Internal Control Department

Head:
Roman Osypchuk
appointed on 05.10.2015

17 2

number of staff: 19

* information on the number of staff of the structural unit is restricted

** including persons appointed for a limited term (for the period of maternity leave of the main employee)

■ appointed
 ■ in the process of being appointed
 ■ vacancies

Second Detectives Department

Head:
 Borys Indichenko
 appointed on 23.11.2015

number of staff *

Information Processing and Analysis

Head:
 Radzhami Dzhan
 appointed on 28.07.2015

number of staff: 41

Information Analysis Systems and Technology

Head:
 Tetiana Chych
 appointed on 10.01.2017

number of staff: 16

Financial and Material Resources Department

Head:
 Yurii Khanik
 appointed on 23.05.2018

number of staff: 20

Operative and Technical Department

Head:
 Oleh Demko
 appointed on 20.12.2016

number of staff *

External Communications Department

Head:
 Daria Manzhu
 appointed on 15.01.2016

number of staff: 14

Public Submissions Department

Head:
 Yaroslava Kravchenko
 appointed on 07.12.2016

number of staff: 19

Odesa Territorial Office of the National Anti-Corruption Bureau of Ukraine

(the jurisdiction extends to Odesa, Kherson, Mykolaiv and Kirovograd regions)

Director: Volodymyr Deulin
 appointed on 03.01.2018

number of staff: 7

Kharkiv Territorial Office of the National Anti-Corruption Bureau of Ukraine

(the jurisdiction extends to Kharkiv, Sumy, Poltava, Dnipropetrovsk, Zaporizhzhya, Luhansk, Donetsk regions (including the territory of the Operation of the United Forces))

Director: Yurii Kravchenko
 appointed on 12.07.2017

number of staff: 7

Unit for ensuring the work of the Director of the Bureau

Head:
 Olha Lazutina
 appointed on 15.03.2018

number of staff: 6

Human Resources Unit

Head:
 Olena Samorai
 appointed on 27.04.2016

number of staff: 10

Documents Flow Unit

Head:
 Liudmyla Asanova
 appointed on 01.07.2015

number of staff: 10

Secret and Regime Unit

Head:
 Yurii Shevchenko
 appointed on 06.07.2015

number of staff: 8

5 1

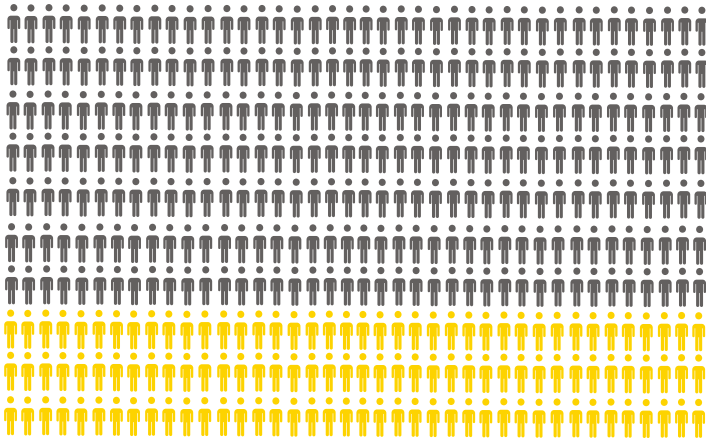
10

12**

8

INTERESTING FACTS ABOUT THE EMPLOYEES

NABU STAFF: GENDER BREAKDOWN



466
MALE

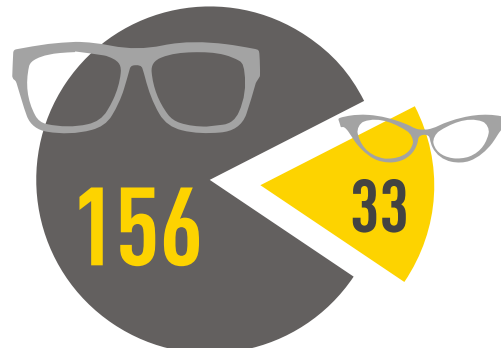
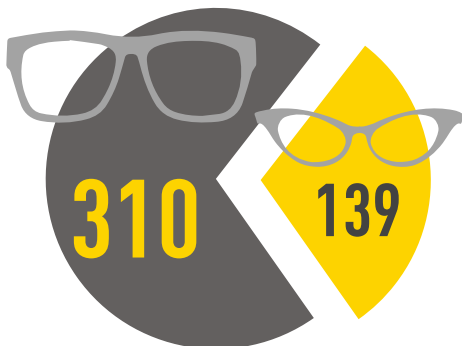


172
FEMALE



CIVIL SERVANTS

OFFICERS



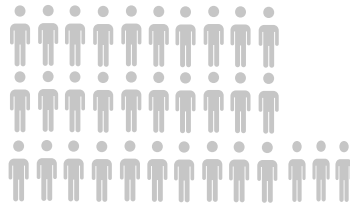
The average age of the National Bureau`s employees

26-35
YEARS

355
PEOPLE

EMPLOYEES HAVE ACADEMIC DEGREES

29



20 Ph.D. in Law



4 Ph.D. in Economics



2 Ph.D. in Engineering Science



Political Science



Health

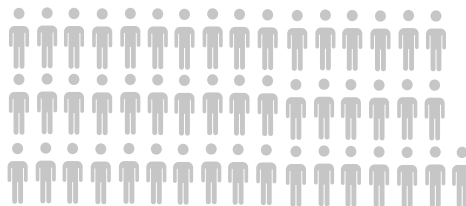
ONE PH.D.
EACH IN

Physical Education and Sport



ARE COMBAT VETERANS

81



TRAINING AND DEVELOPMENT

The advantage of work at the NABU is the possibility of continuous professional development. During the first six months of 2018, 438 employees participated in different trainings in Ukraine. 141 workers got new knowledge abroad

The NABU takes care of the continuous advanced training of its employees. For this purpose, the needs of all NABU Units are studied and appropriate training courses and workshops are organized both in Ukraine and abroad. The employees of the National Bureau have the opportunity to adopt the best international practices in the fight against corruption and the experience of their colleagues from abroad.

In January 2018, the Polish experts shared with the NABU Detectives the experience of operational work and recruitment. The training course was held at the NABU with the support of the U.S. Embassy in Ukraine.

A number of training courses for the NABU staff was organized by the representatives of the Estonian Center of Eastern Partnership with the support of the EU Anti-Corruption Initiative in Ukraine.

In April 2018, the NABU Detectives and analysts passed training course on the investigation of financial corruption crimes at the International Law Enforcement Academy (ILEA) in Budapest (Hungary). Lessons were held with the participation of the U.S. Attorney, representatives of the FBI and others.

Currently, the National Bureau develops the Concept of training and development of employees. It will become a policy paper that regulates the professional development of the team.

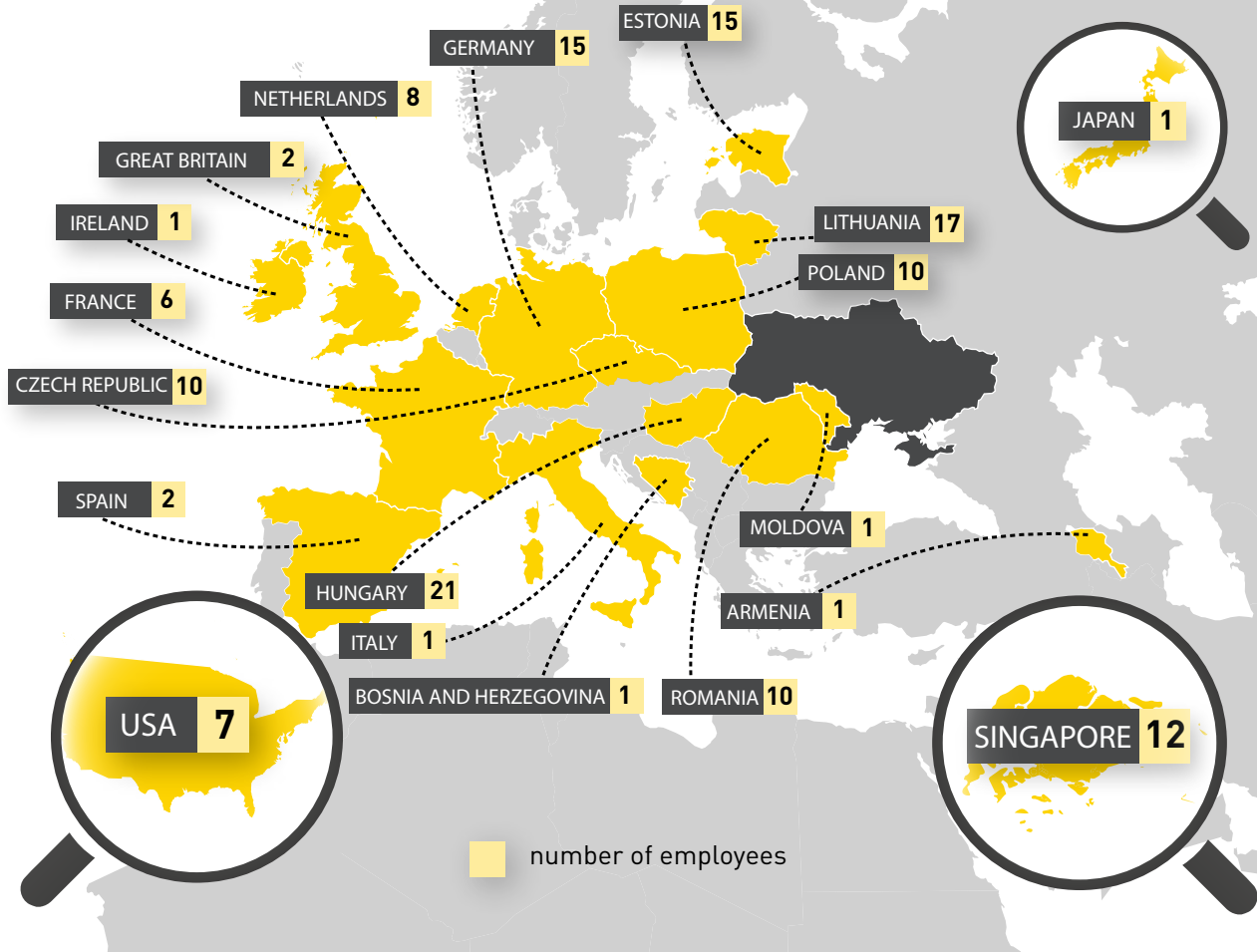
The overview of the training online platform of the NABU continues. A new course on the fundamentals of ethical behavior is being tested. An introductory course for newly appointed employees is at the design stage. Having mastered it, the new staff will get a holistic view of the NABU, its mission, operational concept, as well as features of work and interaction with different structural units.

MAP OF TRAININGS ABROAD

from 01.01.2018 to 30.06.2018


141 employees of the NABU visited

19 countries with study visits





INVESTIGATION

A stack of US dollar bills, including \$100 and \$20 bills, is visible on the left side of the image. The bills are slightly out of focus, showing the portrait of George Washington on the \$100 bill and the portrait of Andrew Jackson on the \$20 bill.

**In the first six months of 2018,
the NABU Detectives completed
pre-trial investigation of
number of high-profile cases,
having gathered enough
evidence of corrupt practices
of the top-officials who were
previously considered as
“untouchable”**

RESULTS

In the first six months of 2018, the National Bureau completed the investigation into unique cases and exposed new facts of top-corruption in the state. By its outcomes, the NABU proved to be the driver of the anti-corruption reform in Ukraine

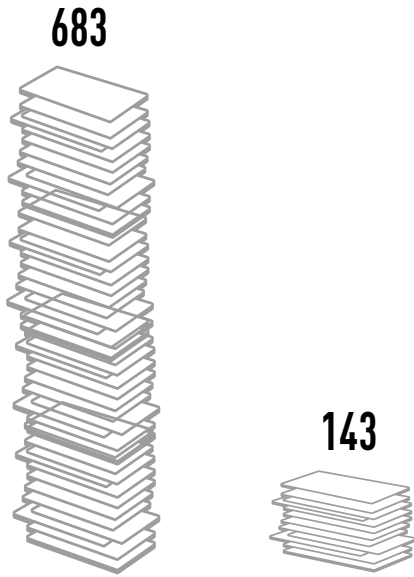
The NABU which is created to eliminate corruption in the upper echelons of authority makes a significant contribution to the anti-corruption reform implementation. During three and a half years of investigations, the Detectives exposed more than 360 people in committing corruption crimes. Concerning 227 of them, the cases are already sent to court. During first 6 months of 2018, the NABU Detectives completed an investigation of a number of high profile cases.

In particular, the investigation of the “amber case” is completed, among the suspects there are 2 MPs. The access to the materials of the criminal proceedings were provided for review to the Odesa City Mayor and a number of the officials of the Odesa City Mayor’s Office, who are suspected of embezzlement of the funds from the budget during purchasing the building of OJSC HC “Krayan”. The case of 149 million UAH embezzlement during the purchase of fuel for the Ministry of Defense is almost completed, the defense had been granted with access to the case materials. In March 2018, the materials of case as of 14.5 million UAH during the procurement of engines for the Armed Forces were provided for the review to the suspects (in July 2018 the case was sent to court).

In May 2018, the joined case of causing 695 million UAH damage to the SE “Eastern Mining and Processing Plant” and the SE NNEGC “Energoatom” was sent to court. The data on this case was one of the first registered into the Unified Register of Pre-trial Investigations by the NABU. Also this case is unique, both in view of the positions of the involved top-officials, and given the large scale of international cooperation. Such investigations and their referral to court on the ground of sufficiently gathered evidence is one of the proofs of the NABU effective operation.

NABU'S INVESTIGATIONS IN FIGURES

(as of 30.06.2018)



Proceedings*



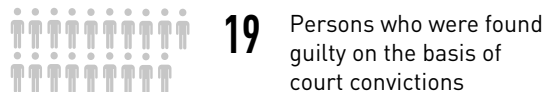
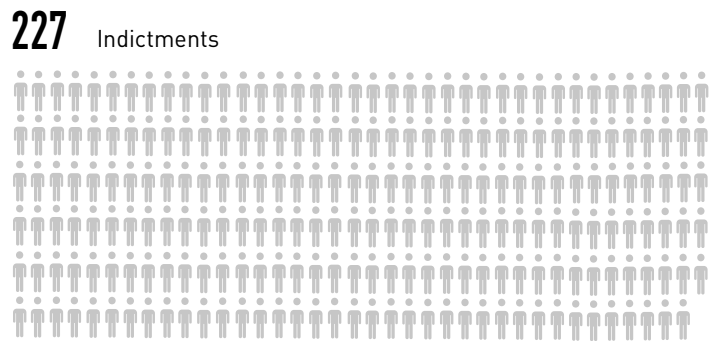
Cases sent to court



Damage from the crimes investigated by the NABU



Refunded losses

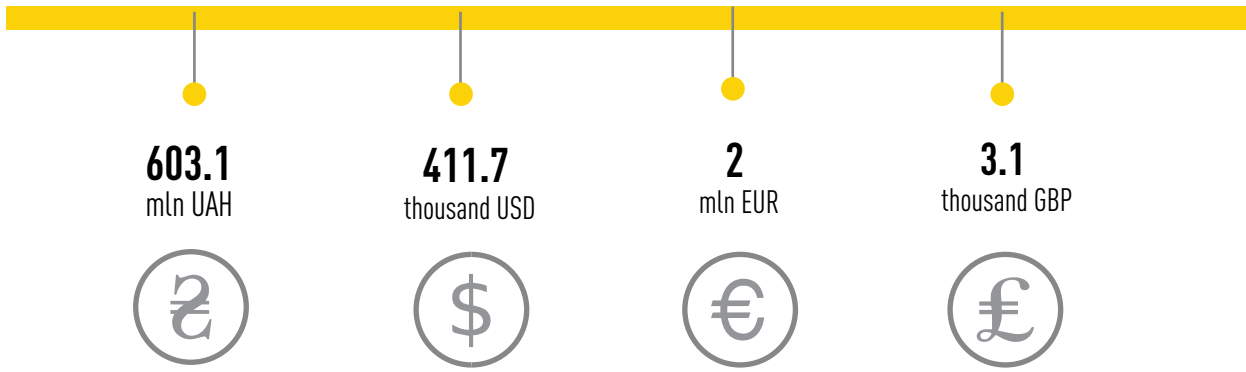


* all proceedings, except the completed ones, directed according to investigative jurisdiction, stopped, joined with other criminal proceedings

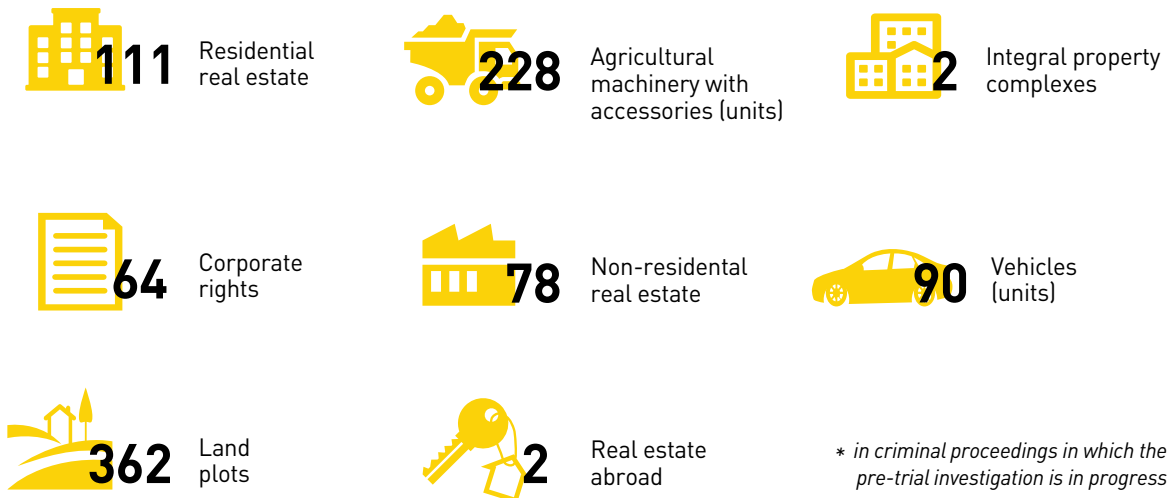
SEIZED FUNDS AND PROPERTY

(as of 30.06.2018)

SEIZED FUNDS*

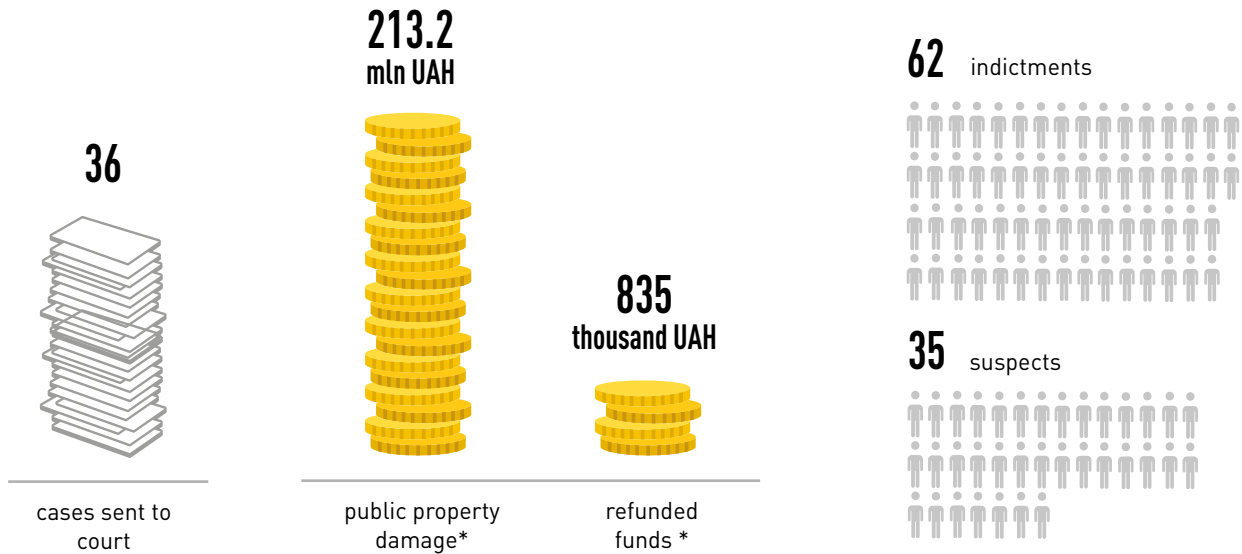


SEIZED PROPERTY*



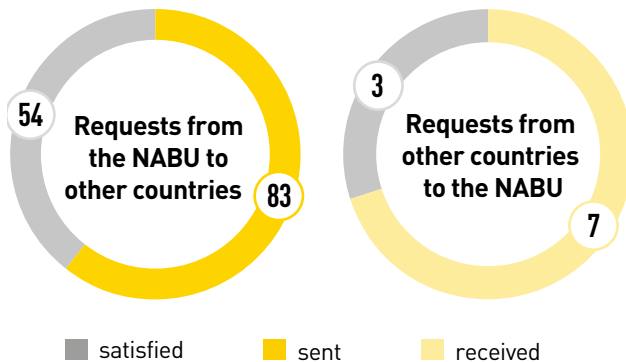
NABU'S INVESTIGATIONS: RESULTS IN THE FIRST HALF OF 2018

(from 01.01.2018 to 30.06.2018)

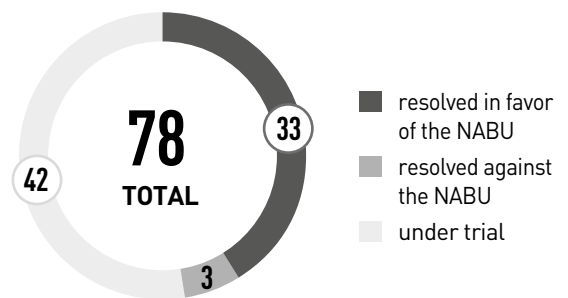


* in completed criminal proceedings in which the indictment was sent to court

INTERNATIONAL LEGAL COOPERATION



LITIGATION WORK



COMPLETED INVESTIGATIONS

INVESTIGATION OF THE FUNDS EMBEZZLEMENT DURING THE PURCHASE OF BACKPACKS FOR THE MINISTRY OF INTERNAL AFFAIRS OF UKRAINE



Started
March 2016

Completed
April 2018

14.5
mln UAH

**Object
of crime**



Classification

Part 5, Art. 191 of the Criminal Code of Ukraine

Corruption scheme essence

In 2015, the Ministry of Internal Affairs of Ukraine purchased 5,000 backpacks at significantly overvalued price resulted in overpayment of 14.5 million UAH through state procurement procedure, which is illegal and unjustified in the opinion of the NABU Detectives. The delivered goods did not meet the declared requirements, were poorly made by rule of thumb. The winner of tender was limited liability company with signs of fictitiousness, whose director agreed to become the formal director of the company for a monetary award, as the investigation established. According to the data of the Detectives, the funds received as a result of the corruption scheme were converted into cash through a number of fake companies.

Actions of the NABU

- searches performed — 33
- number of interviewed witnesses — 170
- economic, merchandising and other expert evaluations performed — 46
- performed seizure of documents — 80

Key events

- March 2016 — the NABU Detectives started the investigation as of the facts of funds embezzlement during purchase of backpacks for the Ministry of Internal Affairs of Ukraine.

- July 2016 — the State Financial Inspection established that the successful tenderer of the Ministry of Internal Affairs did not meet the criteria for the tenderer.
- September-October 2016 — the NABU Detectives established that the services of tax evasion and money transfer to the successful tenderer were provided by the “conversion center” employees.
- December 2016 — the court found the director of the successful tenderer and two other persons guilty of committing a crime under Part 1 Article 205 of the Criminal Code of Ukraine (CCU).
- December 19, 2016 — the judicial merchandising expert evaluation found the defects in the backpacks and the differences between them, as well as their non-compliance with the requirements of the Ministry of Internal Affairs for the subject matter of the procurement process.
- January 16, 2017 — video and audio expert evaluation established that recordings from the office of the ex-deputy minister of the Ministry of Internal Affairs fixed the oral speech of a suspected private person.
- April-May 2017 — due to interviews of witnesses it was established that the backpacks were produced in an improvised manner, and some of them were made by enterprises of the penitentiary system.
- October 31, 2017 — the NABU Detectives detained the ex-deputy Minister of the Ministry of Internal Affairs, a representative of the successful tenderer and private individual.
- December 2017 — a plea bargain agreement was concluded under Part 3 Article 358 of the CCU with “conversion center” employee.
- April 4, 2018 — the suspected persons were informed about the completion of the pre-trial investigation and the materials were provided for the review to the suspects and their defense.

RESULTS

- The roles of seven persons are established, who allegedly involved in the corruption scheme organization.
- Four suspected persons chose to help the investigation – the plea bargain agreements were concluded with them.
- The pre-trial investigation was completed as of three persons — ex-deputy Minister of the Internal Affairs, a representative of the LLC with signs of fictitiousness and the private person, scheme organizer. As of July 11, 2018, the examination of the criminal proceeding materials continues.
- The property of suspected persons has been seized:
 - 3 parking slots in underground parking;
 - 3 apartments;
 - corporate rights — shares in the authorized capital of two business entities;
 - 1,000 USD.

** On July 10, 2018, the SAPO prosecutors terminated the criminal proceedings against two persons - the ex-deputy Minister of the Internal Affairs and individual - close relative of the minister - for reasons unknown to the NABU. The NABU appeals such decision. Therefore, this is far from over.*

COMPLETED INVESTIGATIONS

INVESTIGATION AS OF THE FUNDS EMBEZZLEMENT OF THE STATE ENTERPRISE “EASTERN MINING AND PROCESSING PLANT” AND THE STATE ENTERPRISE NNEGC “ENERGOATOM”



Started

December 2015

Completed

January 2018



**Indictment was
sent to court**

May 2018

above
695
mln UAH

Object of crime:

(SE “Eastern Mining and Processing Plant” — 17.29 million USD, SE NNEGC “Energoatom” — 6.4 mln EUR)



Background information

The SE “Eastern Mining and Processing Plant” is one of the 28 uranium-mining centers of the world. It is the largest in Europe and the only company in Ukraine that provides natural uranium extraction and production of its oxide concentrate.

The SE “National Nuclear Energy Generating Company “Energoatom” (NNEGC “Energoatom”) — is an operator of four nuclear power plants in Ukraine, where 15 nuclear power units are operated. The state enterprise covers the electrical demand of about 55% of Ukraine, and during autumn-winter period this index reaches 70%.

Classification

Part 3 Art. 27, Part 5 Art. 191, Part 1 Art. 255, Part 3 Art. 27, Part 4 Art. 28, Part 5 Art. 191, Part 3 Art. 27, Part 4 Art. 28, Part 3 Art. 209 of the Criminal Code of Ukraine.

Corruption scheme essence

At the SE “Eastern Mining and Processing Plant”:

In 2013, the SE “Eastern Mining and Processing Plant” held a tender for the purchase of 3,000 tons of uranium in the form of uranium concentrate for the total amount of over 414 million USD in 2014-2018. The Austrian company “Steuermann”, has won the tender, which according to the Detectives is controlled by an ex-MP, former Head of the Verkhovna Rada Committee on Fuel and Energy Complex. The investigation revealed that during 2014-2016, the company delivered 600 tons of raw materials at prices 30% higher than the average market prices, as a result of which the SE “Eastern Mining and Processing Plant” overpaid 17.29 million USD. The funds received from the state enterprise were transferred by “Steuermann” to the accounts of the British company with the actual address in Moscow (the Russian Federation), offshore companies controlled by the ex-deputy Director General of the SE “Eastern Mining and Processing Plant”, in support of the corruption scheme at another state enterprise – “United Mining and Chemical Company” etc.

At the SE NNEGC “Energoatom”:

In 2008-2012, based on the results of the tender, the SE NNEGC “Energoatom” purchased from the Czech company “Škoda JS”, the real owner of which was Joint Stock Company “United Machine-Building Plants” (the Russian Federation), the equipment at prices overestimated according to the Detectives by 15-20%. They agreed upon the trade markup at the stage of price quotation submission, which amounted to 6.4 million EUR. According to the investigation, upon receipt of the money from the SE NNEGC “Energoatom” “Škoda JS” transferred them under the guise of payment for consulting service to the accounts of Panama company “Bradcrest Investment S.A.”, the owner of which was the former Head of the Verkhovna Rada Committee on Fuel and Energy Complex.

The abovementioned schemes were investigated within the framework of two criminal proceedings, which were joined into one proceeding in November 2017.

Actions of the NABU

- searches performed — 21
- seizure of documents containing information covered by bank secrecy — 47
- expert evaluations performed — 13
- number of interviewed witnesses — 203
- number of interviewed suspected persons — 33
- performed examinations of items and documents — 217
- sent requests for international legal assistance — 52 requests to 17 countries of the world
- received replies from the competent authorities of other states — 34

Key events

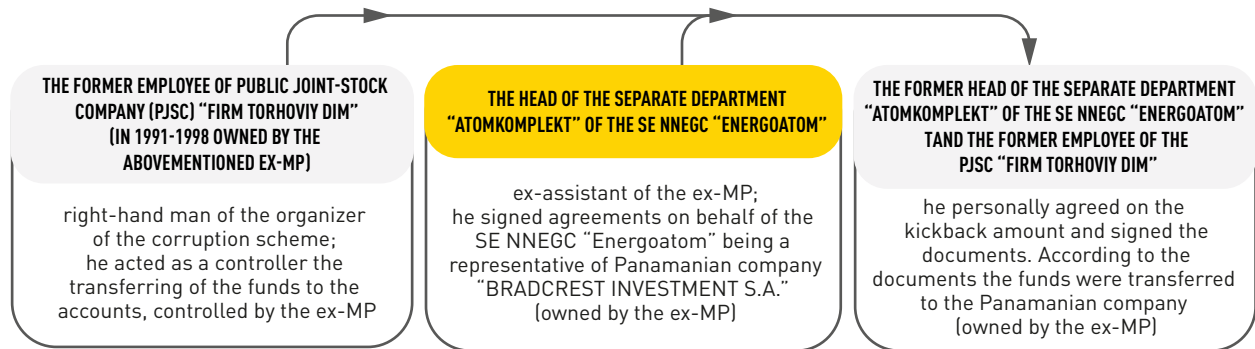
- December 2015 — the NABU Detectives entered the data on criminal proceedings of funds embezzlement of the SE “Eastern Mining and Processing Plant” (EMPP) and the SE NNEGC “Energoatom” into the Unified Register of Pre-trial Investigations. The former MP (also known as the former Head of the Verkhovna Rada Committee on Fuel and Energy Complex) is allegedly involved in the corruption schemes.
- April 20, 2017 — a notice of suspicion of corruption scheme organization was given to the former MP within the investigation of corruption crimes at the SE “Eastern Mining and Processing Plant”.
- April 21, 2017 — two persons were given notices of suspicion, who are involved in the scheme of funds misappropriation of the SE “EMPP”: acting Director General of PJSC “United Mining and Chemical Company” (“UMCC”) and the first deputy Head of the management board of the NJSC “Naftogaz of Ukraine”.
- April 22, 2017 — the court imposed on the former MP a pre-trial restraint in the form of release on bail: the Minister, deputy Head of the Central Election Commission and 18 MPs went bail for him.
- April 23, 2017 — Director of the SE “EMPP” was given a notice of suspicion at Boryspil International Airport.
- September 3, 2017 — a notice of suspicion was given to the manager of a number of companies which regularly won tenders at the SE “EMPP”, the SE NNEGC “Energoatom”, and the PJSC “UMCC”.
- October 25, 2017 — the former MP and manager of the structural subdivision were given a notice of suspicion of misappropriation of the property of the SE NNEGC “Energoatom”.
- November 2017 — 2 more participants of the funds embezzlement of the SE NNEGC “Energoatom” were given a notice of suspicion in the procedure provided for cases when the person is outside Ukraine.
- January 9, 2018 — the criminal proceeding materials were made available for examination to 6 suspected persons, including the former MP and their lawyers.
- February 22, 2018 — detention of the former head of a separate subdivision of the SE NNEGC “Energoatom” at Boryspil International Airport, who was given a notice of suspicion in absentia in November 2017, since he was on wanted list during three months.

RESULTS

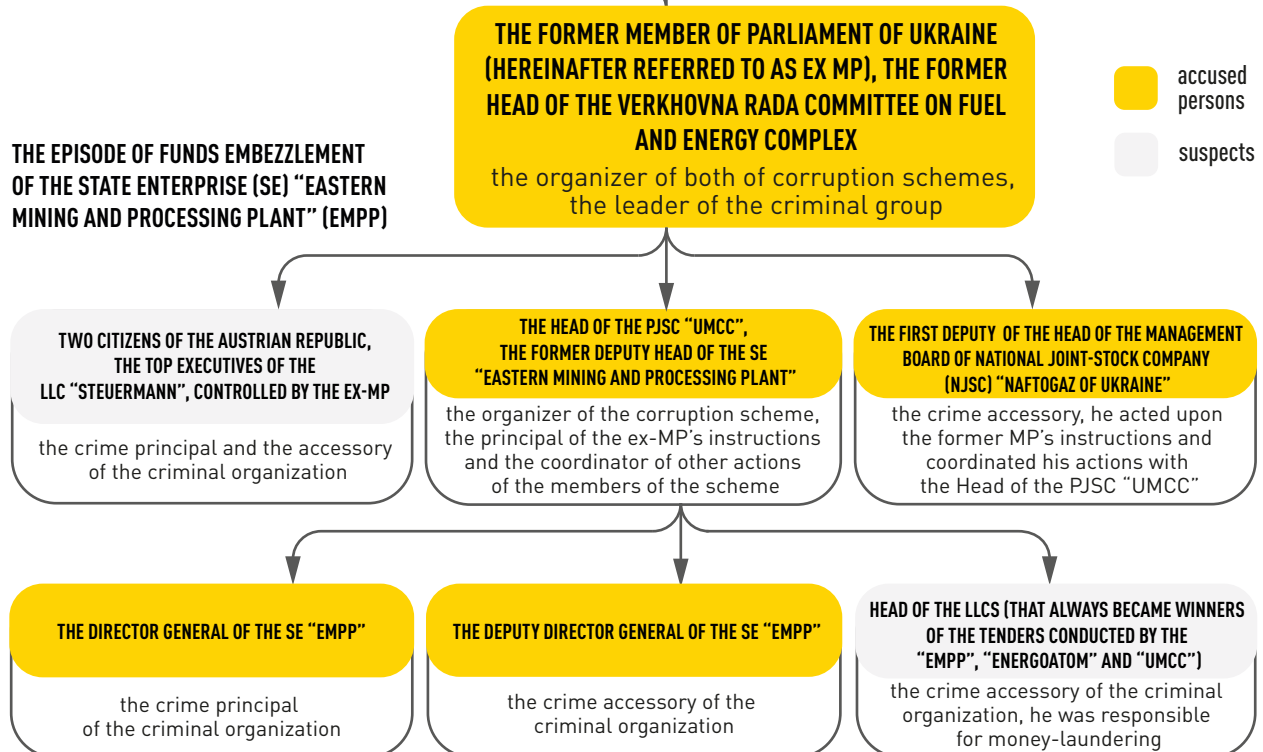
- The roles of 11 persons are established, who allegedly involved in the corruption scheme organization.
- The investigation as of 6 persons, including the former Member of Parliament has been completed, and the investigation as of one person detained in February 2018 continues.
- Four persons were put on wanted list.
- 3.2 million CHF (about 86.4 million UAH) are seized at the request of the National Bureau on the accounts of “Bradcrest Investment S.A.” opened with Swiss bank.
- The property of suspected persons has been attached: 8 apartments, 8 cars, shares in the authorized capital of Ukrainian companies totaling to 7.6 million UAH, funds on settlement accounts of foreign companies in the amount of 20 thousand USD.

RELATIONS BETWEEN PARTICIPANTS OF CORRUPTION SCHEMES

THE EPISODE OF FUNDS EMBEZZLEMENT OF THE STATE ENTERPRISE (SE) "NATIONAL NUCLEAR ENERGY GENERATING COMPANY (NNEGC) "ENERGOATOM"

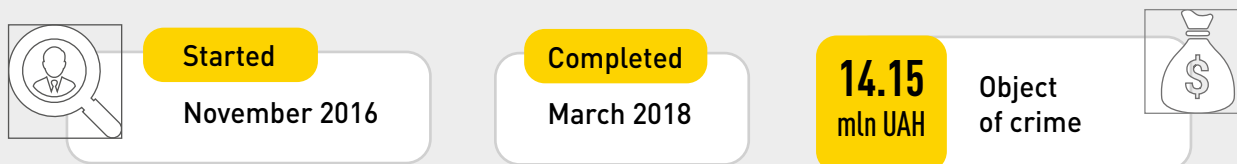


THE EPISODE OF FUNDS EMBEZZLEMENT OF THE STATE ENTERPRISE (SE) "EASTERN MINING AND PROCESSING PLANT" (EMPP)



COMPLETED INVESTIGATIONS

INVESTIGATION OF THE FUNDS EMBEZZLEMENT OF THE STATE ENTERPRISE “LVIV ARMOR VEHICLE FACTORY” DURING PURCHASE OF ENGINES FOR THE ARMED FORCES OF UKRAINE



Classification

Part 5 Art. 191, Part 2 Art. 366 of the Criminal Code of Ukraine

Corruption scheme essence

In 2015, the State Enterprise “Lviv Armor Vehicle Factory” (hereinafter referred to as “LAVF”) should have supplied the Armored Command Center of the Armed Forces of Ukraine (hereinafter referred to as “the ACC”) with 40 new engines B-46-6 for T-72 tanks, for which it has received from the ACC 28.56 million UAH. According to the documents, the SE “LAVF” purchased the engines from “Bullet Line” LLC and delivered to the ACC. In fact, as the investigation revealed, the engines were delivered to the factory from a third party without any documents: the contract with “Bullet Line” LLC was executed to conceal the real place of supply; the engines were not new, but previously in use and overhauled. In addition, the Detectives established that in 2008-2009 these engines were already sold to enterprises in the domestic market as surplus assets of the Ministry of Defense of Ukraine. According to the investigation, the damage in the amount of 14.15 million UAH was caused to the state budget as a result of such actions.

Actions of the NABU

- searches performed — 12
- number of interviewed witnesses — 91
- judicial expert evaluations performed — 51
- performed seizure of documents — 49
- seized registration and tax files of the business entities — 6

Key events

- November 2016 — the NABU Detectives started the investigation as of the facts of funds embezzlement during procurement of spare parts for armored vehicles under the contract between the Ministry of Defense of Ukraine (MDU) and the State Enterprise “Lviv Armor Vehicle Factory” (“LAVF”).
- June 2017 — searches at the place of residence of the supplier of engines. As a result, the original documents which affirmed the true origin of the engines were obtained.
- November-December 2017 — as a result of 39 judicial expert evaluations of the engines, it was found that the delivered goods were not new, but second-hand and overhauled.
- December 2017 — the opinion of judicial economic examination was received, which confirmed the amount of damage caused to the state budget of Ukraine by the crime — 14.15 million UAH.
- July 2017 — the NABU Detectives detained the officers of the SE “LAVF”, the Armed Forces of Ukraine and LLC on suspicion of funds embezzlement during the procurement of engines for the Armed Forces of Ukraine.
- March 2018 — the criminal proceeding materials were made available for review to five suspected persons and their lawyers.
- July 2018 — the SAPO prosecutors sent the indictment to the Solomyansky District Court of Kyiv for trial on the merits.

RESULTS

- The roles of five persons are established, who allegedly involved in the corruption scheme organization. The pre-trial investigation as of them is completed. Among the suspects there are:
 - Director of the SE “LAVF”;
 - deputy commercial Director of the SE “LAVF”;
 - Head of the ACC;
 - Head of the Unit in the Department of the ACC;
 - founder of “Bullet Line” LLC.
- The property of the suspected persons has been seized: land plot, house, apartment, ½ of two apartments, house, non-residential premises jointly owned, VOLKSWAGEN TIGUAN vehicle, and corporate rights.
- The penal sanctions were imposed by the court judgment upon an initiative of the NABU and at the lawsuit of the Ministry of Defense of Ukraine on the SE “LAVF” amounting to 5.44 million UAH for the delivery of low quality goods.

COMPLETED INVESTIGATIONS

INVESTIGATION AS OF THE FUNDS EMBEZZLEMENT FROM ODESA CITY BUDGET WHILE SELLING THE BUILDING OF OJSC “HC “KRAYAN”



Started

November 2016

Completed

May 2018

185
mln UAH

Object
of crime



Classification

Part 5 Art. 191 of the Criminal Code of Ukraine

Corruption scheme essence

According to the investigation, in collusion with the local council officials and individuals, Odesa city Mayor embezzled the funds of the local budget of Odesa city under the guise of a purchase of the non-residential premises of the former plant “Krayan” into communal ownership at deliberately over-estimated price. In order to implement this plan, Odesa city Mayor has provided the deputies of the city council with knowingly false information on the state of the building, informed about the alleged co-financing from the state budget, and also gave an assurance of the objectivity of the price, which resulted in the collegial decision of the deputies on the consent to purchase the building of OJSC HC “Krayan” at an overestimated price — in the amount of 185 million UAH. Later, as the investigation revealed, it was planned to legalize the paid funds through an enterprise with signs of fictitiousness, the founder and manager of which is currently residing in the uncontrolled territory of Luhansk region.

Actions of the NABU

- 185 million UAH paid from the local budget of Odesa is seized
- searches performed — 25
- number of interviewed witnesses — 70
- expert evaluations performed — 1
- performed seizure of documents — 50

Key events

- November 2016 — the NABU Detectives started the pre-trial investigation as of the facts of embezzlement of the funds from the local budget of Odesa city while selling the building of OJSC HC “Krayan”.
- February 13, 2018 — eight persons were given a notice of suspicion of committing a crime under Part 5 Article 191 of the Criminal Code of Ukraine. At the same time, four of them (including the current Odesa city Mayor) whose location was unknown at that moment were given a notice of suspicion in order Article 278 and 135 of the Criminal Procedure Code of Ukraine.
- February 14, 2018 — Odesa city Mayor and his deputy were detained at Boryspil International Airport.
- February 15-20, 2018 — the pre-trial restraints were imposed on suspected persons: on Odesa city Mayor and his deputy — a personal bail of Members of Parliament; Director of the communal property department, his deputy and chairman of the standing committee for communal property - house imprisonment; director of the building owner and his assistant - incarceration with a bail in the amount of 5 and 5.5 million UAH.
- March 13, 2018 — 185 million UAH which were paid from the city budget for the building of OJSC HC “Krayan” and seized according to the initiative of the NABU Detectives, were placed under management of the National Agency of Ukraine for finding, tracing and management of assets.
- May 30, 2018 — the suspected persons and their defense lawyers received access to the pre-trial investigation materials for review.

RESULTS

- The roles of eight persons are established, who allegedly involved in the corruption scheme organization. The pre-trial investigation as of them is completed. In particular, among the suspects there are:
 - Odesa city Mayor;
 - Deputy Odesa city Mayor;
 - Chairman of the Standing Committee for Communal Property of Odesa City Council;
 - Director of the Communal Property Department of Odesa City Council;
 - deputy Director of the Communal Property Department of Odesa City Council;
 - director of the private company – seller of the building;
 - representative of the company – seller of the building;
 - appraiser.
- The real estate has been seized (1 house, 5 apartments, 1 office premises) for a total value of about 12 million UAH, 3 land plots for the amount of about 3.5 million UAH, 3 vehicles for the amount of about 3 million UAH, corporate rights and securities with a nominal value of about 11 million UAH.

CASES IN COURTS

With the entry into force of the Law of Ukraine “On the High Anti-Corruption Court”, the two-year debates on the feasibility of its creation in Ukraine have ended. The society has a chance to fair trial in cases concerning top-corrupt officials

In the first six months of 2018, the NABU Detectives filed, and the prosecutors of the Specialized Anti-Corruption Prosecutor’s Office (SAPO) sent to the court 35 indictments as of 62 persons, as well as one petition for the relief of suspect from criminal responsibility. Only in seven cases sent to courts in the reporting period, the court started trial on the merits. The court made decision as of three persons. Two of them played a minor role in the corruption-related crimes exposed by the Detectives and later cooperated with the investigation. These persons were not sentenced to actual punishment in the form of imprisonment. Another person, the ex-deputy financial Head of the SE “Ukrainian Sea Ports Authority”, was released from punishment, since he fully refunded the caused losses.

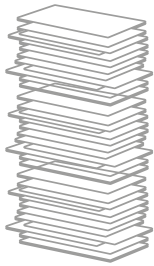
As before, the tendency for the first-instance courts to consider cases from the NABU and the SAPO by easy stages remains. This is due to a number of reasons: lack of properly qualified judges, high workload, excessive mass media attention to the resonance investigations and pressure from politicians etc. This may result in protraction of trial.

The “record-holder” on the delaying of trial (as of June 30, 2018) is the case of causing damages to the PJSC “State Food and Grain Corporation of Ukraine” – the preliminary case hearing cannot take place during 16 months. No session on the merits has taken place from March 2017 in the case of funds embezzlement of the SE “Zaporizhtsyvilproekt”. And since January 2017, the hearing of the case on charge of a judge of the Zhovtnevy District Court in Dnipro city has not been conducted.

CASES IN COURTS

(as of 30.06.2018)

HEARINGS HAVE STARTED



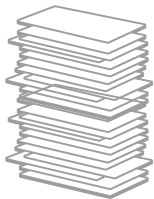
65

OBJECT OF
CRIMES



5.57 BLN UAH

HEARINGS HAVEN'T STARTED

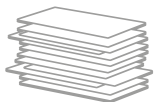


46

Reasons of trial delays

- 4 cases sent in June 2018
- 4 failure to appear in the court
- 7 problems with determining jurisdiction
- 11 other reasons
- 14 illness / vacations of judges
- 2 problems with choosing the panel of judges
- 4 appeal consideration of the decision on returning of the indictment

CASES WITH COURT DECISIONS



33

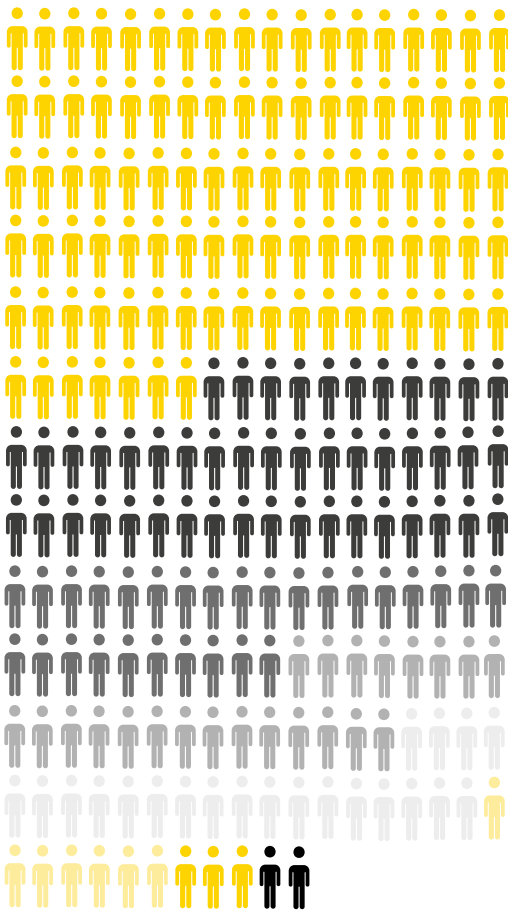
Court decisions – details*

- 21 convictions according to plea bargain agreements
- 9 decision on releasing from criminal liability
- 2 sentences*
- 1 decision on terminating the proceeding

**according to 2 sentences three persons were sentenced to a real punishment in the form of imprisonment*

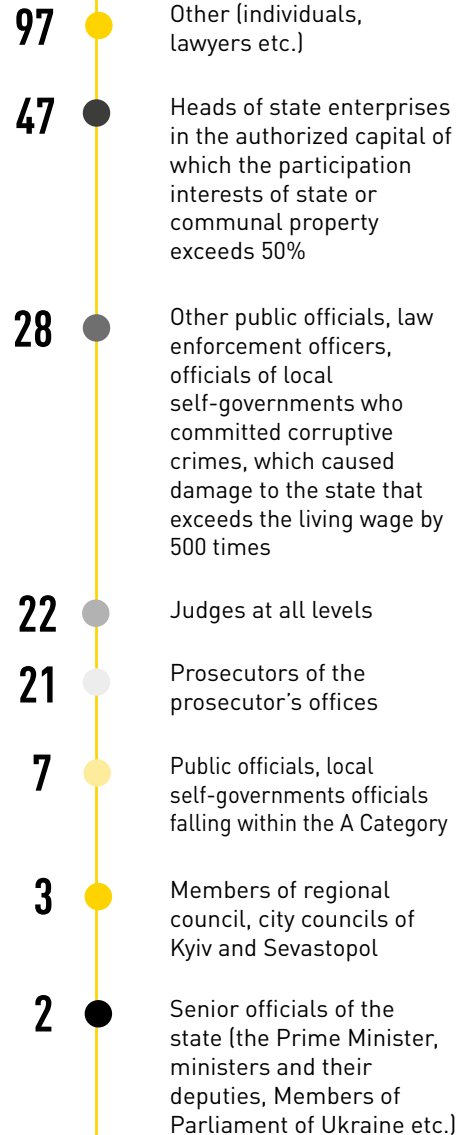
CASES IN COURTS

BREAKDOWN OF INDICTMENTS ACCORDING TO THE CATEGORIES OF SUBJECT (WITH REGARD TO THE ARTICLE 216 CPC UKRAINE) (as of 30.06.2018)


















227

TOTAL
PERSONS



BREAKDOWN OF INDICTMENTS ACCORDING TO THE ARTICLES OF THE CRIMINAL CODE OF UKRAINE (ALL PERSONS IN ALL EPISODES) (as of 30.06.2018)

		JURISDICTION OF THE NABU	
Misappropriation or embezzlement of somebody else's property by a person to whom it was entrusted	Article 191		33.5%
Legalizing (laundering) proceeds from crime	Article 209		2.2%
Abuse of authority or office	Article 364		11%
Abuse of powers and authority by department officer of private law irrespective of legal organizational form	Article 364-1		1.3%
Submission of false information to declaration	Article 366-1		2.2%
Accepting an offer, promise or receiving an improper advantage by an official who occupies a responsible position	Article 368		26.9%
Illegal enrichment	Article 368-2		1.3%
Offer, promise, or giving improper advantage to official	Article 369		6.2%
Improper influence	Article 369-2		6.2%
		OTHER	
Sham business	Article 205		3.5%
Forgery of documents, stamps, seals or letterheads, and sale or use of forged documents	Article 358		0.9%
Failure to comply with a judgment	Article 382		0.9%
Unlawful interference in an automatic system of documents control of court	Article 376-1		0.9%
Interference with activity of official	Article 344		0.4%
Creation of a criminal organization	Article 255		2.6%

ECONOMIC EFFECT

Increasingly, the persons convicted by the NABU Detectives of committing a corruption-related crime voluntarily agree to compensate the damage

During the first six months of 2018, in four criminal proceedings investigated by the NABU the persons convicted of corruption decided to reimburse voluntarily the damage caused. For instance, last April the ex-deputy of the SE “Ukrainian Sea Ports Authority” admitted his guilt and fully reimbursed the SE for damages caused by his actions in the amount of 734 thousand UAH.

One of the private enterprises resorted to similar actions when the NABU Detectives established involvement of this business entity in the corruption scheme which operated during 2017-2018 at one of the SEs. Having assessed the prospects for further investigation, the entrepreneurs repaid to the accounts of the state enterprise 73 million UAH.

During the reporting period, efforts of the NABU Detectives had made it possible to repay to JSC “Kharkivoblenergo” 33.2 million UAH, which were cashed out through the scheme of assignment of claim to a number of commercial companies.

The NABU actively conducts the claims work in order to reimburse the losses. Thus, during the first half of 2018, 79 agreements were declared invalid for a total amount of more than 730 million UAH — the court’s judgments took legal effect. By the virtue of these judgments, the State Enterprises may initiate recovery of funds. To illustrate the case, in April 2018, the PJSC “Ukrzaliznytsia” applied to the Commercial Court of Kyiv with a lawsuit on the recovery of 92 million UAH from “Volens Trade” LLC (the successor of “Wog Aero Jet” LLC). The public carrier brought its legal claim after the Supreme Court had evaluated the arguments of the NABU and declared the abovementioned agreement invalid.

ECONOMIC EFFECT OF THE NABU WORK

(as of 30.06.2018)

2200 mln UAH



embezzlement
prevented

807 mln UAH



in the process of
confiscation

264.6 mln UAH



voluntary
refunded

75.4 mln UAH



refunded according to
the court decision

107.1 mln UAH

REFUNDED LOSSES
IN THE FIRST HALF OF 2018

INTERNATIONAL LEGAL COOPERATION

The intensity of cooperation between the NABU and the competent authorities of other countries is increasing: more and more corruption schemes investigated by the NABU Detectives require information from their colleagues from abroad

The international cooperation is one of the key elements in the work of the National Bureau concerning the investigation into crimes attributed to the institution's jurisdiction. Most corruption schemes involve business entities registered under the foreign jurisdictions. The NABU sends the requests for international legal assistance in order to obtain information on the final beneficiaries of such structures, movement of funds abroad.

The number of criminal proceedings of the NABU Detectives grows, and, accordingly, the volume of international legal interaction increases. As of June 30, 2018, the NABU sent 371 requests to the competent authorities of 61 states, 83 of them in the first six months of 2018. The geography of the possible presence of corruption with the Ukrainian "marks" exposed by the NABU Detectives also expands. In 2018, five countries were added to the list: Denmark, India, Ireland, Maldives and Uruguay.

One of the aspects of international work is the activity related to extradition of persons suspected of corruption-related crimes to Ukraine. According to the investigation, about 30 people are hiding abroad, 21 of whom were put on international wanted list. The requests have been sent to other states as of 16 persons in view of their detention or establishment of their place of residence. In particular, in the first half of 2018, the National Bureau sent a request to Germany for the issuance of the President of the management board of PJSC HC "Energomerezha", who was detained in the country last April. According to the investigation, the indicated person is the organizer of the corruption scheme which caused damages to the state in the amount of more than 346 million UAH.

INTERNATIONAL LEGAL COOPERATION

(as of 30.06.2018)

Requests from the NABU
Sent

371 **182**

Satisfied

Requests to the NABU
Received

17 **23**

Satisfied

36

requests to the USA, Canada, Belize, Panama, British Virgin Islands, Cayman Islands, Saint Kitts and Nevis

329

requests to 50 countries (Germany, Spain, Italy, Switzerland, Japan, etc.*)

4

requests to Egypt, Republic of South Africa, Seychelles

1

request to Uruguay

1

request to Australia and Oceania

*Azerbaijan, Bangladesh, Hong Kong, Georgia, Israel, Kazakhstan, Kyrgyzstan, People's Republic of China, the United Arab Emirates, Austria, Belgium, Belarus, Bulgaria, the United Kingdom, Greece, Estonia, Cyprus, Latvia, Lithuania, Luxembourg, Liechtenstein, Moldova, Monaco, Netherlands, Norway, Jersey, Poland, Russia, Romania, Saudi Arabia, Singapore, Slovakia, Tajikistan, Turkey, Hungary, France, Croatia, Czech Republic, Montenegro, Sweden, Denmark, India, Republic of Ireland, the Maldives

CLAIMS WORK

The NABU gained the invalidation of 93 “enslaving” agreements concluded by state enterprises for a total amount of 4.75 billion UAH. The court orders entered into legal force, therefore, the chances of the state to compensate losses increased

Claims work is one of the key tools used by the NABU to eliminate the conditions of committing crimes and compensate the damage caused to the state by corruption. For this purpose, the NABU seeks in court the invalidation of the agreements that became the basis for the implementation of the corruption schemes.

In total, the NABU filed 39 lawsuits for the invalidation of 213 agreements, four of which were filed during the first half of 2018. Mostly, it is about “enslaving” agreements on supply of the fuel during public procurement procedures and other products for a total amount of 589.6 million UAH. The amount of agreements, the invalidation of which the NABU seeks in court is 6.053 billion UAH. 80% of these funds are in contracts which have already been declared invalid by the court on the initiative of the NABU, and orders on which entered into legal effect.

Thus, in March 2018, at the lawsuit of the NABU, the Kyiv Commercial Court of Appeal invalidated 60 agreements on purchase and sale of petroleum products for a total amount of 2.94 billion UAH.

In June, the Commercial Court of Cassation of the Supreme Court (SC) upheld the claim of the National Bureau for the invalidation of the agreement, under which the State Enterprise “Office of Industrial Enterprises of the State Administration of Railway Transport of Ukraine” overpaid 26.7 million UAH to the supplier.

In the first half of 2018, the Supreme Court considered 23 cases at the lawsuits of the NABU on the invalidation of agreements. In all these cases, the court agreed with the arguments of the NABU and upheld the judgments that invalidated the deals for the total amount of 1.36 billion UAH.

LITIGATION WORK

(from 01.01.2018 to 30.06.2018)



78

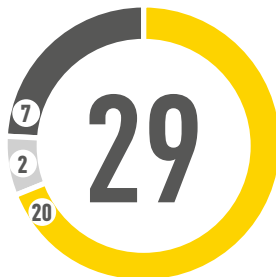
CASES UNDER INVESTIGATION



225

COURT HEARINGS WITH THE PARTICIPATION OF THE NABU LAWYERS

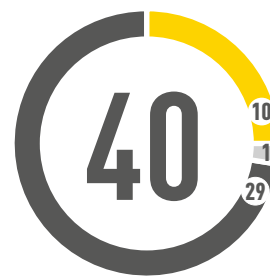
IN ECONOMIC PROCEEDINGS



IN CIVIL PROCEEDINGS

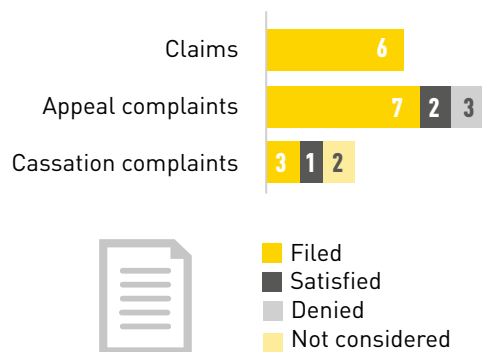


IN ADMINISTRATIVE PROCEEDINGS



- resolved in favor of the NABU
- resolved against the NABU
- pending

LEGAL SUPPORT OF CASES



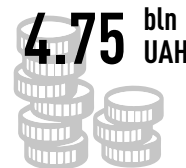
RESULTS OF LITIGATION WORK

(as of 30.06.2018)



93

agreements /contracts were invalidated (the decisions came into force)



4.75 bln UAH

the amount of funds that can be returned to the State due to the claims filed by the NABU (according to the agreements /contracts that were declared invalid and the decision came into force)

LEGISLATIVE WORK

NABU is an active participant in the norm-setting process in the counteraction and fight against corruption. In the I half of 2018, more than 40 legislative acts were processed, 9 petitions were submitted on the elimination of the corruption risks

During the first half of 2018, the representatives of the National Bureau participated in the operation of the task groups of the Verkhovna Rada of Ukraine (VRU) on the development of system changes to the Criminal Procedure Code of Ukraine (CPC). This direction is important, since it is the CPC that defines the principles for criminal investigations in Ukraine. The NABU submitted the proposals for improving the general provisions of the Code, procedures for the application of enforcement measures for criminal proceeding, litigation and execution of judgments.

Proposals for 16 draft laws and 18 draft regulatory acts were prepared in response to the appeal of the Verkhovna Rada of Ukraine committees and the Cabinet of Ministers. Among them there are draft laws "On Amendments to Certain Legislative Acts of Ukraine on Corruption Prevention", "On National Security of Ukraine", "On the National Bureau of Financial Security of Ukraine", "On Amendments to Certain Legislative Acts of Ukraine on the Implementation of the Convention on Cybercrime".

During the pre-trial investigation, the NABU Detectives reveal common facts when the cause for committing crimes is the imperfection of regulation in one or another sphere. In order to remedy the situation, they prepared and sent 9 submissions for elimination of the corruption risks during the first six months of 2018. Among other things, the submissions concerned the public procurement of the PJSC "Ukrzaliznytsia", certain aspects of the work of the SE "Energhorynok", activities of coal enterprises etc. Four of these submissions were reviewed and the replies were provided to the NABU. The others are pending.

LEGISLATIVE WORK

(from 01.01.2018 to 30.06.2018)

THE NABU LAWYERS ANALYZED AND GAVE CONCLUSIONS IN REGARD TO:



Drafts of laws

- 6 from executive authorities
- 10 from Verkhovna Rada of Ukraine committees



Drafts of subordinate acts

- 11 resolutions of Cabinet of Ministers of Ukraine
- 2 instructions of Cabinet of Ministers of Ukraine
- 5 other (orders, regulations etc.)



Authors of applications

- 10 Verkhovna Rada of Ukraine
- 4 Ministry of Justice of Ukraine
- 4 Ministry of Economic Development and Trade of Ukraine
- 4 Ministry of Internal Affairs of Ukraine and National Police of Ukraine
- 3 Ministry of Finance of Ukraine
- 3 Other
- 2 Security Service of Ukraine
- 2 State Border Guard Service of Ukraine
- 1 Ministry of Defence of Ukraine
- 1 National Agency of Ukraine for finding, tracing and management of assets derived from corruption and other crimes

CERTAIN ASPECTS OF INVESTIGATIONS

Receiving of improper advantage, abuse of the office and public procurement fraud are the corruption-related crimes that are exposed often by the NABU Detectives in the economic and social spheres

As sociological surveys prove, the education, health care, land relations and defense potential are the areas where the society is most sensitive to corruption. On the average, every tenth criminal proceeding processed by the NABU Detectives as of June 30, 2018 was related to the corruption in these areas.

Despite the fact that each of them has its own specifics, as the NABU's investigations prove, the exposed corruption schemes are not diverse in their content. Usually, it is about committing crimes classified under Article 191 ("Misappropriation, embezzlement or conversion of property by abuse of office"), Article 368 ("Receiving of improper advantage") of the Criminal Code of Ukraine. The key role in the implementation of these schemes is played by the officials of state structures.

The most crimes, the circumstances of which are investigated by the National Anti-Corruption Bureau of Ukraine, are committed after 2014, and some of them were committed this year. To illustrate the case, the Head of one of the village councils in Kyiv region was exposed in May on receiving of 90 thousand USD improper advantage for "solving" the land issues.

The pre-trial investigation was completed in a number of such proceedings in the first half of 2018. For example: embezzlement of more than 14 million UAH during purchase of the engines for the Armed Forces of Ukraine, embezzlement of land in the capital city, abuse during the purchase of ambulance cars for Zaporizhia Regional Clinical Hospital.

INVESTIGATIONS IN THE SOCIAL SPHERE

[as of 30.06.2018]

NABU DETECTIVE'S WORK



Facts of corruption in the healthcare, education and sport spheres for the total amount of over **112** million UAH were exposed



More than **90%** of abuses in terms of the investigations of corruption offences in the social sphere related to the healthcare



The investigations as of **5** persons were completed and sent to courts



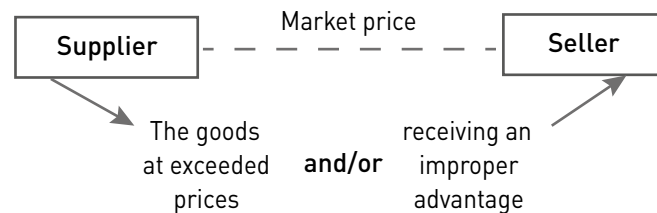
Unique radiological equipment for the diagnosis and treatment of cancer child-patients was returned to the Okhmatdit National Specialized Children Hospital

CORRUPTION IN DETAILS

Period of committing crimes in the investigated episodes



The most common corruption scheme



The most "popular" articles of the Criminal Code of Ukraine

Article 191

Misappropriation, embezzlement or conversion of property by abuse of official post

Article 368

Accepting an offer, promise or receiving an improper advantage by an official who occupies a responsible position)

Article 369

Offer, promise, or giving an improper advantage to official

INVESTIGATIONS CONCERNING LAND SECTOR

(as of 30.06.2018)

NABU DETECTIVE'S WORK



Offences related to misappropriation **8.5** thousand hectares of land were exposed



Misappropriation of more than **724** hectares of land plots was prevented



21 persons were given notices of suspicion of committing crimes, cases as of **17** suspects were sent to court



More than **2.5** mln UAH, **300** thousand EUR, **300** thousand USD are the total amount of bribes on receiving of which officials were exposed



More than **530** mln UAH damage caused to the state and local communities due to illegal loss of land

CORRUPTION IN DETAILS

Period of committing crimes in the investigated episodes



The most common corruption schemes



- Illegal rendering in rent of land plots
- Illegal allocation of land plots

The most "popular" articles of the Criminal Code of Ukraine

Article 364

Abuse of authority or office

Article 368

Accepting an offer, promise or receiving an improper advantage by an official who occupies a responsible position)

Article 191

Misappropriation, embezzlement or conversion of property by abuse of official post

INVESTIGATIONS CONCERNING THE DEFENSE-INDUSTRIAL SECTOR

[as of 30.06.2018]

NABU DETECTIVE'S WORK



Corruption offences in amount of more than **716** mln UAH were exposed at more than **15** State Enterprises (SEs)



27 persons were given notices of suspicion of committing crimes



The most resonant cases are - funds embezzlement while the purchase of fuel for the Ministry of Defense of Ukraine, funds embezzlement of Ukrainian "Wall" Project and funds embezzlement while purchasing engines of the Lviv Armor Vehicle Factory (LAVF)



The pre-trial investigation of three episodes was completed, the case as of the LAVF was sent to court. In other two episodes the suspects had been granted with access to the materials of pre-trial investigation



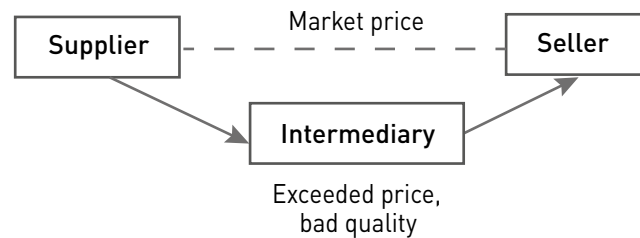
More than **130** mln UAH public funds embezzlement was prevented

CORRUPTION IN DETAILS

Period of committing a crime in the investigated episodes



The most common corruption scheme



The most "popular" articles of the Criminal Code of Ukraine

Article 191



Misappropriation, embezzlement or conversion of property by abuse of official post

E-DECLARATIONS

In the first six months of 2018, the National Bureau Detectives and the SAPO Prosecutors sent to the court the first cases of submission of the false data in e-declarations

During the reporting period, the NABU Detectives completed an investigation into five criminal proceedings of submission of the false data in the declarations of the subjects authorized to perform state or local government functions (Article 366-1 of the Criminal Code of Ukraine, which came into legal force in the fall of 2016). The judges and the Head of the State Audit Service of Ukraine are among the accused under this article.

Total, as of June 30, 2018, the NABU Detectives processed 72 criminal proceedings regarding the submission of the false data in the electronic declarations. Almost a third of them have respect to the declarations of the Members of Parliament and judges. Investigation of cases opened under this article requires a large amount of investigative actions. At the same time, the Detectives are limited in the use of tools for the information collection (including covert investigative (search) activities), since according to the Criminal Code of Ukraine the corresponding crime is not grave or especially grave. In addition, the third parties to whom the fillers frequently formalize the property according to the investigations, hardly ever accept co-operation with the investigation. Absence of the judicial practice in dealing with cases under Article 366-1 of the Criminal Code of Ukraine also affects this.

Cooperation with the National Agency on Corruption Prevention (NAPC) influences on the investigation of crimes under this article. Among 39 requests sent by the Detectives to the NAPC for holding of full inspection of the identity of the filler, only eight of them were satisfied. It should be noted that the NABU still does not have full access to the register of e-declarations.

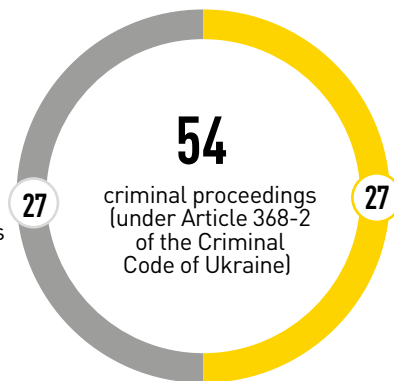
NABU'S INVESTIGATIONS AS OF ILLEGAL ENRICHMENT AND E-DECLARATIONS

(as of 30.06.2018)

INVESTIGATION AS OF THE FACTS OF ILLEGAL ENRICHMENT (ARTICLE 368-2 OF THE CRIMINAL CODE OF UKRAINE)

535.8 mln UAH

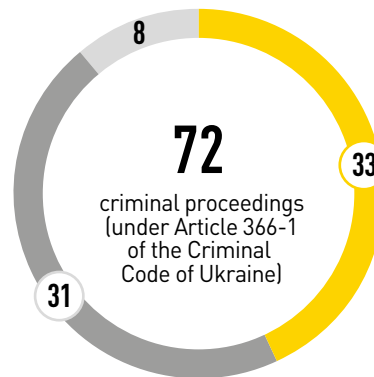
total amount of offences related to illegal enrichment under the NABU's investigations



INVESTIGATIONS AS OF THE FACTS OF SUBMITTING FALSE DATA TO E-DECLARATIONS (ARTICLE 366-1 OF THE CRIMINAL CODE OF UKRAINE)

769.4 mln UAH

the total amount of undeclared assets in proceedings investigated by the NABU



■ number of criminal proceedings in which the requests about full check of e-declarations were sent to the National Agency on Corruption Prevention

■ number of criminal proceedings in which the results of the full check of e-declaration were received from the National Agency on Corruption Prevention

PERSONS UNDER THE NABU INVESTIGATION AS OF THE FACTS OF ILLEGAL ENRICHMENT AND SUBMITTING FALSE DATA TO E-DECLARATIONS (ARTICLE 366-1, 368-2 OF THE CRIMINAL CODE OF UKRAINE)

Members of Parliament	30%
Judges	18%
Other persons	18%
Prosecutors	10%
Heads of the Central Executive Authorities	7%
Deputies of local councils	7%
Ministers, Deputy Ministers	6%
City mayors	2%
NACP members	1%
Officials of the state enterprises, other legal entities of public law	1%



INTERNATIONAL ASPECT OF THE INVESTIGATIONS

The Ukrainian top-corruption formed a “representation” abroad: the NABU Detectives established the facts of involvement of counterparties from more than 20 countries in schemes that caused damage to our state’s interests

In the most of the corruption schemes exposed by the NABU Detectives, the companies registered abroad play the role of the intermediary for the cash out of funds derived from criminal corruption offenses in Ukraine. Upon belief of the Detectives, a simplified registration system, a complicated procedure for information disclosure and a high degree of confidentiality are the key criteria upon which the Ukrainian corrupt officials choose the place of “residence” of such structures.

As of June 30, 2018, the NABU Detectives found at least 23 countries in three continents, where the companies involved in the corruption-related crimes in Ukraine are registered. This once again proves that corruption has no borders and is an international phenomenon, the struggle against which requires the consolidation of the efforts of the competent authorities of different countries. The illustration of such cooperation is the investigation into corruption in Ukrainian companies, which are wholly or partly owned by the state or local authorities, such as: SE NNEGC “Energoatom”, SE “Eastern Mining and Processing Plant”, SE “Ukrainian Sea Ports Authority”, LLC “Odesa International Airport” etc.

The search for Ukrainian top-corrupt officials also needs effective cooperation. As of June 30, 2018, more than 30 persons who are on remand of the NABU and, according to the Detectives are involved in abuse of office, flee from investigation abroad. Moreover, according to the investigation, about half of them are in the territory of the Russian Federation. Another three persons hide in the temporarily occupied territories of the Donetsk region and the Autonomous Republic of Crimea.

UKRAINIAN CORRUPTION IN THE WORLD

(as of 30.06.2018)

DAMAGE CAUSED TO THE STATE INTERESTS BY CORRUPTION OFFENCES UNDER THE NABU'S INVESTIGATIONS, IN WHICH THE FOREIGN CONTRACTORS WERE INVOLVED



3

Belize, Panama, Dominican Republic

1

Uruguay

20

Hong Kong, Georgia, Kazakhstan, PRC, UAE, Austria, Great Britain, Estonia, Italy, Cyprus, Latvia, Monaco, Netherlands, Germany, Poland, Russia, Turkey, Czech Republic, Montenegro

33

Germany (1*), Bulgaria (1), Georgia (1), Spain (2), Kazakhstan (1), Cyprus (1), Monaco (1), Lithuania (1), Poland (2), Russia (15), Moldova (1), Montenegro (1), Switzerland (1), EU countries (4)



Country of registration of the contractors involved in the corruption schemes investigated by the NABU



Countries where the suspects hide



* The number of persons allegedly hide in the country



PARTNERSHIP



In accordance with Article 30 of the Law of Ukraine “On the National Anti-Corruption Bureau of Ukraine”, the NABU regularly informs the public about its activities through the mass media, on its official website and in other forms

TRANSPARENCY AND ACCOUNTABILITY

An increase in the public's demand for combating top-corruption reflected in the growing interest of the public in the National Bureau work

The resonant disclosure of corruption crimes by the NABU Detectives and the resistance, which they face in the course of their professional activity, allow the society to stay indifferent: citizens increasingly share the facts of corruption they know with the National Bureau, despite the investigative jurisdiction. Every day, the call-center of the NABU receives on average 24 such calls. In total, in the first six months of 2018, there were more than 3 thousand of such calls, which is 14% more than in the second half of 2017.

Given the specifics of the National Bureau activities, the increased demands from mass media are logical: in the first half of 2018, the press service gave more than 550 answers and comments to the journalists. During the reporting period, 214 news reports were published on the official website of the NABU, one third of which relates to the pre-trial investigation progress. Such topics are most on demand, as evidenced by the dynamics of the audience of the National Bureau social media pages. To illustrate the case, in the first half of 2018, the number of users of the NABU page in Facebook exceeded 65 thousand (the total number of followers is over 73 thousand), which is the best result among all law enforcement agencies of Ukraine.

The Civil Oversight Council (COC) of the NABU promotes the establishment of effective communication with the society. It consists of 15 representatives of public associations specializing in anti-corruption issues. The COC members are selected annually by online voting. This year, more than 19,000 voters took part in it, which is a record level for Ukraine among similar voting. The new (fourth) team of the COC started its work in June 2018.

AUDIENCE OF THE NABU PAGES IN SOCIAL NETWORKS



* LIKES

61613*
End of
December
2017

+3626

65239*
End of
June
2018

46841*
End of
December
2017

+1801

48642*
End of
June
2018



* FOLLOWERS

* AVERAGE NUMBER OF A UNIQUE
MONTHLY WEB-SITE VISITORS

84208*
Second
half of
2017

-11077

73131*
First
half of
2018

COOPERATION WITH PUBLIC AND MASS MEDIA

(from 01.01.2018 to 30.06.2018)

MEDIA COMMUNICATIONS



briefings and press conferences with the participation of the NABU Director and Deputy Directors



TV interviews with the NABU executives and Directors of the Territorial Offices



interviews for printed media



interviews for Internet media

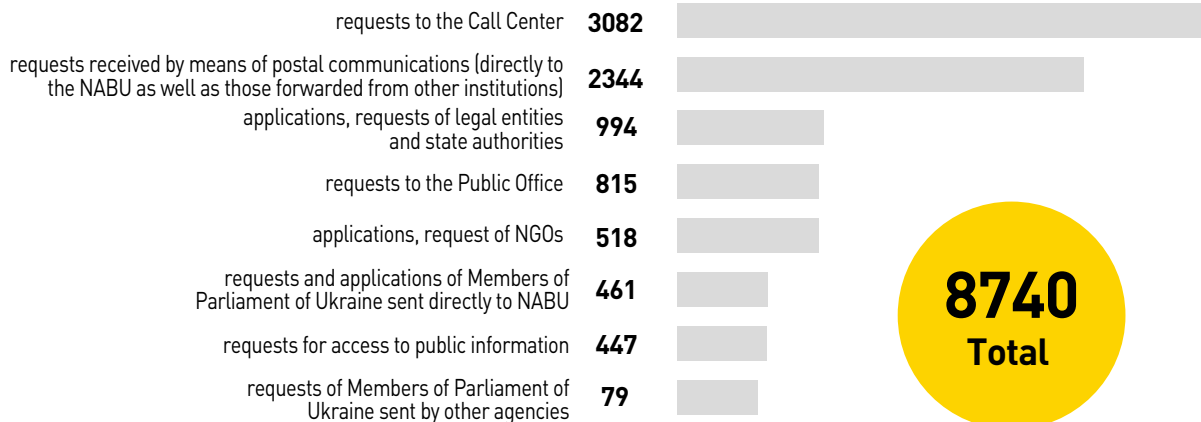


responses to media inquiries



comments for the media on the NABU's activities

REQUESTS TO THE NABU



ACTIVITIES OF THE NABU CIVIL OVERSIGHT COUNCIL IN FIGURES

(з 01.01.2018 по 30.06.2018)



36

meetings of Competition Committee

3

official meetings of the NABU Civil Oversight Council

6

meetings of the NABU's Disciplinary Committee

130



verification of information on candidates for positions in the NABU

242



interviews with applicants for positions in the NABU



8 OFFICIAL STATEMENTS, INCL. CONCERNING:

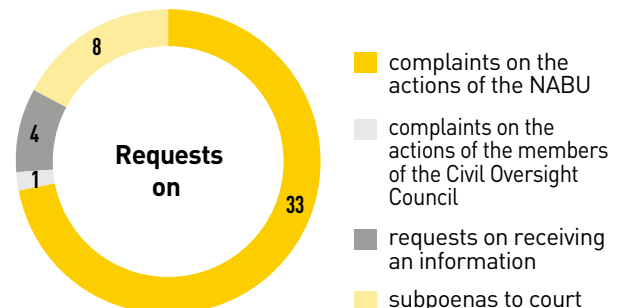
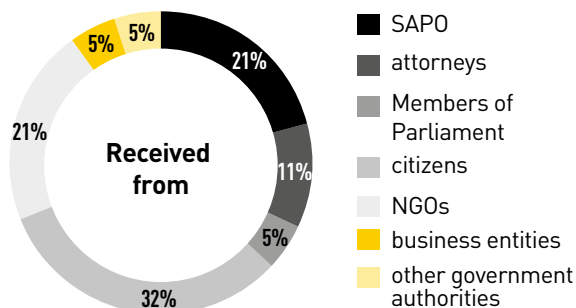
- appointment of the auditor of the NABU;
- draft law, which could result in blocking the prosecution of officials as of the facts of illegal enrichment;
- amendments to the Law "On the High Anti-Corruption Court";
- bringing to liability of the NABU Detective;
- attack on the member of the NABU Civil Oversight Council etc.



4 EXPERT DISCUSSIONS ON:

- explanation of the National Agency on Corruption Prevention dated 08.12.2017 concerning the investigation of cases as of the facts of illegal enrichment and submitting false data to declarations;
- purpose and limits of authority of the Civil Oversight Council on the NABU activities;
- the primacy of court decisions of non-criminal jurisdictions for criminal proceedings.

REQUESTS TO THE NABU CIVIL OVERSIGHT COUNCIL



ACTIVITY IN THE REGIONS

The National Bureau increases its presence in the regions. Thanks to work of three territorial offices, the number of applications to the NABU in the regions of Ukraine increased by almost 30% in the first half of 2018

In the first half of 2018, 1,217 applications were received by three territorial offices of the NABU, the jurisdiction of which covers the Western, Southern and Eastern Ukraine. Such indicator is the result of well-established communication with the society. The heads of Territorial Offices of the NABU inform about the results of the institution's work during conferences, forums and lectures initiated by the Ukrainian and international organizations.

Regular meetings help to inform the public about the NABU operation and receive information about possible corruption crimes. In total, 26 such meetings were held during the reporting period. 830 citizens attended them.

The analysis of applications to the Territorial Offices points at the tendency of increased dissatisfaction of citizens with the work of the judicial system. On average, every fourth application to the territorial office concerns the activity of judges. So, it is about 25% of applications in the first half of 2018 (compared with 16-17% in the second half of 2017).

Most often, the applications to the Territorial Offices of the NABU refer to possible offenses such as obtaining or extortion of improper advantage by the officials, civil servants of public authorities and local self-government; inaction of the law enforcement officers or their unlawful actions; making of deliberately unlawful decisions by the judges in order to obtain improper advantage; declaration of false data; illegal enrichment etc.

The corruption issue in the area of land relations is most pronounced in the East of Ukraine, while in the South and West the bribe and illegal actions of law enforcement officers are the most worried problems.

ACTIVITIES IN THE REGIONS: LVIV TERRITORIAL OFFICE

ACTIVITIES OF THE LVIV TERRITORIAL OFFICE IN FIGURES

(from 01.01.2018 to 30.06.2018)

15	meetings with public
7	regions of Ukraine, where meetings were held
551	participants
457	requests were registered

INSTITUTIONS AND PERSONS, ACTIONS OF WHICH RESULTED INTO COMPLAINTS, RECEIVED BY THE TERRITORIAL OFFICES OF THE NABU

(from 01.01.2018 to 30.06.2018)

188	courts
161	complaints that do not refer to corrupt offences or which fall under NABU jurisdiction
116	law-enforcement agencies
101	local governments
29	executive authorities
29	agencies of the State Fiscal Service of Ukraine
15	state and municipal enterprises
11	military officers of the Armed Forces of Ukraine
1	Members of Parliament of Ukraine

GEOGRAPHY OF MEETINGS OF THE DIRECTORS OF THE TERRITORIAL OFFICES WITH THE PUBLIC

(from 01.01.2018 to 30.06.2018)



■ cities, where meetings took place

ACTIVITIES IN THE REGIONS: ODESA TERRITORIAL OFFICE

GEOGRAPHY OF MEETINGS OF THE DIRECTORS OF THE TERRITORIAL OFFICES WITH THE PUBLIC

(from 01.01.2018 to 30.06.2018)

INSTITUTIONS AND PERSONS, ACTIONS OF WHICH RESULTED INTO COMPLAINTS, RECEIVED BY THE TERRITORIAL OFFICES OF THE NABU

(from 01.01.2018 to 30.06.2018)

195	complaints that do not refer to corrupt offences or which fall under NABU jurisdiction
85	courts
78	law-enforcement agencies
65	local governments
45	state and municipal enterprises
24	executive authorities
12	agencies of the State Fiscal Service of Ukraine
3	Members of Parliament of Ukraine
3	military officers of the Armed Forces of Ukraine

ACTIVITIES OF THE ODESA TERRITORIAL OFFICE IN FIGURES

(from 01.01.2018 to 30.06.2018)

3	meetings with public
3	regions of Ukraine, where meetings were held
70	participants
5	public events with purpose to inform public on the NABU activities
527	requests were registered



ACTIVITIES IN THE REGIONS: KHARKIV TERRITORIAL OFFICE

ACTIVITIES OF THE KHARKIV TERRITORIAL OFFICE IN FIGURES

(from 01.01.2018 to 30.06.2018)

8	meetings with public regions of Ukraine, where meetings were held
6	participants
213	public events with purpose to inform public on the NABU activities
13	requests were registered
233	

INSTITUTIONS AND PERSONS, ACTIONS OF WHICH RESULTED INTO COMPLAINTS, RECEIVED BY THE TERRITORIAL OFFICES OF THE NABU

(from 01.01.2018 to 30.06.2018)

172	law-enforcement agencies
157	courts
130	local governments
129	complaints that do not refer to corrupt offences or which fall under NABU jurisdiction
58	executive authorities
40	state and municipal enterprises
7	agencies of the State Fiscal Service of Ukraine
2	military officers of the Armed Forces of Ukraine
1	Members of Parliament of Ukraine

GEOGRAPHY OF MEETINGS OF THE DIRECTORS OF THE TERRITORIAL OFFICES WITH THE PUBLIC

(from 01.01.2018 to 30.06.2018)



COOPERATION WITH GOVERNMENTAL AUTHORITIES

The work on the liquidation of the corruption schemes in the first half of 2018 became more effective due to the fruitful cooperation between the NABU and the ARMA

The first half of 2018 was notable for effective cooperation of the NABU together with the National Agency of Ukraine for finding, tracing and management of assets derived from corruption and other crimes (ARMA). Within 6 months, the objects arrested at the request of the NABU Detectives were given under management of the ARMA, so that these assets do not become a source of losses for the state.

In particular, in March 2018, 185 million UAH were transferred to the ARMA, which were illegally paid from Odesa city budget for the building of OJSC HC "Krayan". However, the court soon satisfied the appeal of the defense team, and the ARMA got only about 92 million UAH left from the indicated amount. These funds are currently placed on deposit accounts.

In April, the real estate of the Odesa International Airport and 75% of the shares of stock of the company that owns it (LLC Odesa International Airport) were transferred to the ARMA. The estimated value of these assets is more than 2 billion UAH.

In June, by the court judgment the ARMA received control over two integral property complexes "Novorozdolska Combined Heat and Power Plant (CHP)" and "Novoyavorivska CHP", which provide two cities with a population of about 30 thousand people each with thermal energy. In addition to these objects, the ARMA received corporate rights for management for the amount above 21 million UAH, land plots, real estate etc.

For the most of these assets, the ARMA will look for managers whose task will be storage and effective management of the property.

PROPERTY AND FUNDS TRANSFERRED TO THE ARMA

(as of 30.06.2018)

FUNDS:

551
mln UAH



458.5
mln UAH



92.5
mln UAH



total

including in the process
of transferring

including
transferred funds

PROPERTY:

Land plots (units)		1	
Real estate		3	
Non-resident real estate		9	
Integral property complexes		2	
Agricultural machinery and accessories (units)		115/113	
Corporate rights (parts)		12	6

■ Transferred
■ Decisions of transferring are under trial in appeal courts or funds/property are in the process of transferring

INTERNATIONAL COOPERATION

The NABU continues to establish professional contacts with international organizations and law enforcement agencies in order to exchange the best practices and professional advices

In the first half of 2018, the NABU continued its cooperation with the Federal Bureau of Investigation (FBI) in the framework of the implementation of the provisions of the Memorandums of Cooperation signed in 2016 and 2017.

In May 2018, President of the Republic of Estonia, Kersti Kaljulaid, visited the NABU during her official visit to Ukraine. President expressed support for the work of the Bureau and attended the training for the NABU staff organized by the Estonian Center of Eastern Partnership.

On May 30, 2018, the representatives of the National Anti-Corruption Center of the Republic of Moldova for prevention and counteraction to corruption, headed by the Director of the Office Bogdan Zumbreanu, visited the NABU. The agreement on cooperation was signed as part of the visit.

The NABU jointly with the United Nations Development Programme in Ukraine completed the awareness-raising campaign "Students against Corruption", having formed a network of young anti-corruption ambassadors.

By the initiative of the "EU Anti-Corruption Initiative in Ukraine" program, the NABU participated in the "Corruption Park": the visitors saw backstage of the Detectives and Special Forces work, tried to investigate the corruption schemes, implement search and communicate with the NABU Director.

Also, with the support of the EU Anti-Corruption Initiative in Ukraine, the NABU staff participated in a series of workshops on the discovery of corruption incomes, and passed a series of trainings.

INTERNATIONAL COOPERATION

(as of 30.06.2018)



86

meetings with international partners



50

visits abroad to

25

countries



1

signed memorandum




3

educational and wide information campaigns with the support of international partners





INTERNAL CONTROL



The way of life and activities of each employee of the National Bureau are in the focus of the Internal Control Department from the moment of the competitive selection win

ENSURING INTEGRITY OF EMPLOYEES

The Internal Control Department (hereinafter referred to as “ICD”) takes a wide range of measures in order to detect and prevent possible violations by the employees of the National Anti-Corruption Bureau of Ukraine

Prior to the appointment to positions in the NABU, a special examination of the competitive selection winner is carried out. Its purpose is to identify possible corruption risks or facts of dishonesty of the person. The psychophysiological detection of deception is also applied to establish such facts. It is carried out during the competition to the positions, before the end of the probation period of the newly appointed employee, and may be repeated in case of the official investigation.

The ICD monitors the way of life, comparing the assets and income declared by the employee with the level of their prosperity. Found discrepancies can be the basis for bringing an employee to the legal liability.

The violations in the official activities are also detected during the integrity test. To illustrate the case, a situation when an employee of the NABU has several behavioral variants is modeled. The ICD records what actions will be implemented by the person.

The Internal Control Department ensures that all subdivisions of the NABU clearly and fully perform the assigned tasks, do not take over the functions of other units, and comply with the requirements of the law and regulatory documents. For this purpose, the internal audits are conducted. During the first half of 2018, the ICD carried out an audit of the Special Operations Department. According to its results, no violations were detected.

The ICD also shares its experience and practical work with its colleagues in Ukraine and abroad during international field-specific conferences.

INTERNAL CONTROL IN KEY FIGURES

(from 01.01.2018 to 30.06.2018)

INTERNAL INVESTIGATIONS

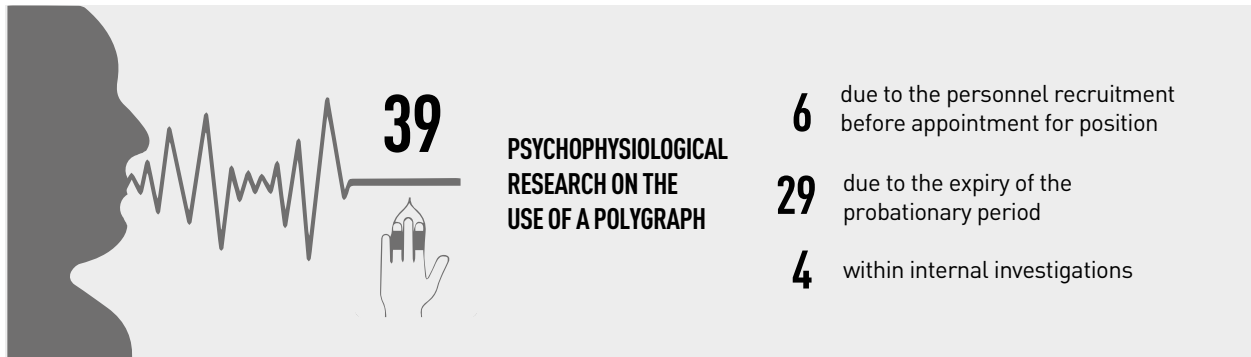


8
integrity checks performed

2
NABU`s employees brought to responsibility


18
official investigations held


3
operational investigations initiated




EXPLANATORY WORK



230  individual consultations on compliance with anti-corruption legislation

260  number of participants of the training on the issues of submitting data to e-declaration

30  number of participants of training for new employees just after their appointment

PREVENTIVE WORK

The effective counteraction of corruption is a well-timed response to its manifestation and prevention. The ICD performs both tasks. Among the events, there is informing of the employees of the NABU on issues of anti-corruption policy and legislation

The Internal Control Department provides individual advices to the employees of the NABU concerning rules of ethical conduct in case of conflict of interest and electronic declaration. The trainings on the eve of the period of submission of declarations have become traditional. In March 2018, the Internal Control Department together with representatives of the National Agency on Corruption Prevention conducted a workshop at the premises of the NABU for the second time during the existence of the electronic declaration system. The event had the form of question-and-answer, which were generated previously by the NABU staff. There was the opportunity to participate in the discussion of problem issues remotely during the workshop. As a result, more than 260 employees of the NABU took part therein, including representatives of Territorial Offices in Lviv, Kharkiv and Odesa.

During the first half of 2018, with the support of the EU Anti-Corruption Initiative, the ICD developed methodological recommendations for trainers, manuals for participants of the trainings, and created e-learning platform. Currently, a course of "Fundamentals of Ethical Behavior of the Employees of the National Anti-Corruption Bureau of Ukraine" is available on this platform for the NABU staff. The training materials are rendered in visualized form – by the schemes and information graphics. The test questions and situational cases (training cases) were developed in order to examine the acquired materials. The advantages of the course are its remote and modular format. This enables to study by stages, with the possibility of suspension and re-admission. Certificates confirm the completion of the course.

IMPLEMENTATION OF THE ANTI-CORRUPTION PROGRAM OF THE NABU

(01.01.2018 to 30.06.2018)

THE STRUCTURE OF THE TRAINING COURSE "ETHICAL PRINCIPLES FOR EMPLOYEES OF THE NATIONAL ANTI-CORRUPTION BUREAU OF UKRAINE"

4 thematic blocks:

- "General principles and effectiveness of professional ethics of the NABU employees"
- "Principles and standards of professional ethics of the NABU employees"
- "Anti-Corruption Elements of Professional Ethics of the NABU Employees: Conflict of Interest and its settlement"
- "Anti-Corruption elements of professional ethics of the NABU employees: Restriction on the gifts and outside employment"


48 tasks in the form of tests


100 slides with visualizations and schemes


48 situational tasks with methodological recommendations to them


CORRUPTION PREVENTION PROGRAM


The type of risk


 assignment of material advantage (gifts) to the NABU

 unauthorized access to IT systems of the NABU

 insufficient protection of the employees of the NABU who report on unlawful actions of colleagues

 disclosure of information on the applicant's person

 conflict of interest during considering complaints on the actions of employees of the NABU

 using of official information in own interest

Steps on eliminating

explanations on compliance with Anti-Corruption legislation requirements

creation of internal regulatory and administrative documents on information security

creating an internal document regulating the interaction with employees who report on unlawful actions of colleagues

fixation of incoming calls to the Call Center, creating the Provision on the Hotline

explanations on resolution of conflict of interests during the consideration of complaints on actions of employees

control of access to the materials of pre-trial investigations



MATERIAL SUPPORT



The NABU strengthens its material and technical support, effectively using the fund allocations provided for in the state budget of Ukraine for the financing of the institution, and international technical assistance

BUDGET PROGRAMME EXECUTION

According to the results of the first half of the year, the National Anti-Corruption Bureau of Ukraine spent about one third of the funds provided for by the state budget for 2018

The NABU is maintained at the expense of the State Budget of Ukraine within the framework of the budget program under the Code of Program Classification of Expenditures (CPCE) 6321010 "Procuring activities of the National Anti-Corruption Bureau of Ukraine".

The budgetary appropriations for 2018 for the total fund amount to 857,091.7 thousand UAH include remuneration of labor (472,054.2 thousand UAH), payroll expenditures (91,403.5 thousand UAH), purchase of goods and services (113,445.0 thousand UAH), social security (55,450.0 thousand UAH), capital expenditures (123,175.7 thousand UAH) and other current expenditures (1,563.3 thousand UAH).

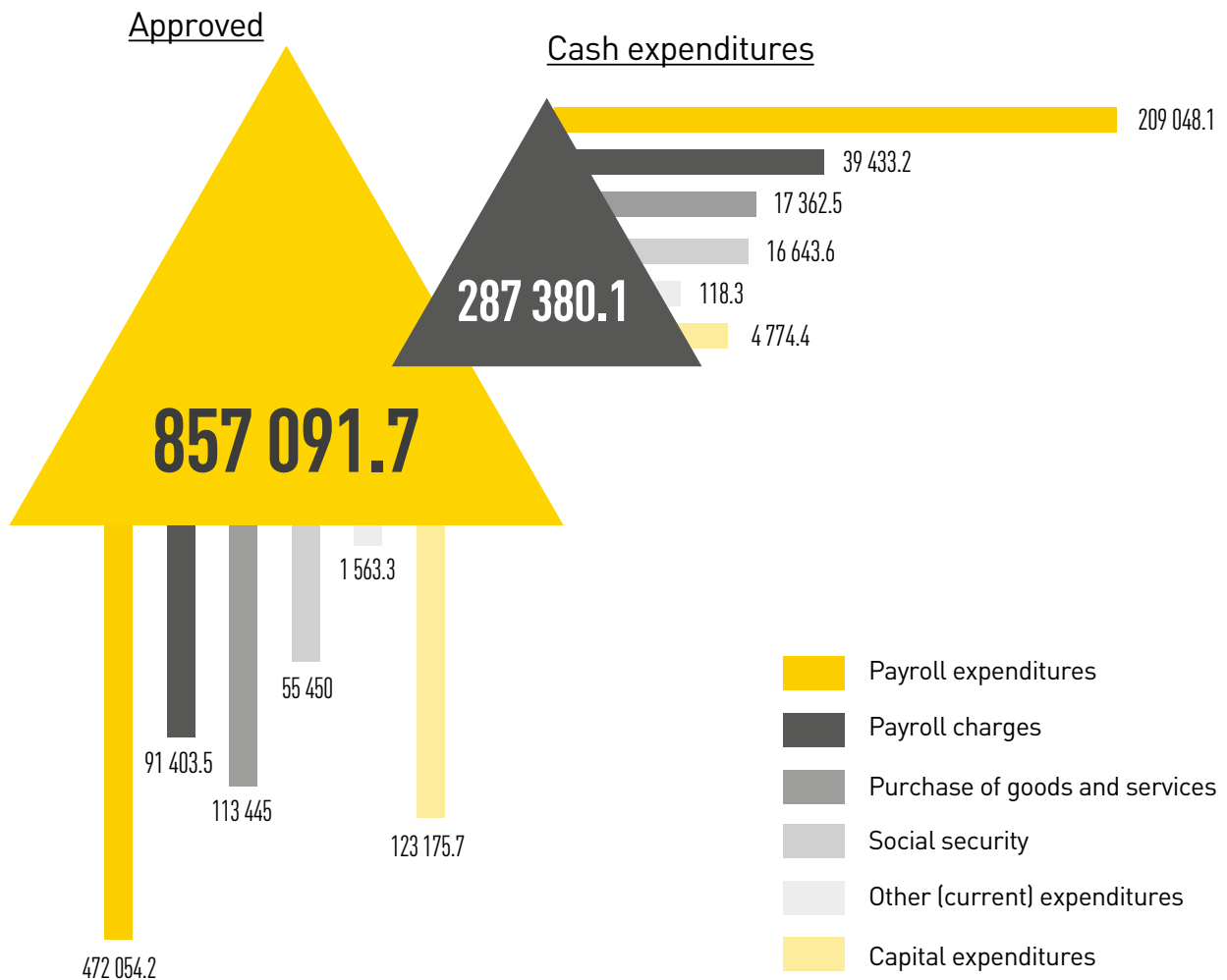
During the first half of 2018, the NABU spent about 33% of the planned allocations of more than 850 million UAH provided for the maintenance of the institution in 2018. It has also been possible to accumulate an additional resource due to sale of property (except for real estate) for a total amount of 482.4 thousand UAH.

In particular, this refers to the receipt of funds from the sale of scrap of ferrous metals and steel light scrap, write-off of exhausted batteries of accumulators (hazardous waste), repairs of special-purpose vehicles at the expense of the insurance company etc.

As of June 30, 2018, the NABU keeps funds on deposit in the authorized bank for the total amount of 29,382 thousand UAH, including: 4,680.9 thousand UAH, 139 thousand EUR (4,250.1 thousand UAH), 770.7 thousand USD (20,183.1 thousand UAH), 159.6 thousand RUB (66.6 thousand UAH), 5.8 thousand GBP (201.3 thousand UAH). These funds do not contain signs of criminal origin.

ANALYSIS OF THE BUDGET EXECUTION

ANALYSIS OF THE EXECUTION OF THE BUDGET OF THE NATIONAL BUREAU UNDER THE GENERAL FUND OF THE STATE BUDGET FOR THE FIRST HALF OF 2018 (THOUSAND UAH)



PROCUREMENT

Transparent procurements are one of the key tools by means of which the NABU efficiently spends the budget allocations. During the first half of 2018, it has been possible to save over 3 million UAH

During the first six months of 2018, the NABU announced 135 procurement procedures (taking into account the procurement procedures launched in December 2017 for the needs of 2018) for goods, works and services (including lots — 169 procedures) for a total amount of more than 81.95 million UAH. Based on the results, 78 contracts were concluded for amount of 29.5 million UAH. Cost savings amounted to more than 2.9 million UAH. Another 18 procurement procedures (including lots – 25 procedures) were pending as of June 30, 2018.

Also, during the reporting period, 57 pre-threshold procurements (including lots - 59) were announced for a total of almost 1.53 million UAH, according to which 31 contracts were concluded for the total amount of 808.6 thousand UAH. Cost savings amounted to 162.8 thousand UAH. As of June 30, 2017, 7 pre-threshold procurements of goods and services have not been completed.

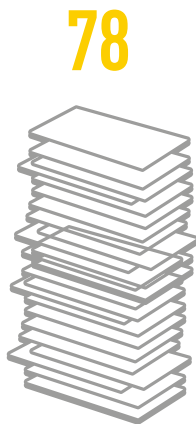
In addition, in the first half of 2018, the NABU published 73 reports on concluded contracts in electronic procurement system (in case of procurements of goods, works and services without the use of the electronic procurement system, provided that the value of the subject of the procurement equaled or exceeded 50 thousand UAH and is less than the cost specified in indent 2 of Part 1 Article 2 of the Law of Ukraine “On Public Procurements”).

The largest savings (in percentages) were achieved during over-threshold purchases of insurance services (50%), minor repairs of premises (29%), stationery (27%), monitoring and analysis of media activity (25%), and information carrier (21%).

PROCUREMENT PROCEDURES

PROCUREMENT PROCEDURES FOR GOODS, WORKS AND SERVICES IN THE FIRST HALF OF 2018

(over-threshold purchases from 01.01.2018 to 30.06.2018)



Number of concluded contracts

32 466.2



Estimated cost of performed purchases on the basis of which contracts were concluded (thousand, UAH)

29 527.3



Total amount of funds according to the concluded contracts (thousand, UAH)



2 938.9

Cost savings (thousand, UAH)



Number of concluded contracts

971.4



Estimated cost of performed purchases on the basis of which contracts were concluded (thousand, UAH)

808.6



Total amount of funds according to the concluded contracts (thousand, UAH)



162.8

Cost savings (thousand, UAH)

(threshold purchases from 01.01.2018 to 30.06.2018)

EQUIPPING WORK PLACES

The National Anti-Corruption Bureau of Ukraine improves the working conditions in order to increase the efficiency of the implementation of the tasks by employees

During the first six months of 2018, the National Anti-Corruption Bureau of Ukraine purchased the services of the minor repairs of the premises and the engineering support of administrative buildings. Modern computer and network equipment, software, support services and technical support of a number of information and analytical systems were purchased.

International partners also provided support for the creation of appropriate working conditions for the NABU employees. Thus, the National Bureau received technical equipment for the Detectives, up-to-date means for various criminal investigations, communications and other equipment for a total amount of 5,790.1 thousand UAH within the framework of international technical assistance projects in the first half of 2018.

The professional activity of the NABU staff requires regular business trips. In the first half of 2018, the budget of the National Anti-Corruption Bureau of Ukraine funded 1917 trips for a total amount of 2,887.6 thousand UAH. 55 business trips among them were made abroad.

Also, one of the key factors enabling to involve the professionals in the NABU team is adequate level of remuneration. To illustrate the case, the Detective's salary is currently about 40 thousand UAH, and the salary of the chief specialist is 27 thousand UAH.

Unlike other law enforcement agencies of Ukraine, the NABU employees do not receive bonuses, as such type of financial incentive is not provided by the law.

SALARIES OF THE NABU EMPLOYEES

as of June 30, 2018

Position	Number of people *	Salary
Public officials of central apparatus		
Director of the National Bureau	1	105 720
Deputy (First Deputy) Director of the National Bureau	2	84 576
Head of the Internal Control Department	1	63 432
Head of the Detectives Unit	6	63 432
Deputy Head of the Internal Control Department - Head of the Unit	1	59 203
Deputy Head of the Detectives Unit	5	59 203
Head of the Department	7	46 517
Senior Detective of the National Bureau	119	46 517
Deputy Head of the Department	7	44 402
Head of the Unit	19	42 288
Deputy Head of the Unit	20	40 174
Detective of the National Bureau	149	40 174
**Senior Detective of the National Bureau	16	38 764
**Detective of the National Bureau	28	33 478
Head of the Sector (not independent)	1	29 520
Chief specialist	96	27 000
Senior ranked persons of central apparatus		
Deputy Director of the National Bureau	1	84 576
Head of the Department	2	46 517
Deputy Head of the Department	4	44 402
Employees of the Territorial Offices		
Director of the Territorial Office	3	52 860
Deputy Director of the Territorial Office - Head of the Unit Department	3	49 336
Chief Specialist	16	14 400

* According to Staff list
** A workplace arranged in Lviv, Kharkiv, Odesa

APPENDICES TO THE REPORT ON THE RESULTS OF THE
NATIONAL ANTI-CORRUPTION BUREAU OF UKRAINE

These appendices contain statistical information on the NABU activities in the first six month of 2018 as required by **Article 26 of the Law of Ukraine** “On the National Anti-Corruption Bureau of Ukraine”.

1. STATISTICAL DATA ON THE RESULTS OF ACTIVITIES

from 01.01.2018 to 30.06.2018

№	Activity category	Result
1.	Number of registered applications and reports on criminal offences classified by the law as those under the jurisdiction of the National Bureau	627
2.	Number of investigations initiated by the National Bureau and their results	14
		1 criminal proceeding
3.	Number of persons standing indicted for committing criminal offenses classified by the law as those under the jurisdiction of the National Bureau	62
4.	Number of persons officially found guilty of committing criminal offences classified by the law as those under the jurisdiction of the National Bureau	0
5.	Number of persons officially declared innocent of committing relevant criminal offences	0
6.	Information by categories of persons indicated in Part 1 Article 3 of the Law of Ukraine “On Preventing Corruption”	**
7.	Information on the amount of losses and damage caused by criminal offences classified by the law as those under the jurisdiction of the National Bureau, status and the amount of compensation	196 613 194 000* UAH
		360 350 510 UAH*, including in the first half of 2018: 107 054 098 UAH
8.	Information on the funds and other property received as a result of criminal offences, classified by the law as those under the jurisdiction of the National Bureau, confiscated by court decisions as well as the funds in the amount of illegally received services or benefits refunded to the State and their use	***

№	Activity category	Result
9.	Information on the funds and other property received as a result of criminal offences classified by the law as those under the jurisdiction of the National Bureau, which were recovered to Ukraine from abroad, and their keeping	0
10.	Information on seizure of property, confiscation of objects and funds acquired as a result of criminal offences classified by the law as those under the jurisdiction of the classified by the law as those under the jurisdiction of the	****
11.	Number of submissions made as of the elimination of causes and conditions which contributed to commitment of a criminal corruption offence	9
12.	The results of integrity tests	8 checks, 1 negative result of them

* As of 30.06.2018

** Information as of the categories of persons referred in Part 1 Article 3 of the Law of Ukraine "On Preventing Corruption"

as of 30.06.2018

№	The subject	Number of individuals notified of suspicion, total per each category	Number of individuals, standing indicted, per each category
1.	Persons authorized to perform state or local government functions:		
	a) senior officials of the state (the President of Ukraine, the Chairman of the Parliament, the First Deputy Chairman of the Parliament, the Prime Minister, the First Deputy Prime Minister, the Vice Prime Ministers, the Ministers, other Heads of the Central Executive authorities outside of the Cabinet of Ministers of Ukraine, and their deputies, the Head of the Security Service of Ukraine, the Head of the National Bank of Ukraine, the Attorney General, the Chairman and other Members of the Accounting Chamber of Ukraine etc.)	3	1

	b) Members of Parliament of Ukraine, deputies of the Verkhovna Rada of the Autonomous Republic of Crimea, deputies of local councils, village, settlement, city mayors	7	4
	c) public officials, officials of local government	16	1
	d) military officers of the Armed Forces of Ukraine, the State Service for Special Communications and Information Protection of Ukraine and other military units formed in accordance with the laws	11	0
	e) judges	14	10
	f) rank members and commanding staff of the state penal service, the tax police, the commanding staff of civil protection bodies and departments, the State Investigations Bureau, the National Bureau	0	0
	g) officials of the prosecutor's offices, the Security Service of Ukraine, the State Investigations Bureau, the National Anti-Corruption Bureau of Ukraine, the diplomatic service, the state forest protection, the state protection of the nature reserve fund, the central executive authority, responsible for formation and implementation of the state tax policy and state customs policy	2	3
	h) the National Agency on Corruption Prevention members	0	0
	i) members of the Central Election Commission	1	0
	j) police officers	0	0
	k) officials of other state authorities, authorities of the Autonomous Republic of Crimea	1	2
	l) members of state collegial bodies	0	0
2.	Persons who, for the purposes of the Law, have an equal status to persons authorized to perform functions of the state or local self-government:		

	a) officials of legal entities of public law which are not referred to in Clause 1 Part 1 of the abovementioned Article, members of the supervisory board of a state bank, state enterprise or state-owned organization working with the purpose of receiving profit	17	15
	b) persons who are not public officials, officials of local government but provide public services (auditors, notaries, appraisers etc.), as well as experts, arbitration managers, independent intermediaries, arbitrators etc.	3	0
	c) representatives of public associations, educational institutions, who are members of the competition commissions formed according to the Law "On Civil Service", "On the Judicial System and Status of Judges", while not being persons referred to in Clause 1, Paragraph "a" Part 2	0	0
	Persons who are not officials but permanently or temporarily hold positions related to fulfillment of organizational, administrative or business duties, or specifically authorized to perform such duties in legal entities of private law, regardless of organizational form	35	10
	Candidates for Members of Parliament of Ukraine, for the President of Ukraine, regional, district, city, district in cities, village, settlement councils, candidates for village, settlement, city mayors and prefects	0	0
	Individuals who receive funds, property within the framework of programs of technical or other assistance, that are being conducted in Ukraine, in the field of prevention of and counteraction to corruption; systematically throughout the year provide works/services on implementation of standards in the field of anti-corruption policy; leaders or members of a supreme governing body, other executives bodies of non-government organizations, other non-profit associations that conduct activities related to implementation of the anti-corruption policy	0	0
	Other	53	16

*** Information on funds and other property acquired as a result of criminal offences classified by the law as those, under the jurisdiction of the National Bureau, confiscated by court judgment, and the funds in the amount of cost of the illegally acquired services or benefits recovered in state's favor, and their use

from 01.01.2018 to 30.06.2018

Nº	Type of property seized (funds, real estate, vehicles, etc.)	Cost	Amount of compensation
1.	US dollars (\$)	5725	special seizure
2.	Euro (€)	1 250	special seizure
3.	Hungarian forint (HUF)	34 500	special seizure
4.	UAH (₴)	500	special seizure

**** Information on seizure of property, confiscation of objects and funds acquired as a result of criminal offences classified by the law as those, under the jurisdiction of the National Bureau, and their use

as of 30.06.2018

Nº	Type of property	Total amount
1.	Land plots	403
2.	Residential real estate, including:	176
	abroad	9
3.	Non-residential real estate, including:	115
	abroad	10
4.	Integral property complex	2
5.	Vehicles (units)	231
6.	Cash, including:	
	in UAH	607.9 million
	in USD	751.7 thousand
	in EUR	2.030 thousand
	in GBP	3.1 thousand
	in RUB	55.1 thousand
	in CHF	3.2 million
7.	Agricultural techniques with spare parts (units)	115/113
8.	Corporate rights	75

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