# ACTION PLAN FOR THE PERIOD FROM THE 2<sup>ND</sup> HALF OF 2019 TO 2020, DERIVING FROM THE 2019-2020 STRATEGY FOR JUDICIAL AND LEGAL REFORMS OF THE REPUBLIC OF ARMENIA

# Goal 2. Establish real democracy and strengthen the rule of law by applying the transitional justice toolkit

**Strategic Direction:** Elaborate the draft Law "On the Procedure of Forming and the Activity of the Fact-Finding Commission" (upon necessity, a package of draft laws) and submit it to the NA

**Action 1.** Elaborate the Law "On the Procedure of Forming and the Activity of the Fact-Finding Commission" (upon necessity, a package of draft laws)

**Outcome of Action 1.** The draft Law "On the Procedure of Forming and the Activity of the Fact-Finding Commission" (upon necessity, the package of draft laws) is submitted to the NA and incorporates the regulations set forth under this Strategy.

A 4.	Responsible	Baseline	Target as	per stages	Verification		Source of
Action	body	situation	2 <sup>nd</sup> half of 2019	2020	measure	Expected outcome	funding
Elaboration of the Draft	The RA	Number one	The Draft Law	The Draft Law "On	The Draft	The Draft Law "On the	No
the Law "On the	Ministry of	precondition for	"On the Procedure	the Procedure of	Law "On the	Procedure of Forming	funding
Procedure of Forming	Justice	ensuring the	of Forming and the	Forming and the	Procedure of	and the Activity of the	required
and the Activity of the		efficiency of the	Activity of the Fact-	Activity of the Fact-	Forming and	Fact-Finding	-
Fact-Finding		Fact-Finding	Finding	Finding Commission"	the Activity of	Commission" (upon	
Commission" (upon		Commission	Commission" (upon	(upon necessity, the	the Fact-	necessity, the package	
necessity, the package		within the	necessity, the	package of draft laws)	Finding	of draft laws) is	
of draft laws).		frameworks of	package of draft	is discussed with	Commission"	submitted to the RA	
		applying the	laws) is elaborated.	interested bodies, the	(upon	NA, and it incorporates	
		transitional justice		civil society, approved	necessity, the	all the regulations,	
		toolkit is		by the Government	package of	provided for under this	
		availability of a		and submitted to the	draft laws) is	Strategy.	
		clear regulation		RA NA.	submitted to		
		on the procedure			the RA NA.		
		of its formation					
		and mandate,					
		developed					
		through					
		assessment of all					
		the interests and					

the risks.

# Goal 3. Implementing Constitutional Reforms

Strategic Direction: Setting up the Constitutional Reform Commission

**Action 1.** Elaborate and adopt a document defining the composition and the rules of procedure (the procedure of formation) of the Constitutional Reform Commission and formation of the Commission

**Outcome of Action 1.** The document prescribing the composition and the Operations Procedure of the Constitutional Reform Commission is adopted, the Constitutional Reform Commission is set up and develops the draft constitutional reforms

sponsible	Raceline cituation	Target as	per stages	Verification	Expected outcome	Source of
body	Daseille situation	2 <sup>nd</sup> half of 2019	2020	measure	Expected outcome	funding
istry of ce ce of the ne Minister	There are serious concerns that the members of the Professional Commission for Constitutional Reforms adjunct to the RA President, having elaborated the previous draft constitutional amendments, have acted in conditions of conflict of interests, and the Constitutional Referendum did not comply with the international standards for referendum. Besides, there are a number of regulations	The draft procedure for setting up the Commission is developed and published, which envisages proper mechanisms for election of a member of the Commission and is subject to approval by the Government.	The draft procedure for setting up the Commission is discussed with interested bodies and the civil society; it is adopted and the Commission is set up.	The procedure for formation of the Commission is adopted, the Commission is set up.	The Constitutional Reform Commission is set up, and it elaborates the constitutional reforms package.	Sources not prohibited by law.
Rist	AA cry of e	There are serious concerns that the members of the Professional Commission for Constitutional Reforms adjunct to the RA President, having elaborated the previous draft constitutional amendments, have acted in conditions of conflict of interests, and the Constitutional Referendum did not comply with the international standards for referendum.	There are serious concerns that the members of the Professional Commission for Constitutional Reforms adjunct to the RA President, having elaborated the previous draft constitutional amendments, have acted in conditions of conflict of interests, and the Constitutional Referendum did not comply with the international standards for referendum.  Besides, there are a number of regulations  The draft procedure for setting up the Commission is developed and published, which envisages proper mechanisms for election of a member of the Commission and is subject to approval by the Government.	There are serious concerns that the members of the Professional Commission for Constitutional Reforms adjunct to the RA President, having elaborated the previous draft constitutional amendments, have acted in conditions of conflict of interests, and the Constitutional Referendum did not comply with the international standards for referendum. Besides, there are a number of regulations  The draft procedure for setting up the Commission is developed and published, which envisages proper mechanisms for election of a member of the Commission and is subject to approval by the Government.  The draft procedure for setting up the Commission is discussed with interested bodies and the civil society; it is adopted and the Commission is set up.	There are serious concerns that the members of the Professional Commission for Constitutional Reforms adjunct to the RA President, having elaborated the previous draft constitutional amendments, have acted in conditions of conflict of interests, and the Constitutional Referendum did not comply with the international standards for referendum. Besides, there are a number of regulations	The draft procedure for setting up the commission is developed and published, which envisages proper members of the President, having elaborated the previous draft constitutional amendments, have acted in conditions of conflict of interests, and the Constitutional Referendum did not comply with the international standards for referendum.  Besides, there are a number of regulations  The draft procedure for setting up the Commission is discussed with interested bodies and the civil society; it is adopted and the Commission is set up.  The draft procedure for setting up the Commission is discussed with interested bodies and the civil society; it is adopted and the Commission is set up.  Commission is discussed with interested bodies and the civil society; it is adopted and the Commission is set up.  Commission is set up.  The draft procedure for setting up the Commission is discussed with interested bodies and the constitutional the civil society; it is adopted and the Commission is set up.  Commission is set up.  The Constitutional Reform Commission is set up, and it elaborates the constitutional is adopted, the Commission is set up.

which need to be
reviewed. There are a
number of gaps,
which, due to
subjective or objective
factors, distort the
principle of the rule of
law, at the
establishment and
strengthening of which
the initiation of
amendments to the
Constitution has been
aimed.
A need has arisen for
ensuring the proper
and normal functioning
of the Constitutional
Court, for making clear
the procedure on
election and
appointment of the
judges of the
Constitutional Court,
holding them
administratively liable,
termination of their
powers, appealing
against decisions of the
Supreme Judicial
Council.
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# Goal 4. Reform of the electoral legislation

Strategic Direction: Elaborating the Draft Law on Making Amendments and Supplements to the RA Electoral Code

Action 1. Elaborate the package of amendments and supplements to the RA Electoral Code

**Outcome of Action1.** The draft Law "On Making Amendments and Supplements to the RA Electoral Code" is elaborated and published, which ensures the implementation of relevant goals enshrined under the Strategy

Action	Responsible	Baseline situation	Target as	per stages	Verification	Expected	Source of
Action	body	Daseille situation	2 <sup>nd</sup> half of 2019	2020	measure	outcome	funding
Elaborate the package of amendments and supplements for the RA Electoral Code	The RA Ministry of Justice	Following the snap elections of the RA National Assembly, as of December 9, 2018, being evaluated as really and truly free and fair, it is necessary that the electoral legislation provides for such mechanisms that will put the achievements enshrined through the aforementioned elections, i.e. the trust among the public in the elections, the legitimacy of the authorities elected, as well as the confidence in the fairness of the electoral process in the perception of the		The draft Law on making amendments and supplements to the RA Electoral Code is elaborated and published the draft Law on making amendments and supplements to the RA Electoral Code is discussed with interested bodies and the civil society and approved by the RA Government.	The package of amendments and supplements to the RA Electoral Code is sent to the NA.	The draft package of amendments and supplements to the RA Electoral Code and the package of related drafts are elaborate, submitted to the RA NA and ensures the implementation of the goals enshrine under the Strategy.	Sources not prohibited by law.

	public, on the	public, on the
legislative basis.	legislative basis.	

#### Goal 5. Strengthening the independence and impartiality of the judiciary

**Strategic Directions:** 

Improvement of the procedure for qualification checks for the incumbents of judge candidates

Improvement of the process of adoption of decisions by the Supreme Judicial Council, ensuring transparency and reasonableness thereof

**Action 1**. Introduce a new procedure for qualification checks for the incumbents of judge candidates in compliance with the international standards, which should, inter alia, set forth the following:

- 1. Improve the legislative regulations regarding the qualification checks of the incumbents of judge candidates;
- 2. Ensure the transparency of the qualification check processes of the incumbents of judge candidates.

**Outcome of Action 1.** The new procedure for the qualification checks of the incumbents of judge candidates is introduced, the incumbents of judge candidates are selected by more transparent procedures, the mechanism for appealing the results of the examination, as well as the engagement of international experts in the process of selection of judge candidates of the Anti-Corruption Court, provided for by this Strategy, is ensured.

**Action 2.** Establishing a requirement for transparency of the voting procedure and the reasonableness of the decision-making by the Supreme Judicial Council, as well as reviewing regulations relating to the ratio of votes in adopting decisions.

Outcome of Action 2. Ensuring transparency and reasonableness of decisions being adopted by the Supreme Judicial Council, improvement of decision-making mechanisms

Action	Responsible body	Baseline situation	Target as per stages		Verification	Expected outcome	Source of
Action		body		2 <sup>nd</sup> half of 2019	2020	measure	Expected outcome
Make amendment	The RA Ministry of	While the procedure	The Draft Law "On	The Draft Law "On	The Draft Law	The Draft Law "On	Sources not
to the	Justice;	for appointment of	Making	Making Amendments	"On Making	Making Amendment	prohibited by
Constitutional Law of "Judicial Code of the Republic of Armenia", aiming at:  (a) the change of	the Supreme Judicial Council of the RA (upon consent)	judges has been significantly reformed under the Constitutional Law of "Judicial Code of the Republic of Armenia",	Amendments and Supplements to the Constitutional Law of "Judicial Code of the Republic of Armenia" is	and Supplements to the Constitutional Law of "Judicial Code of the Republic of Armenia" is approved by the RA	Amendments and Supplements to the Constitutional Law of	and Supplement to the Constitutional Law of "Judicial Code of the Republic of Armenia" is submitted to the RA NA, and it improves	law

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the procedure	various problems, both	elaborated and	Government and	"Judicial Code	the procedure of the	
for setting up	in legislative and	discussed with	submitted to the RA	of the	qualification checks of	1
an evaluation	practical terms, have	interested bodies,	NA.	Republic of	the incumbents of	1
commission;	been already identified	the civil society, and		Armenia" is	judge candidates.	1
(b) ensuring the reasoning	in course of the practical application	sent to the RA Office of the Prime		elaborated and submitted		
behind the	thereof. Particularly,	Minister.		to the RA NA.		ı
	the problems relate to					1
evaluation;	the reasoning behind					1
(c) performing a	the evaluation of the					1
psychological	written qualification					1
test at the	check stage of the					1
first stage of	incumbents of judge					1
interviewing,	candidates, the					1
being	interview procedure					1
prepared by	and evaluation					1
leading	standards, the					1
international	grievance procedure					1
psychological	regarding the					1
institutes	examination results					1
(d) introduction	and the transparency					1
of a grievance	of decision making.					1
procedure for						ı
the						1
examination						1
results and						1
ensuring the						1
transparency						
of decision						
making by the						
Supreme						
Judicial						
Council;						
(e) ensuring the						I

		I	I				
engagement of							
international							
experts in the							
process of							
selection of							
judge							
candidates,							
including							
judge							
candidates of							
the Anti-							
Corruption							
Court,							
provided for							
by this							
Strategy.							
To make	Ministry of Justice	Currently, the	The draft Law of the	The draft Law of the	The draft Law	The draft Law of the	Sources not
amendments and	of the Republic of	decisions of the	Republic of	Republic of Armenia	of the	Republic of Armenia	prohibited by
supplements to the	Armenia,	Supreme Judicial	Armenia "On	"On making	Republic of	"On making an	law
Constitutional Law	Supreme Judicial	Council are adopted by	making	amendments and	Armenia "On	amendment and a	
of the Republic of	Council (upon	closed secret ballot,	amendments and	supplements to the	making	supplement to the	
Armenia "Judicial	consent).	which causes public	supplements to the	Constitutional Law	amendments	Constitutional Law	
Code of the	,	mistrust and casts	Constitutional Law	"Judicial Code of the	and	'Judicial Code of the	
Republic of		doubt on the	"Judicial Code of	Republic of Armenia""	supplements	Republic of Armenia'"	
Armenia", aimed		independence and	the Republic of	has been approved by	to the	has been submitted to	
at:		accountability of the	Armenia"" has been	the Government of the	Constitutional	the National Assembly of	
improvement of		members of the	elaborated and	Republic of Armenia	Law 'Judicial	the Republic of Armenia	
the decision-		Council in the adoption	discussed with the	and submitted to the	Code of the	and improves the	
making process		of decisions. In	interested bodies	National Assembly of	Republic of	procedure for making	
by the Supreme		addition, in case of	and the civil society	the Republic of	Armenia'" is	decisions by the	
Judicial Council,		individual decisions,	and has been sent	Armenia.	elaborated	Supreme Judicial	
by including		the law lacks the	to the Office of the		and has been	Council.	
effective		requirement for	Prime Minister of		submitted to		

mechanisms of	reasoning such	the Republic of	the National	
transparency,	decisions. Moreover,	Armenia.	Assembly of	
reasonableness of	the number of		the Republic	
making such	established votes		of Armenia.	
decisions and for	necessary for adoption			
the votes	of decisions by the			
necessary for	Supreme Judicial			
adoption thereof.	Council has currently			
	caused impossibility to			
	make decisions of key			
	importance by that			
	body, also particularly			
	in cases where any of			
	the SJC members			
	recuses himself/herself			
	as prescribed by law.			
	Under such conditions,			
	it is also necessary to			
	amend the regulations			
	concerning the			
	number of votes			
	necessary for adoption			
	of decisions by the			
	Supreme Judicial			
	Council. In order to			
	alter the situation, it			
	needs to provide for a			
	requirement of			
	transparency for the			
	voting procedure by			
	the Council and			
	reasonableness of			
	decision-making			

the regulations	
concerning the ratio of	
votes when adopting	
decisions.	

Goals 5, 6 and 7. Strengthening the independence and impartiality of the judiciary, improvement of mechanisms for public accountability of the judiciary and a judicial system free of corruption and sponsorship

#### **Strategic Directions:**

- introduction of grounds and procedures for subjecting judges and a member of the Supreme Judicial Council to disciplinary liability, complying with the international standards;
- introduction of a balanced mechanism for evaluating the integrity of judges and a member of the Supreme Judicial Council
- bringing the grounds for subjecting judges and a member of the Supreme Judicial Council to disciplinary liability, in line with the goal of overcoming corruption

**Action 1.** Elaboration of legislative grounds for subjecting judges to disciplinary liability, necessary for evaluating the integrity of judges and members of the Supreme Judicial Council, complying with the international standards

Outcome of Action 1. The legislative grounds for subjecting judges to disciplinary liability, necessary for evaluating the integrity of judges and members of the Supreme Judicial Council, complying with the international standards, are elaborated, comply with the goal of overcoming corruption and with European standards (including those of the Venice Commission and the CCJE)

Action 2. Introduction of mechanisms necessary for carrying out evaluation of integrity of judges and members of the Supreme Judicial Council

**Outcome of Action 2.** The mechanisms necessary for carrying out evaluation of integrity of judges and members of the Supreme Judicial Council are introduced, the bodies having the competence to initiate disciplinary proceedings against judges, and the Supreme Judicial Council (hereinafter referred to as "the SJC") act independently, effectively, professionally and fulfil the high standards of ethics and accountability

Action	Responsible	Baseline	Target as	per stages	Verification	Expected	Source of
Action	body	situation	2 <sup>nd</sup> half of 2019	2020	measure	outcome	funding
Make amendments	The RA Ministry	The regulation	The RA Draft Law	The RA Draft Law	The RA Law	The draft RA	No funding
and supplements to	of Justice	of the	"On making an	"On making an	"On making an	Law "On making	required
the Constitutional		Constitutional	amendment and a	amendments and a	amendments	amendments	
Law "Judicial Code		Law "Judicial	supplement to the	supplement to the	and a	and supplements	
of the Republic of		Code of the	Constitutional Law	Constitutional Law	supplement to	to the	

		T			
Armenia", aimed at	Republic of	'Judicial Code of the	'Judicial Code of the	the	Constitutional
the improvement of	Armenia" on the	Republic of	Republic of	Constitutional	Law 'Judicial
grounds for	ground for	Armenia'" is	Armenia'" is	Law 'Judicial	Code of the
subjecting a judge	subjecting a	elaborated and	approved by the RA	Code of the	Republic of
and a member of	judge and a	discussed with	Government, sent to	Republic of	Armenia'" and
the Supreme	member of the	interested bodies,	the RA NA and	Armenia'" and	the package of
Judicial Council to	Supreme Judicial	the civil society, and	discussed with	the package of	related drafts
disciplinary liability,	Council to	sent to the Office of	factions.	related drafts	are submitted to
which, inter alia,	disciplinary	the RA Prime		are elaborated	the RA NA and
include:	liability is	Minister.		and submitted	comply with
1 - 1 - 1 - 1 - 1 - 1 - 1	extremely			to the RA NA.	European
1. clarification of	unclear and				standards
the list of	confusing, which				(including those
essential	violates the				of the Venice
disciplinary	principle of legal				Commission and
violations	certainty. The				the CCEJ)
serving as a	Opinion on the				
basis for	Code, issued by				
terminating the	the Venice				
powers of a	Commission,				
judge and a	states this as				
member of the	well.				
Supreme					
Judicial Council;	The Judicial				
2. clarification of	Code fails to				
the grounds for	specify the				
distinguishing	violation of				
the judicial	human rights as				
error from the	a ground for				
violation by a	disciplinary				
judge of human	liability.				
rights and	Some rules of				
fundamental	conduct of a				
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freedoms during his or her professional activity;  3. clarification of rules of conduct of a judge and a member of the Supreme Judicial Council by removing therefrom the rules which are formulate unclearly or are not disciplinary by nature but are rules of ethics.		judges or a member of the Supreme Judicial Council are formulated uncertainly, whereas some are rules of ethics by nature, which must not lead to disciplinary liability.					
Clarify the following in the Constitutional Law "Judicial Code of the Republic of Armenia":  1. procedures for considering disciplinary proceedings and the matter of subjecting a	The RA Ministry of Justice	The Constitutional Law of "Judicial Code of the Republic of Armenia" does not clearly set forth some procedural issues regarding investigation of the issue in	The RA Draft Law "On making an amendment and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" is elaborated, discussed with interested bodies, the civil society, and	The RA Draft Law "On making an amendment and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" is approved by the RA Government, sent to the RA NA and discussed with factions.	The RA Draft Law "On making an amendment and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" is	The RA Draft Law "On making an amendment and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" submitted to the	No funding is required.

member of the		disciplinary	the RA Prime		submitted to	clarifies the	
Supreme		proceeding and	Minister.		the RA NA.	procedure for	
Judicial Council		subjecting a				appealing the	
to disciplinary		judge, as well as				issue of	
liability;		a member of the				disciplinary	
2. the appeal		Supreme Judicial				proceedings and	
procedure for		Council to				subjecting a	
decisions on		disciplinary				judge to	
subjecting		liability; there is				disciplinary	
judges and a		no effective				liability, as well	
member of the		mechanism in				as decisions on	
Supreme		place for				subjecting a	
Judicial Council		appealing the				judge to	
to disciplinary		decision on				disciplinary	
liability;		subjecting a				liability.	
3. expand the		judge and a				,	
authorities of		member of the					
the Supreme		Supreme Judicial					
Judicial Council		Council to					
in connection		disciplinary					
with the		liability.					
consideration of							
the issue on							
subjecting a							
judge and a							
member of the							
Supreme							
Judicial Council							
to disciplinary							
liability.							
Make amendments	The RA Ministry	Under the	The RA Draft Law	The RA Draft Law	The RA Draft	The RA Draft	No funding is
and supplements to	of Justice	Constitutional	"On making	"On making	Law "On	Law "On making	required.
the Constitutional		Law "Judicial	amendments and	amendments and	making	amendments	

Law "Judicial Code of the Republic of Armenia", which provide for:  a. replenishing the list of bodies having the competence to initiate disciplinary proceedings	Code of the Republic of Armenia", the Commission for the Prevention of Corruption is not vested with the competence to initiate disciplinary proceedings against a judge,	supplements to the Constitutional Law 'Judicial Code of the Republic of Armenia'" is elaborated and discussed with interested bodies, the civil society and sent to the Office of the RA Prime Minister.	supplements to the Constitutional Law 'Judicial Code of the Republic of Armenia'" has been approved by the RA Government and submitted to the RA NA.	amendments and supplements to the Constitutional Law 'Judicial Code of the Republic of Armenia'" is elaborated and submitted to the RA NA.	and supplements to the Constitutional Law 'Judicial Code of the Republic of Armenia'" has been submitted to the RA NA and vests the Commission for the Prevention	
list of bodies having the competence to initiate disciplinary	not vested with the competence to initiate disciplinary proceedings	discussed with interested bodies, the civil society and sent to the Office of the RA Prime	Government and submitted to the RA	Code of the Republic of Armenia'" is elaborated and submitted to	Armenia'" has been submitted to the RA NA and vests the Commission for	

of the civil society.							
In the Constitutional Law "Judicial Code of the Republic of Armenia", the Laws "On Commission for the Prevention of Corruption" and "On Public service", clarify the rules of judicial conduct and the grounds for subjecting to disciplinary liability, add such rules of conduct the violation whereof casts doubt on the independence, impartiality and incorruptibility of the judge, prescribe mechanisms necessary for the evaluation of the judicial integrity, aimed at:  1. submission —	The RA Ministry of Justice, the Commission for the Prevention of Corruption (upon consent)	The Constitutional Law "Judicial Code of the Republic of Armenia" does not set forth any requirement for judges to file extraordinary declarations in accordance with legislative amendments. No priority is envisaged by the Commission for the Prevention of Corruption with regard to inspection of declarations of judges and members of the Supreme Judicial Council. The Commission for the Prevention of Corruption does	The draft legal acts on making amendments to the Constitutional Law "Judicial Code of the Republic of Armenia", the Laws "On Commission for the Prevention of Corruption" and "On Public service" have been elaborated and discussed with interested bodies, the civil society, and sent to the Office of the RA Prime Minister.	The draft legal acts on making amendments to the Constitutional Law "Judicial Code of the Republic of Armenia", the Laws "On Commission for the Prevention of Corruption" and "On Public service" have been approved by the RA Government and submitted to the RA NA.	The draft legal acts on making amendments to the Constitutional Law "Judicial Code of the Republic of Armenia", the Laws "On Commission for the Prevention of Corruption" and "On Public service" are elaborated and submitted to the RA NA.	The draft legal acts on making amendments to the Constitutional Law "Judicial Code of the Republic of Armenia", the Laws "On Commission for the Prevention of Corruption" and "On Public service" have been submitted to the RA NA and include mechanisms aimed at submission — by all judges of the RA, within the time limit prescribed by law — of declarations on property, incomes, interests and expenses	No funding is required

by all indeed of	not have the	thereof and their
by all judges of		
the RA,	power to initiate	affiliated persons
members of the	disciplinary	to the
Supreme	proceedings on	Commission for
Judicial Council,	the basis of	the Prevention of
within the time	problematic	Corruption,
limit prescribed	declarations of	examination — by
by law — of	judges and apply	the Commission
declarations on	to the SJC.	for the Prevention
their property,		of Corruption —
incomes,		of declarations
interests and		submitted by all
expenses to the		judges acting in
Commission for		the RA,
the Prevention		revealing of
of Corruption;		declarations that
·		are problematic
2. examination —		from the point of
by the		view of integrity,
Commission for		initiation of
the Prevention of		disciplinary
Corruption — of		proceedings on
declarations		the basis thereof
submitted by all		and submission
judges acting in		to the SJC, and
the RA and		effective
members of the		investigation of
Supreme		the above-stated
Judicial Council;		
3. revealing of		declarations by
declarations of		the SJC (upon
members of the		necessity).
Supreme		

Indiaial Council				
Judicial Council,				
that are				
problematic				
from the point				
of view of				
integrity,				
submission of				
relevant				
materials to the				
SJC for				
considering the				
issue of				
subjecting to				
liability on the				
basis thereof;				
4. revealing of				
declarations of				
judges, that are				
problematic				
from the point				
of view of				
integrity,				
initiation of				
disciplinary				
proceedings on				
the basis thereof				
and submission				
to the SJC for				
considering the				
issue of				
subjecting to				
liability on the				
basis thereof;				
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6. effective investigation of the above-stated declarations by the SJC.							
Make an amendment to the Constitutional Law "Judicial Code of the Republic of Armenia", aiming at establishing Ethics and Disciplinary Commission instead of the Disciplinary Commission, the members of which will be elected not for five but two years, and which will incorporate not only judges but also one representative from the Human Rights Defender and two representatives from those nongovernmental organizations, one of the statutory goals of which is	The RA Ministry of Justice, the Commission for the Prevention of Corruption (upon consent)	According to the Constitutional Law "Judicial Code of the Republic of Armenia", the General Assembly of Judges shall set up a Disciplinary Commission, whereas, taking into account the fact that the body should oversee the compliance with the norms of ethics, it would be more advisable to rename it.	The RA Draft Law "On making an amendment and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" has been elaborated and discussed with interested bodies, the civil society, and sent to the Office of the RA Prime Minister.	The RA Draft Law "On making an amendment and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" has been approved by the RA Government and submitted to the RA NA.	The RA Draft Law "On making an amendments and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" has been elaborated and submitted to the RA NA.	The RA Draft Law "On making an amendments and a supplement to the Constitutional Law 'Judicial Code of the Republic of Armenia'" provides for the establishment of Ethics and Disciplinary Commission instead of the Disciplinary Commission, with the participation of representatives of non- governmental organizations.	No funding is required.

human rights protection or activity aimed at enhancing the public accountability of the judiciary, and which have been carrying out such activity for the last five years.  Train:  1. members of the SJC (by making, upon necessity, legislative amendments for that purpose) pursuing the aim to develop their capacity in the sphere of the legislative amendments made and application of the new mechanisms introduced.	The RA Ministry of Justice; the Academy of Justice of the RA (upon consent); the Commission for the Prevention of Corruption (upon consent).	In the period of judicial and legal reforms having reached the phase of their ongoing development, members of the SJC and the Commission for the Prevention of Corruption need to be trained to ensure the fulfilment of the requirements of the amended legislation.	Training manuals have been prepared, trainers to deliver training courses have been selected, and trainings for the members of the SJC and the Commission for the Prevention of Corruption have been delivered.	Trainings for the members of the SJC and the Commission for the Prevention of Corruption have been delivered.	Members of the SJC and the Commission for the Prevention of Corruption have been trained and ensure the effective fulfilment of the requirements of the legislation.	Sources not prohibited by law
members of the     Commission for     the Prevention		135.514.10111				

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of Corruption, pursuing the aim to develop their capacity in the sphere of the legislative amendments made and application of the new mechanisms introduced.						
Goal 5. Strengthening the inde	pendence and impartiali	ty of the judiciary				
Strategic Directions:						
<ul> <li>Strengthening social guarante</li> </ul>	es deriving from the status	s of judges				
• Enhancing the public percepti	on of the role of the judici	ary and the confidence the	rein			
Action 1.Increase of the salary p	rovided to a judge and the	increments prescribed the	reon, as well as capacity b	uilding		

Outcome of Action 1. The amount of the salary provided to a judge and the increments prescribed thereon have increased, the capacities of judges have developed.

Action 2. Capacity building of, reform of the financial and social guarantees provided to and increasing the number of the judicial staff

Outcome of Action 2. Capacities of the judicial staff have developed, the financial and social guarantees provided thereto have been reformed and the number thereof has increased, the staff has been replenished by specialists from various fields.

**Action 3**. Improve court buildings and material-technical conditions

Outcome of Action 3. The court buildings and material and technical conditions have been improved and are sufficient for the effective activity of courts.

Action 4. Undertaking awareness raising measures aimed at the public perception of the role of the judiciary and increasing the confidence therein.

Outcome of Action 4. The awareness raising measures aimed at the public perception of the role of the judiciary and increasing the confidence therein have been undertaken, and the public confidence in the judiciary has increased.

	[	Develop	The RA Ministry	Increase of the	The draft Law	The draft Law "On	The draft Law "On	The draft Law	Sources not
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legislative amendments focusing on the increase of the judge's salary and increments prescribed thereon.	of Justice, the RA Ministry of Finance, and the SJC (upon consent).	judge's salary and the increments prescribed thereon, are some of the measures for ensuring the independence and impartiality of the judiciary, as well as the attractiveness of the position of judge.	"On making amendments to the RA Law 'On remuneration for persons holding state positions'" has been elaborated.	making amendments to the RA Law 'On remuneration for persons holding state positions'" has been discussed with interested bodies, the civil society, submitted to the Office of the RA Prime Minister and approved by the RA Government.	making amendments to the RA Law 'On remuneration for persons holding state positions'" has been submitted to the RA NA.	"On making amendments to the RA Law 'On remuneration for persons holding state positions'" has been submitted to the NA and is aimed at the increase of the judge's salary and the increments prescribed thereon.	prohibited by law.
Deliver trainings for judges, including with the participation of international experts and presentation of the advanced international and European practice, in the following spheres:  (a) investigation of corruption,	The RA Ministry of Justice and the Academy of Justice of the RA (upon consent).	Currently, the practice of literal interpretation of law without right-based valuation thereof is seen in the RA judicial system, as well as issues related to the interpretation and exercise of the ethics rules for judges, to the interpretation and application of ECHR case law are observed.		Relevant training programs have been elaborated, and training courses for judges are being organized on the basis of the elaborated programs.	The programs of the training courses for judges are elaborated; trainings for judges are being delivered.	The capabilities of judges in the aforementioned spheres have improved; during their activities, the judges display conduct complying with the ethics rules.	Sources not prohibited by law.

		 T	1
economic	launch of the		
and official	active phase of the		
crimes;	fight against		
(b) parallel to	corruption also		
introduction	implies the need		
of the	of developing		
electronic	skills for		
justice tools,	investigation of		
the skill	corruption, official		
development	crimes. And		
of judges to	introduction of		
work with	electronic justice		
the evidence	tools implies		
on the	improvement of		
electronic	skills to deal with		
media is	the electronic		
being	evidence.		
prioritized;			
(c) professional			
code of			
conduct and			
ethics;			
(d) case law of			
the			
European			
Court of			
Human			
Rights			
regarding			
concrete			
articles of			
"European			

Convention for the Protection of Human Rights and Fundamental Freedoms";							
(e) issues related to judge's role, reasonablen ess of judicial acts, practical challenges of judge's independenc e.							
Make amendments to respective legal acts, aiming at the increase of the number of judges and their staff.	The RA Ministry of Justice, the RA Ministry of Finance, and the SJC (upon consent).	Currently, conditioned by the number of judges, the workload of courts has grown, which is possible to overcome by the increase in the number of judges. The number of the judicial staff is small, resulting in the overload of the staff and,	Drafts to make amendments to respective legal acts with a view to increasing the number of judges and their staff are elaborated, discussed with interested parties, put	Draft bills to make amendments to respective legal acts with the view to increasing the number of judges and their staff are approved by the RA Government and submitted to the RA NA	Draft bills to make amendments to respective legal acts with the view to increasing the number of judges and their staff are elaborated and submitted to the RA NA.	Draft bills to make amendments to respective legal acts with the view to increasing the number of judges and their staff are submitted to the RA NA, and envisage an increase in the number of the judicial staff.	Sources not prohibited by law.

		accordingly, in low-level performance efficacy.  Moreover, the staff of court does not include specialists from various fields, who may assist the judge in the administration of justice in solving narrow professional matters.	out for public consultation and submitted to the RA Office of the Prime Minister.				
Make amendments to respective legal acts, aiming at an increase in salaries of the judicial staff.	The RA Ministry of Justice, the RA Ministry of Finance, and the SJC (upon consent).	The salaries of the judicial staff are not sufficient for ensuring the latter's independence and impartiality, as well as to increase the attractiveness of the profession of the judge and to involve high quality professionals.	Drafts to make amendments to respective legal acts with a view to increasing the salaries of the judicial staff are elaborated, discussed with interested parties, put out for public consultation	Draft bills to make amendments to respective legal acts with the view to increasing the salaries of the judicial staff are approved by the RA Government and submitted to the RA NA.	Draft bills to make amendments to respective legal acts with the view to increasing the salaries of the judicial staff are elaborated and submitted to the RA NA.	Draft bills to make amendments to respective legal acts with the view to increasing the salaries of the judicial staff are submitted to the RA NA and provide for an increase in salaries of the judicial staff.	Sources not prohibited by law.

			and submitted to the RA Office of the Prime Minister.				
Provide the courts with facility conditions necessary for their effective activity.	The RA Ministry of Justice; the RA Ministry of Finance, and the SJC (upon consent).	In the Republic of Armenia, there are still problems, where the administrative buildings of courts or their seats have non-satisfactory space or are not appropriately separated from the seats of other state bodies, as well as problems of ensuring access of disabled persons to the court. Moreover, some of the court buildings are not provided with minimum necessary conditions, i.e. court session halls, an opportunity to create open and	The needs assessment of improving the facility conditions necessary for the effective activity of courts has commenced.	The needs assessment of improving the facility conditions necessary for the effective activity of courts has completed; the courts have started to be provided with facility conditions necessary for their effective activity, according to the defined priorities and schedule.	A statement of information on the needs assessment of improving the facility conditions necessary for the effective activity of courts and defining the priorities and the schedule thereof, as well as documents on the commenced construction works.	Courts are provided with the facility conditions necessary for their effective activity.	Sources not prohibited by law.

		closed zones, etc.					
Provide the courts with a material and technical base necessary for their effective activity.	The RA Ministry of Justice; the RA Ministry of Finance, and the SJC (upon consent).	The material and technical base of courts is not sufficient for an effective activity.	The elaboration of the list of material and technical base means necessary for courts for their effective activity has commenced.	The elaboration of the list of material and technical base means necessary for courts for their effective activity has completed, the priorities and the schedule of provision have been defined, the courts have started to be provided with the material and technical base necessary for their effective activity has started, according to the defined priorities and schedule.	A statement of information on the needs assessment of the material and technical measures necessary for the effective activity of courts, defining the priorities and the schedule, and documents on the support having already been provided.	Courts are provided with the material and technical base for their effective activity.	Sources not prohibited by law.
Undertaking awareness raising measures aimed at the public perception of the role of the judiciary and increasing the confidence therein	The RA Ministry of Justice; the Supreme Judicial Council (upon consent)	Given the various surveys and the analyses of the public opinion, it is undeniable that the public harbours deep mistrust in the judicial system, having formed for many decades.  There is a need to inform the public on the process of judicial reforms,		A program of measures for awareness raising activities aimed at the public perception of the role of the judiciary and increasing the confidence therein has been elaborated; the awareness raising measures aimed at the public perception of the role of the judiciary and increasing the confidence therein have started to be implemented, in	The program of awareness raising measures aimed at the public perception of the role of the judiciary and increasing the confidence therein is elaborated; the measures are at the stage of implementation.	Awareness raising measures aimed at the public perception of the role of the judiciary and increasing the confidence therein are undertaken; the public confidence in the judiciary has increased.	Sources not prohibited by law.

improvement of	accordance with the		
activities of	program elaborated.		
courts,			
enhancement of			
access to justice,			
practical			
application of			
guarantees of			
court			
independence as a			
result thereof.			

#### Goal 10. Reform of the law enforcement system

Strategic direction: Reform of the system of the Prosecutor's Office

**Action 1**. Introduce a mechanism to assess prosecutors' integrity, putting into effect the principles adopted to assess the judge's integrity, change the procedure for formation of the Ethics Commission carrying out assessment of prosecutors' integrity

**Outcome of Action 1.** On an ongoing basis, prosecutors undergo integrity check that reduces the corruption in the system and ensures observance of the rules of prosecutors' professional conduct in their activity

**Action2.** Change the rules of formation of the Qualification Commission, so that the simple majority of the members thereof is appointed through a process not incorporating the involvement of the Prosecutor General, and expand the representation of prosecutors holding non-senior positions in the representative bodies of prosecutors.

**Outcome of Action 2.** The rules of formation of the Qualification Commission are changed; the simple majority of the members thereof is appointed through a process not incorporating the involvement of the Prosecutor General; the representation of prosecutors holding non-senior positions in representative bodies of prosecutors is expanded

Action 3. Ensure the transparency of the competition for selection of prosecutors

Outcome of Action 3. The transparency of the competition for selection of prosecutors has been ensured

**Action 4.** Implement structural changes and capacity building of the Prosecutor's Office in the field of protection of state interests through non-criminal procedure measures, as well as investigation of corruption, economic, official and other crimes, work with electronic evidence, and in other fields.

**Outcome of Action 4.** The structural changes of the Prosecutor's Office are implemented; measures aimed at the capacity building of prosecutors have been implemented

Action	Responsible	Baseline situation	Target as per stages	Verification	Expected outcome	Source of
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	body		1st half of 2020	2 <sup>nd</sup> half of 2020	measure		funding
Introduce a mechanism to assess prosecutors' integrity, putting into effect the principles adopted to assess the judge's integrity, changing the procedure for formation of the Ethics Commission	The RA Ministry of Justice, the RA Prosecutor General's Office (upon consent)	The reforms of the system of the Prosecutor's Office are firstly conditioned by the need for increasing the public confidence in that system. The report prepared within the framework of the Joint Project between the European Union and the Council of Europe "Strengthening the Independence, Professionalism and Accountability of the Justice System in Armenia" has stated that the satisfaction of the users of courts with the professional activity of prosecutors is not high.	The mechanism for the assessment of prosecutors' integrity has been elaborated; including the procedure for formation of the Ethics Commission carrying out assessment of prosecutors' integrity has been changed, by expanding the representation of prosecutors in non-senior positions and limiting the role of the Prosecutor General in the process of formation of the Commission.	The mechanism for the assessment of prosecutors' integrity and the procedure for formation of the Ethics Commission have been discussed with interested bodies, the civil society, approved by the Government and submitted to the NA	The mechanism for the assessment of prosecutors' integrity and the procedure for formation of the Ethics Commission have been discussed with interested bodies, the civil society, approved by the Government and submitted to the NA	The mechanism for the assessment of prosecutors' integrity has been submitted to the NA, and it has adopted the principles of the integrity assessment of judges; the procedure for formation of the Ethics Commission carrying out assessment of integrity of prosecutors has been changed.	Sources not prohibited by law
Change the rules of formation of the Qualification Commission, so that the simple	The RA Ministry of Justice; the Prosecutor General's Office of the	According to the current procedure, the Qualification Commission is composed of nine members. The Qualification Commission	The Law "On making amendments and supplements to the Law 'On Prosecutor's	The Law "On making amendments and supplements to the Law 'On Prosecutor's	The Law "On making amendments and supplements to the Law	The Law "On making amendments and supplements to the Law 'On Prosecutor's Office'" has been submitted	

majority of the members thereof is appointed through a process not incorporating the involvement of the Prosecutor General, and extend the representation of prosecutors holding nonsenior positions in representative bodies of prosecutors.	RA (upon consent)	consists of the Rector of the Academy of Justice, one Deputy Prosecutor General appointed by the Prosecutor General appointed by the Prosecutors and three lawyer-scientists. The Qualification Commission is headed by the Deputy Prosecutor General. This procedure emphasizes even more the hierarchic and closed nature of the system of the Prosecutor's Office, which endangers the independence of individual prosecutors.	Office'" has been elaborated.	Office'" has been discussed with interested bodies, the civil society, and submitted to the NA	'On Prosecutor's Office'" has been discussed with interested bodies, the civil society, and submitted to the NA	to the NA ensures that the simple majority of the members of the Qualification Commission is appointed through a procedure not incorporating the involvement of the Prosecutor General and expansion of the representation of prosecutors holding non-senior positions in representative bodies of prosecutors.	
Implement structural changes and capacity building of the Prosecutor's Office in the field of protection of state interests through non- criminal procedure	The RA Ministry of Justice; the RA Academy of Justice; (upon consent); the RA Prosecutor General's Office (upon consent)	The reforms of the system of the Prosecutor's Office are firstly conditioned by the need for increasing the public confidence in that system. The report prepared within the framework of the Joint Project between the European Union and the Council of Europe "Strengthening the	The draft Law "On making amendments and supplements to the Law 'On Prosecutor's Office'", providing for structural changes, has been elaborated; training programs for prosecutors in relevant fields	The draft Law "On making amendments and supplements to the Law 'On Prosecutor's Office'", providing for structural changes, has been discussed with interested bodies, the civil society, approved by the RA	The draft Law "On making amendments and supplements to the Law 'On Prosecutor's Office'", providing for structural	The draft Law "On making amendments and supplements to the Law 'On Prosecutor's Office'" has been submitted to the NA and provided for structural changes in the fields of protection of state interests through non-criminal	Sources not prohibited by law

measures, as	Independence,	have been	Government, and	changes, has	procedure measures;
well as	Professionalism and	elaborated.	submitted to the NA	been	measures aimed at
investigation of	Accountability of the			discussed	the capacity building
corruption,	Justice System in			with	of prosecutors have
economic,	Armenia" has stated that			interested	been implemented.
official and	the scores of satisfaction			bodies, the	·
other crimes,	with personal and			civil society,	
work with	professional			and	
electronic	characteristics of			submitted to	
evidence, and in	prosecutors is low,			the NA;	
other fields.	especially as compared to			prosecutors	
	the other actors involved			have started	
	in the sector of			undergoing	
	administration of justice.			training on	
	In addition, the users of			the basis of	
	courts are least satisfied			the	
	with the professionalism			programs	
	of prosecutors.			elaborated.	

## Goal 10. Reform of the law enforcement system

Strategic direction: Reform of investigative bodies

**Action 1.** With a view to assessing the integrity of investigators, review the grounds and procedure for subjecting investigators to disciplinary liability with a view to ensuring the transparency thereof, by putting into effect the principles adopted for the assessment of integrity of judges, ensuring the assessment of integrity by the body subjecting investigators to disciplinary liability

Outcomes of Action 1. On an ongoing basis, investigators undergo integrity check that reduces the corruption in the system and ensures observance of the rules of investigators' professional conduct in their activity

Action 2. Implement investigators' capacity building in the fields of investigation of corruption, economic, official and other crimes, work with electronic evidence and in other fields

Outcome of Action 2. Measures aimed at the investigators' capacity building have been implemented

Action	Responsible	Baseline	Target a	s per stages	Verification	Expected	Source of funding
Action	body	situation	1st half of 2020	2 <sup>nd</sup> half of 2020	measure	outcome	Source of fullding
Make amendments and supplements to respective legal acts, aimed at the improvement of the grounds and the procedure for subjecting investigators to disciplinary liability	The RA Ministry of Justice; the RA Investigative Committee; Special Investigation Service of the RA; National Security Service of the RA	To recover the system of justice, it is important to ensure that all bodies constituting component parts of that system, including the investigative bodies, comply with the vision of the new concept paper for justice in terms of their structure, principles of activity and professional potential.	The package of drafts envisaging amendments and supplements to respective legal acts providing for changes of the grounds and procedures for subjecting investigators to disciplinary liability has been elaborated	The package of drafts envisaging amendments and supplements to respective legal acts providing for changes of the grounds and procedures of subjecting investigators to disciplinary liability has been discussed with interested bodies, the civil society, approved by the RA Government, and submitted to the NA	The package of drafts envisaging amendments and supplements to respective legal acts providing for changes of the grounds and procedures for subjecting investigators to disciplinary liability has been submitted to the RA NA	The package of drafts envisaging amendments and supplements to respective legal acts providing for changes of the grounds and procedures for subjecting investigators to disciplinary liability has been submitted to the NA and contains regulations necessary for the effective assessment of investigators' integrity.	No funding is required
Implement investigators' capacity building in the fields of investigation of corruption, economic, official and other crimes,	The RA Ministry of Justice; Academy of Justice of the RA (upon consent)	To recover the system of justice, it is important to ensure that all bodies constituting component part	The programs for trainings of investigators in relevant fields have been elaborated	Investigators have started undergoing training in accordance with the programs elaborated	Investigators have started undergoing training in accordance with the programs elaborated	Measures aimed at the investigator's capacity building have been implemented	Sources not prohibited by law

work with	of that system,			
electronic evidence,	including the			
and in other fields	investigative			
	bodies, comply			
	with the vision of			
	the new concept			
	paper for justice			
	in terms of their			
	structure,			
	principles of			
	activity and the			
	professional			
	potential.			

### Goal 11. Reform of the criminal and criminal procedure legislation

## **Strategic Directions:**

Elimination of the criminal subculture

Introduction of a system of alternative punishment

Introduction of criminal liability of legal persons

Reform of the criminal procedure legislation

Introduction of alternative pre-trial restrictions

Plea bargaining and cooperation proceedings

Improvement of the proceedings with the involvement of minors and vulnerable persons

Envisaging effective mutual legal assistance regulation regarding criminal cases

Action 1. Elaborate a new Draft Criminal Code of the RA and submit it to the NA

**Outcome of Action 1.** The new Draft Criminal Code of the RA is adopted, the RA criminal legislation is improved; the system of punishment is up-to-dated; issues related to subjecting a person to criminal liability and releasing from criminal liability have been clarified; the measures of criminal influence against the minors are improved; the scope of acts considered as crime is revised; rules qualifying acts of crime are clarified; the contradiction available in the current Code are removed; the Criminal Code is in line with the European standards.

Action 2. Elaborate a new draft Criminal Procedure Code of the RA and submit it to the NA

**Outcome of Action 2.** The new draft Criminal Procedure Code of the RA is adopted; procedures of criminal proceeding in the RA are clarified and improved; plea bargaining and cooperation proceedings, the functions of the criminal proceeding participants and the mechanisms of effective implementation thereof are introduced; legislative basis and practical mechanisms for protection of human rights in the criminal proceeding is improved; regulations with regard to conducting investigation and other procedural actions are streamlined; regulations in connection with the revision of judicial acts are reformed; the Code is brought into conformity with the recommendations submitted as a result of Phase 4 of the OECD Istanbul Anti-Corruption Action Plan monitoring.

Actions	Responsible	Baseline situation	Target a	s per stages	Verification	Expected outcome	Source of
Actions	body	Daseille situation	2 <sup>nd</sup> half of 2019	The 1st half of 2020	measure	Expected outcome	funding
Elaborate a new Draft Criminal Code of the RA.	The RA Ministry of Justice	The current Criminal Code needs to be completely amended. The system of punishment, other means of criminal- legal influence, as	The new Draft Criminal Code of the RA has been elaborated.		The new Draft Criminal Code of the RA has been elaborated.	Under the new RA Draft Criminal Code, the RA criminal legislation is improved; the system of punishment is streamlined; the issues related to	No funding is required.
		set forth therein, are not in conformity with the current-day realities; there are contradictions in the Code. The elaboration works of the new Code are underway.				commencement of criminal proceedings against a person and releasing from criminal liability are clarified; the measures of criminal influence against the minors are improved; the scope of acts considered as	
						crime is revised; the rules for qualifying the acts of crimes are clarified; the contradictions	

						available in the current Code are removed; the new Draft Code is in line with the European standards.	
Organize public consultations on the new Draft Criminal Code of the RA.	The RA Ministry of Justice		The new Draft Criminal Code of the RA is discussed with representatives of the civil society and all the interested parties; it is amended based on the recommendatio ns and comments received.	-	The version of the RA Draft Criminal Code, agreed with all the interested parties, is elaborated; the summary of the recommendation s and comments submitted on the draft is available.	The new Draft Criminal Code of the RA is amended, taking into account the opinions of the civil society, all interested parties and the professional community.	Sources not prohibited by law.
Submit the new Draft Criminal Code of the RA for discussion to the RA Government, and subsequently to the RA NA.	The RA Ministry of Justice	-	The new Draft Criminal Code of the RA is submitted to the Office of the RA Prime Minister; approved by the RA Government.	The new Draft Criminal Code of the RA is submitted to the RA National Assembly.	The new Draft Criminal Code of the RA is approved by the RA Government and submitted to the RA NA.	Under the Draft submitted to the RA NA, the RA criminal legislation has improved; the system of punishment has been modernized; the issues related to subjecting a person to criminal liability	No funding is required.

						and releasing him or her from criminal liability have been clarified; the measures of criminal influence against minors have been improved; the scope of acts considered as crime has been reviewed; the rules for qualifying the criminal offences have been clarified; the contradictions existing in the current Code have been eliminated; the new Draft Code complies with the European standards.	
Trainings on the new Criminal Code of the RA for all public participants of the criminal proceeding and judges.	The RA Ministry of Justice; Academy of Justice of the RA	It is necessary to train all public participants of the criminal proceeding and judges to raise the latter's awareness about the new Criminal Code of the RA.	Specialists to elaborate the training programs and to deliver the trainings are selected; the main directions of the training programs are elaborated.	Training programs are elaborated; trainings are being delivered.	Training programs for public participants of the criminal proceeding and judges are developed; trainings are being delivered.	Public participants of the criminal proceeding and judges are aware of the regulations of the new Criminal Code.	Sources not prohibited by law.

Provide material and technical support required for performing the functions deriving from the legislative amendments, to the bodies conducting criminal proceeding, including the courts.	The RA Ministry of Finance; the RA Ministry of Justice; Supreme Judicial Council (upon consent)	It is necessary to provide the bodies conducting criminal proceeding, including the courts, with material and technical support required for performing the functions deriving from the legislative amendments.	The list of material-technical resources required for the bodies administering the criminal proceeding, including the courts, to perform the functions, as derived from the legislative amendments, the priorities and the schedule thereof are elaborated.	Material and technical support necessary for performing the functions deriving from the legislative amendments has started to be provided to bodies conducting criminal proceeding, including the courts, based on priorities and the schedule.	The list of material and technical resources necessary for bodies conducting criminal proceeding, including the courts, to perform the functions deriving from the legislative amendments, the priorities and the schedule thereof have been elaborated; the process of providing the resources has started.	The bodies conducting criminal proceeding, including the courts, are equipped with material and technical resources required for performing the functions deriving from the legislative amendments.	Sources not prohibited by law.
Elaborate a new Draft Criminal Procedure Code of the RA.	The RA Ministry of Justice	The existing Criminal Procedure Code needs to be fundamentally amended. The mechanisms for human rights protection in the course of criminal	The new Draft Criminal Procedure Code of the RA has been elaborated.	-	The new Draft Criminal Procedure Code of the RA has been elaborated.	Under the new Draft Criminal Procedure Code of the RA, the procedures of the criminal proceedings in the RA have been clarified and improved, plea bargaining and	No funding is required.

proceeding and	congration
proceeding, and	cooperation
investigative and	proceedings, the
procedural actions	functions of the
need	participants of
modernization. The	criminal proceeding
elaboration works	and the mechanisms
of the new Code	of effective
are underway.	implementation
	thereof have been
	introduced;
	legislative grounds
	and practical
	mechanisms for the
	protection of human
	rights in criminal
	proceedings have
	been improved;
	regulations in
	relation to
	performing
	investigative and
	other procedural
	actions have been
	modernized;
	regulations in
	connection with
	revision of judicial
	acts have been
	reformed; the Code
	has been brought
	into compliance with
	the
	recommendations

						submitted as a result of the OECD 4th round of monitoring of the Istanbul Anti-Corruption Action Plan.	
Organize the public discussion of the new Draft Criminal Procedure Code of the RA.	The RA Ministry of Justice		The new Draft Criminal Procedure Code of the RA has been discussed with representatives of the civil society and all interested parties and revised based on the recommendation s and comments received.		The version of the RA Draft Criminal Procedure Code, agreed with all the interested parties, has been elaborated; the summary paper on the Draft is available.	The new Draft Criminal Procedure Code of the RA has been elaborated taking into account the opinions of the civil society, all interested parties and the professional community.	Sources not prohibited by law.
Submit the new Draft Criminal Procedure Code of the RA to the RA Government, and subsequently to the RA NA for discussion.	RA Ministry of Justice	-	The new Draft Criminal Procedure Code of the RA has been submitted to the Office of the RA Prime Minister, approved by the RA Government.	The new Draft Criminal Procedure Code of the RA has been submitted to the RA National Assembly.	The new Draft Criminal Procedure Code of the RA has been submitted to the NA.	Under the new Draft Criminal Procedure Code of the RA, submitted to the RA NA, the procedures of criminal proceedings in the RA have been clarified and improved, plea bargaining and	No funding is required.

			·
			poperation
			roceedings, the
			unctions of the
			articipants of
		CI	riminal proceeding
		a	nd the mechanisms
		0	f effective
		ir	nplementation
			nereof have been
		ir	itroduced;
		le	gislative grounds
			nd practical
			nechanisms for the
			rotection of human
		ˈri	ghts in criminal
		q	roceedings have
			een improved;
			egulations in
			elation to
			erforming
			vestigative and
			ther procedural
			ctions have been
			nodernized;
			egulations in onnection with
			eviewing judicial
			cts have been
			eformed; the Draft
			ode has been
		b	rought into
			ompliance with the
		re	ecommendations

Trainings on the new Draft Criminal Procedure Code of the RA for all public participants of criminal proceedings and judges.	The RA Ministry of Justice; Academy of Justice of the RA	It is necessary to train all public participants of criminal proceedings and judges in order to inform the latter about the regulations of the new Criminal Procedure Code of the RA.	Specialists to elaborate the training programs and to deliver the trainings have been selected; the main directions of the training programs have been elaborated.	The training programs have been elaborated; trainings are being delivered.	Training programs for public participants of criminal proceedings and judges have been elaborated; trainings are being delivered.	submitted as a result of the OECD 4 <sup>th</sup> round of monitoring of the Istanbul Anti-Corruption Action Plan.  Public participants of criminal proceedings and judges are aware of the regulations of the new Criminal Procedure Code.	Sources not prohibited by law.
Provide material and technical support necessary for performing the functions deriving from the legislative amendments to the bodies conducting criminal proceedings, including the courts.	The RA Ministry of Finance	It is necessary to provide material and technical support to the bodies conducting criminal proceedings, including the courts, necessary for performing the functions deriving from the legislative amendments.	The list of material and technical resources necessary for the bodies conducting criminal proceedings, including the courts, to perform the functions deriving from	Material and technical support necessary for performing the functions deriving from the legislative amendments has started to be provided to bodies conducting criminal proceedings, including the courts, based on priorities and the schedule.	The list of material and technical resources necessary for bodies conducting criminal proceedings, including the courts, to perform the functions deriving from	Bodies conducting criminal proceedings, including the courts, are equipped with material and technical resources necessary for performing the functions deriving from the legislative amendments.	Sources not prohibited by law.

the legislative	the legislative	
amendments,	amendments, the	
the priorities	priorities and the	
and the	schedule thereof	
schedule thereof	have been	
have been	elaborated; the	
elaborated.	resources have	
	started to be	
	provided.	

#### Goal 12. Reform of the civil and civil procedure legislation

### **Strategic Directions:**

- Reform of the civil legislation
- Solution of issues recorded by the results of the inventory of issues having arisen in the law enforcement practice of civil procedure

Action 1. Elaborate draft laws aimed at making amendments to the Civil Code of the RA and other legal acts.

Outcome of Action 1. The Civil Code of the RA and the legislation regulating civil-law relations comply with the existing demands of the market.

Action 2. Separation of issues having arisen during the application of the Civil Procedure Code of the RA and making amendments with a view to solving them

Outcome of Action 2. Solution of issues having arisen during the application of new institutes and new regulations in practice.

Action	Responsible body	Baseline situation	Target as per stages		Verification Outcome	Source of funding	
			1st half of 2020	2 <sup>nd</sup> half of 2020	measure		runung
Elaborate draft laws aiming at making amendments to the RA Civil Code and other legal acts.	The RA Ministry of Justice	(1) The status of non-paper securities, electronic money, and crypto assets is not clarified.	The draft laws have been elaborated, circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.	The draft laws have been approved by the RA Government.	The draft laws are elaborated and have been submitted to the RA NA.	The legislation complies with the current development trends of civil law relations.	Other funds not prohibited by law.

(2) R	Regulations		
` r	relating to the		
	contract law,		
	ncluding the		
	form of		
	contracts, the		
r	regulations		
l r	relating to		
	contracts		
	concluded in the		
	online domain		
	on electronic		
	platforms) are		
n	not modernized.		
(3) T	here are		
	organizational		
a	and legal		
	elations that		
	re not in line		
	vith market		
	relations; no		
	nodern-day		
	corporate		
	nanagement		
	olutions		
	regulating		
	corporate law		
	relations exist in		
t	he legislation.		
(4) T	he compliance		
	of the		
р	procurement		

legislation and			
the RA Civil			
Code is not			
ensured.			
(5) Legal norms			
regulating			
specific types of			
contracts do not			
comply with the			
sector			
developments			
(including bank			
and insurance);			
there are			
contradictions			
between the RA			
Civil Code and			
specific			
regulations			
defined under			
the sectoral			
legislation.			
(6) The compliance			
and equivalence			
of the			
regulations			
relating to the			
securities,			
provided for by			
the RA Civil			
Code, with the			
legislation			

regulating the			
sector is not			
ensured.			
(7) The institutes of			
the secured			
right and the			
pledge, the			
peculiarities of			
application			
thereof are not			
clearly			
distinguished.			
(8) Legal			
regulations			
connected with			
liabilities having			
arisen as a			
result of causing			
damage by an			
activity posing a			
higher risk for			
the minors'			
environment,			
the norms			
relating to the			
damage caused			
to the life and			
health are			
subject to			
review.			

Elaborate drafts aiming at making amendments to the RA Law "On Consumer Crediting"; the RA Law "On Attraction of Bank Deposits"; the RA Law "On Banks and Banking Activity"; RA Law "On Compulsory Insurance of Liability Arising from the Use of Motor Vehicles", the RA Law "On Fund Transfers through Payment Oder", the RA Law "On Bank Secrecy" and other legal acts deriving from the mentioned laws.	The RA Ministry of Justice; the RA Central Bank (upon consent)	It is necessary to bring specific regulations under the RA Law "On Consumer Crediting"; the RA Law "On Attraction of Bank Deposits", the RA Law "On Banks and Banking Activity"; RA Law "On Compulsory Insurance of Liability Arising from the Use of Motor Vehicles", the RA Law "On Fund Transfers through Payment Order", the RA Law "On Bank Secrecy" into conformity with the modern-day approaches of regulating private law relations.	The draft laws have been elaborated, circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.	The draft laws have been approved by the RA Government and submitted to the NA.	The draft laws are elaborated and have been submitted to the RA NA.	The legislation is in line with the modernday approaches of regulating civil law relations.	Other funds not prohibited by law.
Separation of issues having arisen during the application of the RA Civil Procedure Code and making amendments with a	The RA Ministry of Justice; the Supreme Judicial Council of the RA (upon consent).	Upon the adoption of the RA Civil Procedure Code adopted on 9 February 2018, civil justice was improved, a	The draft Law "On making amendments to the RA Civil Procedure Code" has been elaborated; the draft has been circulated in the prescribed manner	The draft Law "On making amendments to the RA Civil Procedure Code" has been approved by the RA Government.	The draft Law "On making amendments to the RA Civil Procedure Code" is elaborated	The draft Law "On making amendments to the RA Civil Procedure Code" has been submitted to the RA NA, and the issues having arisen during	State Budget or other funds not prohibited by law.

number of new	and sent to the Office	and has been	the application of the	
institutes were	of the RA Prime	submitted to	Code have undergone	
introduced, which	Minister.	the RA NA.	inventory taking and	
were aimed at			been solved thereby.	
decreasing the			·	
workload of courts				
and increasing the				
effectiveness of				
examination of a				
case. Nevertheless,				
the new regulations				
have also given rise				
to various issues.				
	institutes were introduced, which were aimed at decreasing the workload of courts and increasing the effectiveness of examination of a case. Nevertheless, the new regulations have also given rise	institutes were introduced, which were aimed at decreasing the workload of courts and increasing the effectiveness of examination of a case. Nevertheless, the new regulations have also given rise	institutes were introduced, which were aimed at decreasing the workload of courts and increasing the effectiveness of examination of a case. Nevertheless, the new regulations have also given rise of the RA Prime Minister.  submitted to the RA NA.	institutes were introduced, which were aimed at decreasing the workload of courts and increasing the effectiveness of examination of a case. Nevertheless, the new regulations have also given rise  of the RA Prime Minister.  Submitted to the RA NA.  Submitted to the RA NA.  Code have undergone inventory taking and been solved thereby.

# Goal 13. Increasing the efficiency of administrative justice and administrative proceedings

## **Strategic Directions:**

- Establishing an administrative chamber of the Court of Cassation
- Repealing the procedure of administrative proceedings with regard to disputing the decisions, actions and inactions of the administrative staff of a penitentiary institution.
- Improving notification procedures in administrative proceedings
- · Applying written and simplified procedures in administrative proceedings
- Reviewing regulations relating to the state duty
- · Increasing the efficiency of special administrative procedure proceedings
- Expanding the scope of administrative bodies and disputing their actions
- Increasing the efficiency of administrative act appeal through the administrative procedure
- Improving the legislation relating to administrative offences
- Reviewing the fines envisaged for administrative offences

Action 1. Make amendments to the RA Administrative Procedure Code, envisaging an administrative chamber of the Court of Cassation.

Outcome of Action 1. Ensuring efficiency of judicial protection by establishing an administrative chamber at the Court of Cassation.

Action 2. Make amendments to the RA Administrative Procedure Code and the Criminal Procedure Code.

**Outcome of Action 2.** Clarification of the jurisdiction of the dispute on decisions, actions and inactions of the administrative staff of a penitentiary institution and specifics of examination of a case

Action 3. Make amendments to the RA Administrative Procedure Code, introducing new notification procedures

Outcome of Action 3. Introducing new notification procedures in the administrative proceeding

Action 4. Make amendments to the RA Administrative Procedure Code, introducing new written and simplified proceedings.

Outcome of Action 4. Envisaging written procedure for appeal and cassation stages, and simplified proceedings for specific cases

**Action 5.** Make amendments to the RA Administrative Procedure Code and the Law "On State Duty", defining an obligation to pay state duty in applications on appealing the actions of compulsory enforcement officers, as well as appeals against a decision made by relevant authorized bodies on administrative offences.

Outcome of Action 5. Review of the regulations regarding exemption from the state duty

**Action 6.** Make amendments to the RA Administrative Procedure Code, reviewing the types of special proceedings.

Outcome of Action 6. Reviewing the types of special proceedings and the classification thereof.

**Action 7.** Expanding the scope of administrative bodies and disputing their actions

Outcome of Action 7. Ensuring guarantees of protection of rights violated as a result of administration

**Action 8.** Make amendments to the Law "On the Fundamentals of Administration and Administrative Proceedings", defining compulsory appeal procedures for administrative acts.

Outcome of Action 8. Decreasing the workload of the administrative court.

**Action 9.** Introduction of effective mechanisms for appealing administrative acts by way of superiority.

Outcome of Action 9. Improvement of administrative appeal procedures.

Action 10. Adopt a new Code on Administrative Offences.

Outcome of Action 10. Availability of an institutional and comprehensive legislation on administrative offences.

Action	Responsible	Baseline	Target as p	oer stages	Verification	Expected outcome	Source of
Action	body	situation	1st half of 2020	2 <sup>nd</sup> half of 2020	measure	Expected outcome	funding
Make amendments to the RA Administrative Procedure Code, envisaging an administrative chamber of the Court of Cassation.	The RA Ministry of Justice; The Supreme Judicial Council of the RA (upon consent).	Not only is the efficiency of the right to judicial protection of the right of a person in the sphere of specialized administrative justice conditioned by the accessibility and efficiency of the Court of Cassation - the only appeals instance, but an important factor determining the efficiency of such right is also a full demonstration of the specialization factor in the Court of Cassation.  Whereas, the judicial acts of the Administrative Court of Appeal are currently reviewed by the Civil and Administrative Chambers of the Court of Cassation.	Draft Laws "On making amendments to the RA Administrative Procedure Code" and the Constitutional Law "Judicial Code of the Republic of Armenia" have been elaborated, circulated in the prescribed manner and sent to the Office of the RA Prime Minister.	The Drafts "On making amendments to the RA Administrative Procedure Code" and the Constitutional Law "Judicial Code of the Republic of Armenia" have been approved by the RA Government and submitted to the NA.	The Drafts "On making amendments to the RA Administrative Procedure Code" and the Constitutional Law "Judicial Code of the Republic of Armenia" have been elaborated and submitted to the RA NA.	The Drafts "On making amendments to the RA Administrative Procedure Code" and "On making amendments to the Constitutional Law 'Judicial Code of the Republic of Armenia'" have been submitted to the RA NA, and, thereby, ensure the preconditions for the establishment of an administrative chamber of the Court of Cassation.	Sources not prohibited by law.

Make amendments to the RA Administrative Procedure Code and the RA Criminal Procedure Code.	The RA Ministry of Justice; the Supreme Judicial Council of the RA (upon consent)	The matter of jurisdiction regarding the dispute on the decisions, actions and inactions of the administrative staff of a penitentiary institution remains unsolved and receives contradicting interpretations in the judicial practice.	The Drafts "On making amendments to the RA Administrative Procedure Code" and "On making amendments to the RA Criminal Procedure Code" have been elaborated, circulated in the prescribed manner and sent to the Office of the RA Prime Minister.	The Drafts "On making amendments to the RA Administrative Procedure Code" and "On making amendments to the RA Criminal Procedure Code" have been approved by the RA Government and submitted to the NA.	The Drafts "On making amendments to the RA Administrative Procedure Code" and "On making amendments to the RA Criminal Procedure Code" are elaborated and have been submitted to the RA NA.	The Drafts "On making amendments to the RA Administrative Procedure Code" and "On making amendments to the RA Criminal Procedure Code" have been submitted to the RA NA, and, thereby, the matter of jurisdiction regarding the dispute on the decisions, actions and inactions of the administrative staff of a penitentiary institution has been regulated.	Sources not prohibited by law.
Make amendments to the RA Administrative Procedure Code, introducing new notification procedures.	The RA Ministry of Justice; The Supreme Judicial Council of the RA (upon consent).	Under the current notification system in the administrative procedure, the court must, with regard to each case, notify any participant of the procedure of each procedural activity, mainly through post. Moreover, no distinction is made whether the participant of the procedure is a natural or legal person, or an	The comprehensive study relating to the reform of the notifications in the administrative procedure has been conducted; a Draft Law "On making amendments to the RA Administrative Procedure Code" has been elaborated; the Draft has been circulated in the	The Draft Law "On making amendments to the RA Administrative Procedure Code" has been approved by the RA Government and submitted to the NA.	The Draft Law "On making amendments to the RA Administrative Procedure Code" is elaborated and has been submitted to the RA NA.	The Draft Law "On making amendments to the RA Administrative Procedure Code" has been submitted to the RA NA, and, thereby new notification procedures are prescribed in the administrative procedure.	Sources not prohibited by law.

		advocate, or a state or local self-government body. In all cases, the court actually spends vast financial and human resources to fulfil the requirement of the legislation.	prescribed manner and sent to the Office of the RA Prime Minister.				
Make amendments to the RA Administrative Procedure Code, introducing new written and simplified proceedings.	The RA Ministry of Justice; the Supreme Judicial Council of the RA (upon consent)	The administrative procedure lacks written and simplified proceedings, which also contributes, inter alia, to the overload of the administrative court.	The comprehensive study relating to simplified and written procedures in the administrative procedure has been conducted; a Draft Law "On making amendments to the RA Administrative Procedure Code" has been elaborated; the Draft has been circulated in the prescribed manner and sent to the Office of the RA Prime Minister.	The Draft Law "On making amendments to the RA Administrative Procedure Code" has been approved by the RA Government and submitted to the NA.	The Draft Law "On making amendments to the RA Administrative Procedure Code" is elaborated and has been submitted to the RA NA.	The Draft Law "On making amendments to the RA Administrative Procedure Code has been submitted to the RA NA, and, thereby, written and simplified proceedings have been prescribed.	Sources not prohibited by law.
Make amendments to the RA	The RA Ministry of Justice;	Currently, people are exempt from the obligation to pay	Draft Laws "On making amendments to the	The Draft Laws "On making amendments to	The Draft Laws "On making amendments to the	The Draft Laws "On making amendments to the RA Administrative	Sources not prohibited by law.

Administrative Procedure Code and the Law "On State Duty", defining an obligation to pay state duty in applications on appealing the actions of compulsory enforcement officers, as well as appeals against decision made by relevant authorized bodies on administrative offences.	the Supreme Judicial Council of the RA (upon consent).	state duty in applications on appealing the actions of compulsory enforcement officers, as well as appeals against a decision made by relevant authorized bodies on administrative offences.  It appears that, in almost all cases constituting the workload for the administrative court, the plaintiffs are exempt from the obligation to pay state duty.	RA Administrative Procedure Code" and "On making amendments to the Law 'On State Duty'" have been elaborated; the Drafts have been circulated in the prescribed manner and sent to the Office of the RA Prime Minister.	the RA Administrative Procedure Code" and "On making amendments to the Law 'On State Duty'" have been approved by the RA Government and submitted to the NA.	RA Administrative Procedure Code" and "On making amendments to the Law 'On State Duty'" are elaborated and have been submitted to the RA NA.	Procedure Code" and "On making amendments to the Law 'On State Duty'" have been submitted to the RA NA, and, thereby, obligation to pay state duty has been defined.	
Make amendments to the RA Administrative Procedure Code, reviewing the types of special proceedings.	The RA Ministry of Justice; the Supreme Judicial Council of the RA (upon consent).	Proceedings in cases with regard to subjecting to administrative liability through judicial procedure has been categorized among special proceedings of the RA administrative procedure, which	A Draft Law "On making amendments to the RA Administrative Procedure Code" has been elaborated; the Draft has been circulated in the prescribed manner and sent to the	The Draft Law "On making amendments to the RA Administrative Procedure Code" has been approved by the RA Government and submitted to the NA.	The Draft Law "On making amendments to the RA Administrative Procedure Code" is elaborated and has been submitted to the RA NA.	The Draft Law "On making amendments to the RA Administrative Procedure Code" has been submitted to the RA NA, and, thereby, special proceedings in the administrative procedure have been regulated.	Sources not prohibited by law.

		should be removed from the Code, as it is a function of the administrative body.  Currently, the Administrative Procedure Code specifies proceedings, the necessity of examination whereof through procedure of special proceedings is not substantiated. Furthermore, many of them may not be deemed to be special proceedings, as they contain claims of parties with opposing interests and substantive claims.	Office of the RA Prime Minister.				
Make amendments to the Law "On the Fundamentals of Administration and Administrative Procedure" and the	The RA Ministry of Justice; the Supreme Judicial Council of the RA (upon consent).	Article 3 of the Law "On Fundamentals of Administration and Administrative Proceedings" provides for the scope of bodies that are administrative bodies, but the	The Draft Laws "On making amendments to the Law 'On the Fundamentals of Administration and Administrative Procedure'" and "On making	The Draft Laws "On making amendments to the Law 'On the Fundamentals of Administration and Administrative Procedure'" and	The Draft Law "On making amendments to the Law 'On the Fundamentals of Administration and Administrative Procedure'" and "On making	Expansion of the scope of administrative bodies and disputing their actions.	Sources not prohibited by law.

Administrative	organizations	amendments to the	"On making	amendments to the	
Procedure Code,	organizations functioning in the	RA Administrative	amendments to	RA Administrative	
·	<u> </u>	Procedure Code"	the RA	Procedure Code"	
expanding the	sector of public				
scope of	service are not	have been	Administrative	are elaborated and	
administrative	included therein.	elaborated,	Procedure Code"	have been	
bodies and	Whereas, it is	circulated in the	have been	submitted to the RA	
disputing their	necessary to	prescribed manner	approved by the	NA.	
actions.	consider that acts	and submitted to	RA Government		
	rendered as a result	the Office of the RA	and submitted to		
	of functioning of	Prime Minister.	the NA.		
	those organizations				
	are a result of				
	administration, and				
	including those				
	organizations among				
	the administrative				
	bodies, thus giving				
	persons an				
	opportunity to				
	dispute — through				
	the procedure of				
	administrative				
	procedure — actions				
	of organizations				
	functioning in the				
	sector of public				
	service. Besides, it				
	should be noted that				
	it derives from the				
	study of the types of				
	actions provided for				
	by the Administrative				
	Procedure Code that				
	Troccaure code mat			]	

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a person is li				
only to apply				
administrativ				
in case of exi	stence			
of clear cond	itions.			
In particular,	the			
exercise of the	e right			
to bring an				
administrativ	e action			
depends on t	he			
existence of a	ın			
administrativ	e or			
real act. Whe	reas,			
there may be	cases			
when a real of				
administrativ	e act			
has not been				
adopted yet,				
actions carrie	ed out			
during admir	istrative			
proceedings				
illegitimate a				
to the violation				
person's righ				
such cases, i	is			
necessary to				
consider env				
the opportun				
dispute the a				
mentioned ac				
the administr				
body in the c	urrent			
stage of				

		administrative proceedings.					
Make amendment to the Law "On Fundamental of Administration and Administrative Proceedings", defining procedures for compulsory appealing of administrative acts.	The RA Ministry of Justice	The ineffectiveness of appealing administrative acts through administrative procedure has led to overload of the Administrative Court of the RA.	The Draft Law "On making amendments to the Law 'On Fundamental of Administration and Administrative Proceedings'" has been elaborated, circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.	The Draft Law "On making amendments to the Law 'On Fundamental of Administration and Administrative Proceedings'" has been approved by the RA Government and submitted to the NA.	The Draft Law "On making amendments to the Law 'On Fundamental of Administration and Administrative Proceedings'" is elaborated and has been submitted to the RA NA.	The Draft Law "On making amendments to the Law 'On Fundamental of Administration and Administrative Proceedings" has been submitted to the RA NA and envisages defining cases of compulsory appeal through administrative procedure.	Sources not prohibited by law.
Make amendment to the Law "On Fundamentals of Administration and Administrative Proceedings", envisaging effective mechanism for appeal of administrative acts by way of superiority.	The RA Ministry of Justice	Guaranteeing the right to proper administration, enshrined by Article 50 of the Constitution with the amendments of 2015, requires improvement of administrative proceedings and, in particular, procedures for appealing administrative acts.	The Draft Law "On making amendments to the Law 'On Fundamentals of Administration and Administrative Proceedings" has been elaborated, circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.	The Draft Law "On making amendments to the Law 'On Fundamentals of Administration and Administrative Proceedings'" has been approved by the RA Government. and submitted to the NA.	The Draft Law "On making amendments to the Law 'On Fundamentals of Administration and Administrative Proceedings'" is elaborated and has been submitted to the RA NA.	The Draft Law "On making amendments to the Law 'On Fundamentals of Administration and Administrative Proceedings" has been submitted to the RA NA and provides for Defining cases of compulsory appealing through administrative procedure and effective mechanisms and procedures for appealing administrative acts by way of superiority.	Sources not prohibited by law.

From the point of
view of increasing
the effectiveness of
appealing
administrative acts
and guaranteeing the
right to proper
administration,
importance is
attached to
centralization and
effective use of
professional and
other resources in
the process of
appealing, ensuring
the guarantees of
impartiality and
objective
examination of the
matter in the
procedures for
reviewing
administrative acts.
In this context, it is
necessary to
envisage efficient
mechanisms for
appealing administrative acts.
auministrative acts.

Adoption of a	The RA	Currently, the	The new Draft	The new Draft	The new Draft	The new Draft	Sources not
new	Ministry of	Administrative	Administrative	Administrative	Administrative	Administrative Offences	prohibited by
Administrative	Justice	Offences Code	Offences Code has	Offences Code	Offences Code is	Code has been submitted	law.
Offences Code		adopted back on 6	been elaborated,	has been	elaborated and has	to the RA NA, and provides	
		December 1985 by	circulated in the	approved by the	been submitted to	for regulation of issues in	
		the Supreme Council	prescribed manner	RA Government	the RA NA.	the field of administrative	
		of the Armenian SSR	and submitted to	and submitted to		offences.	
		and put into effect	the Office of the RA	the NA.			
		on 6 June 1986 is	Prime Minister.				
		still in effect in the					
		Republic of Armenia.					
		With the underlying					
		discretionary logics					
		and philosophy, the					
		systemic structure					
		and irresolvable					
		contradictions with					
		dozens of other laws,					
		multiple successful					
		and unsuccessful					
		amendments made					
		over decades, many					
		provisions that are					
		outdated or do not					
		have any practical					
		use, defective and					
		incomplete					
		administrative					
		liability measures,					
		this Code is unable					
		to solve the issues					
		put before it and					
		fails to comply with					

the	requirements of		1
	ate governed by		
the r	rule of law.		
Besi	ides,		
adm	ninistrative fine		
mus	st b imposed with		
the ;	purposes of		
shar	ping lawful		
beha	aviour of a		
pers	son and		
prev	venting		
com	nmission of new		
adm	ninistrative		
offer	nces. Whereas,		
	ractice, not only		
	osition of penalty		
but i	increasing the		
	alty amount as		
	may not be a		
	straining factor		
	prevent		
com	nmission of new		
offer	nces.		
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Goal 14. Increasing the efficiency of the bankruptcy system

# Strategic Directions:

- Improvement of the procedures for acquiring the profession, qualification and appointment of bankruptcy administrator, introduction of a toolkit to increase their responsibility and the efficiency of their activity
- Review and improvement of regulations relating to debtor's property inventory, assessment and sale
- Increasing the role of creditors, judges (the court) in the bankruptcy proceeding.

**Action 1.** Adopt a normative legal act of the Minister, defining the procedure of qualification implementation for bankruptcy administrators.

**Outcome of Action 1.** The level of the professional readiness of bankruptcy administrators has increased, their capacities and skills have developed; fair distribution of bankruptcy cases between bankruptcy administrators is guaranteed; administrators' independence is strengthened and the latter's responsibility has increased.

**Action 2.** Initiate the elaboration of scientific practical commentary, manuals and(or) guides for the Law "On Bankruptcy"

Outcome of Action 2. Interested persons have reliable sources for acquiring knowledge on bankruptcy proceeding and tackling the practical problems having arisen.

Action 3. Improve the training programs for bankruptcy administrators.

Outcome of Action 3. The up-to-datedness, diversity and quality of the educational materials are improved.

Action 4. Elaborate property declaration sample forms; introduce control mechanisms over the process of inventory and assessment.

Outcome of Action 4. The process of the debtor's property inventory, assessment and sale is clarified and has become more transparent.

Action 5. Elaborate a draft Government Decree defining the procedure for carrying out property sale in the bankruptcy proceedings.

Outcome of Action 5. The relations connected with the debtor's property sale in the bankruptcy proceedings have been regulated; the sale process is carried out electronically.

**Action 6.** Review the training programs for bankruptcy judges.

Outcome of Action 6. Apart from training on legal issues, trainings are delivered also on non-legal topics, such as economics, business, financial management.

Activity	Responsible body	Baseline situation	Target as per stages		Verification measure	Outcome	Source of funding
			1st half of 2020	2 <sup>nd</sup> half of 2020	measure		
Adopt a normative legal act of the Minister, defining the procedure of qualification implementation for bankruptcy administrators.	The RA Ministry of Justice	The regulations with regard to the status of the Qualification Commission, the composition of the Commission, details regarding the organization of qualification examinations and the	The draft normative legal act is elaborated, circulated in the prescribed manner.	The normative legal act is adopted.	The new qualification regulation for bankruptcy administrators is adopted and put into effect.	The qualification procedures for the bankruptcy administrators are revised.	Sources not prohibited by law.

		requirements therefor are not clarified.					
Initiate the elaboration of scientific practical commentary, manuals and/or guides for the Law "On Bankruptcy".	The RA Ministry of Justices; Higher education institutions (upon consent); Bankruptcy court (upon consent).	There are no up-to-date and comprehensive documents available in Armenian relating to bankruptcy proceeding that would incorporate the whole analysis of the legislation on bankruptcy and the bankruptcy proceeding, and that would present accessible comments on the law, taking into account the judicial practice and jurisprudential approaches, the specificities of proceeding and practical issues.	Making a schedule for work performance, involvement of appropriate specialists, identification of main directions of papers.	Based on the identified directions, elaborating appropriate sources, papers, organizing editorial treatment, testing, summarizing and publishing the works.	Scientific practical commentary, manuals and/or guides for the Law "On Bankruptcy" are prepared and published.	Interested parties have reliable sources to acquire information about the bankruptcy case and to tackle the practical problems having arisen.	Sources not prohibited by law.
Improve the training programs for bankruptcy administrators.	The RA Ministry of Justice; Self-regulatory organizations of bankruptcy administrators (upon consent).	Training courses are delivered as per the provisions under the Law "On Bankruptcy"; no training courses are available with	Making a schedule for work performance, involvement of appropriate specialists, designing the	Conducting studies based on the identified directions; elaboration (up-to-dating the programs), discussion,	New training programs for bankruptcy administrators are prepared and approved.	The up-to-datedness, diversity and quality of learning materials are improved.	Sources not prohibited by law.

		consideration of specific sectors and institutions and the judicial practice.	main directions of training programs.	summarizing and approval of new training programs.			
Elaborate sample forms of declaration; introduce control mechanisms over the process of inventory and assessment.	The RA Ministry of Justice	Currently, the processes of the debtor's property inventory and assessment by the bankruptcy administrator are not comprehensively regulated, thus giving the bankruptcy administrator an opportunity to exercise broad discretion.	The Draft Law providing for amendments to the Law "On Bankruptcy" is elaborated, circulated in the prescribed manner and submitted to the RA Office of the Prime Minister.	The Draft Law providing for amendments to the Law "On Bankruptcy" is approved by the RA Government.	The Draft Law providing for amendments to the Law "On Bankruptcy" is elaborated and submitted to the RA NA.	Clear inventory and assessment criteria, simple and clear procedures, control mechanisms with regard to the inventory and assessment process are introduced.	Sources not prohibited by law.
Elaborate a draft Government Decree defining the procedure for carrying out property sale in the bankruptcy proceeding.	The RA Ministry of Justice	No legal act defining the procedure for carrying out the property sale in the bankruptcy proceeding is available.	The draft Government Decree is elaborated, circulated in the prescribed manner and submitted to the RA Office of the Prime Minister.	The Government Decree is adopted.	The procedure of carrying out the debtor's property sale in the bankruptcy proceeding is adopted and in effect.	The relations connected with the debtor's property sale in the bankruptcy proceeding are regulated.	Sources not prohibited by law.
Review the training programs for bankruptcy judges.	The RA Ministry of Justice; the Supreme Judicial Council of the RA	The training subjects for the bankruptcy judges are to be broadened to include,	Making a schedule for the work performance;	Conducting studies based on the identified directions; elaboration (updating	New training programs for judges are prepared and	Apart from training on legal issues, trainings for bankruptcy judges are delivered also on non-	Sources not prohibited by law.

(upon consent) inter alia, non-legal Justice of the RA (upon consent)	' ' ' ' ' '	approved.  legal topics, such as economics, business, finances, finance management.
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Goal 15. Developing alternative dispute resolution means

# Strategic Direction:

Improving the arbitration legislation

Action 1. Elaborate a Draft Law on making amendments to the Law "On Commercial Arbitration".

**Outcome of Action 1.** The rights of persons resorting to arbitration are more protected; regulations for providing support to the arbitration by the national courts with a focus on promoting investment protection are in place.

Action	Responsible body	Baseline situation			Verification Outcome	Outcome	Source of funding
			1st half of 2020	2 <sup>nd</sup> half of 2020	ousur o		
Elaborate a Draft Law on making amendments to the Law "On Commercial Arbitration"	The RA Ministry of Justice	The activity of institutional arbitration (arbitration centres) should be subject to legislative regulation; the regulations of providing, by the national courts, support to the arbitration should be reviewed; improve the provisions regulating the independence and	The Draft Law is elaborated, circulated in the prescribed manner and submitted to the RA Office of the Prime Minister.	The Draft Law is approved by the RA Government.	The Draft Law is elaborated and submitted to the RA NA.	The activity of institutional arbitration (arbitration centres) is regulated; the regulations of providing support, by national courts, to the arbitration are reviewed.	Sources not prohibited by law.

	exibility of the	
a	rbitration process,	Į.
	nter alia, in the	
	ontext of the choice of	
t	ne procedure and the	
	w to apply.	

#### Goal 17. Increasing the effectiveness of the advocacy system

#### **Strategic Directions:**

- Broadening the scope of beneficiaries of free legal aid
- · Developing alternative mechanisms of providing free legal aid
- Increasing the efficiency of the public defenders' activity
- Developing the activities of the School of Advocates
- Improving the rules of conduct and integrity of advocates
- Developing internal mechanisms of the Chamber of Advocates

Action 1. Make amendments to the Law "On the Profession of Advocate", broadening the scope of persons having the right to receiving free legal aid.

Outcome of Action 1. The scope of persons having the right to receiving free legal aid is broadened, as well as the amount limitation threshold envisaged for receiving free legal aid with regard to property claim cases are reviewed.

Action 2. Make amendments to the Law "On the Profession of Advocate", introducing an effective mechanism for pro-bono legal services.

Outcome of Action 2. The effective mechanism for pro-bono legal services is introduced and put into effect.

**Action 3.** Conduct a comprehensive study regarding the workload of public defenders and the reform of the infrastructures of the Office of Public Defender; make appropriate legislative amendments by the study results.

Outcome of Action 3. Reduction of the workload of public defenders; reform of the infrastructures of the Office of Public Defender

**Action 4.** Introduce improved procedures for professional education, qualification examination of the students of the School of Advocates, and for professional training of advocates

**Outcome of Action 4.** Up-to-dated programs for professional education, qualification examination of the students of the School of Advocates, and for professional training of advocates, mechanisms ensuring the simplicity, objectivity and transparency of conducting qualification examinations are introduced.

Action 5. Make amendments to the Law "On Advocacy", formalizing in legislation the minimum standards of advocates' conduct and integrity.

Outcome of Action 5. The minimum standards of advocates' conduct and integrity are formalized in legislation.

Action 6. Make amendments to the Law "On Advocacy", introducing effective self-management mechanisms for the Chamber of Advocates.

Outcome of Action 6. Effective self-management mechanisms for the Chamber of Advocates are introduced.

Action	Responsible	Baseline situation	Target as per stages		Verification	Expected outcome	Source of
Action	body		2 <sup>nd</sup> half of 2019	1st half of 2020	measure	Expected outcome	funding
Make amendments to the Law "On the Profession of Advocate", broadening the scope of persons having the right to receiving free legal aid.	The RA Ministry of Justice; the Chamber of Advocates of the RA (upon consent).	The scope of persons eligible for receiving free legal aid does not incorporate foreigners to appeal the decision on deportation; persons with regard whereto case proceedings are underway with regard to recognizing them as having incapacity for work or limited capacity for work, recognizing a citizen, having been recognized as having incapacity for work, as capable to work or elimination of any limitation with respect to a citizen's capacity for work, as well as victims and witnesses, in cases where the latter are fixed-term	The Draft Law "On making amendments and supplements to the RA Law 'On the Profession of Advocate'" is elaborated, circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.	The Draft Law "On making amendments and supplements to the RA Law "On the Profession of Advocate" is approved by the RA Government.	The Draft Law "On making amendments and supplements to the RA Law 'On the Profession of Advocate'" is elaborated and submitted to the RA NA.	The Draft Law "On making amendments and supplements to the RA Law 'On the Profession of Advocate'" is submitted to the RA NA, and thereby the scope of beneficiaries eligible for free legal aid, is broadened.	RA State budget (AMD 40 mil.); sources not prohibited by law

Make amendments to the Law "On the Profession of Advocate", introducing an effective mechanism for pro-bono legal services.	The RA Ministry of Justice; the Chamber of Advocates of the RA (upon consent).	compulsory military servants or children. Besides, the right to receive free legal aid in cases with property (money) claim is restricted, if the case with property (money) claim exceeds one thousand-fold of the minimum salary.  No alternative mechanisms for providing free legal aid are provided for by the Law "On the Profession of Advocate".	The Draft Law "On making amendments and supplements to the RA Law 'On the Profession of Advocate" is elaborated, circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.	The Draft Law "On making amendments and supplements to the RA Law 'On the Profession of Advocate'" is approved by the RA Government.	The Draft Law "On making amendments and supplements to the RA Law "On the Profession of Advocate" is elaborated and has been submitted to the RA NA.	The Draft Law "On making amendments and supplements to the RA Law "On the Profession of Advocate" has been submitted to the RA NA, and thereby mechanisms for pro-bono legal services have been specified.	Sources not prohibited by law.
Action	Responsible	Baseline situation	Target as		Verification	Expected outcome	Source of
	body		1st half of 2020	2 <sup>nd</sup> half of 2020	measure	•	funding
Conduct a	The RA Ministry	Increasingly growing	A comprehensive	The appropriate	The appropriate	The appropriate draft	Sources not
comprehensive	of Justice; the	number of cases, as	study regarding the	draft legislative	draft legislative	legislative	prohibited by
study regarding	Chamber of	compared to the	workload of public	amendments are	amendments are	amendments have	law.
the workload of	Advocates of the	incomparably smaller	defenders and the	approved by the RA	elaborated and	been submitted to the	
public defenders	RA (upon	number of public	reform of the	Government.	submitted to the	RA NA, and thereby	
and the reform of	consent).	defenders, as well as	infrastructures of		RA NA.	legal regulations on	

improved procedures for professional education,	The RA Ministry of Justice; the Chamber of Advocates of the RA (upon consent).	insufficiency of infrastructures of the Office of the Public Defender  Unsatisfactory level of teaching such skills and abilities that are of practical significance and importance for the students of the School of Advocates, of the training programs for advocates, as well as the qualification	the Office of the Public Defender has been conducted; appropriate draft legislative amendments have been elaborated; the draft has been circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.  Needs assessment of professional education of the students of the School of Advocates and the professional training of advocates, and elaboration of improved	Introducing up-to-dated programs for professional education of the students of the School of Advocates and professional training for advocates, as well	The structure, content and format of the education and training programs are updated; the procedures for conducting qualification	reduction of the workload of public defenders and the reform of the infrastructures of the Office of the Public Defender have been specified.  Up-to-dated training programs for the students of the School of Advocates and the advocates, as well as improved procedures for the qualification process are introduced and operational.	Sources not prohibited by law.
examination of the students of the School of	consent).	of Advocates, of the training programs for advocates, as well as	training of advocates, and elaboration of	Advocates and professional training for	updated; the procedures for conducting	for the qualification process are introduced and	
the professional training of advocates.		process in terms of objectivity and simplicity.	procedures for qualification examination based on the study of the	as improved procedures for qualification examination.	examinations are improved.	operational.	
Improve the riles	The RA Ministry	The need for	advanced practice.  The draft for the	The draft for the	The draft for the	The draft for the	Sources not
of advocate's conduct in	of Justice; the Chamber of Advocates of the	improvement of the rules of advocate's	improvement of the rules of advocate's conduct has been	improvement of the rules of advocate's conduct has been	improvement of the rules of advocate's	improvement of the rules of advocate's conduct has been	prohibited by law.

the Chamber of Advocates	RA (upon consent).	conduct and integrity.	elaborated and placed for discussion.	approved by the Chamber of Advocates.	conduct has been approved by the Chamber of Advocates.	approved by the Chamber of Advocates.	
Make amendments to the Law "On the Profession of Advocate", introducing effective selfmanagement mechanisms for the Chamber of Advocates.	The RA Ministry of Justice; the Chamber of Advocates of the RA (upon consent).	Unsatisfactory level of self-management of the Chamber of Advocates	The Draft Law "On making amendments and supplement to the RA Law 'On the Profession of Advocate'" has been elaborated, circulated in the prescribed manner and submitted to the Office of the RA Prime Minister.	The Draft Law "On making amendments and supplement to the RA Law "On the Profession of Advocate'" has been approved by the RA Government.	The Draft Law "On making amendments and supplement to the RA Law 'On the Profession of Advocate'" is elaborated and has been submitted to the RA NA.	The Draft Law "On making amendments and supplement to the RA Law 'On the Profession of Advocate'" has been submitted to the RA NA, and thereby effective selfmanagement mechanisms of the Chamber of Advocates have been introduced.	Sources not prohibited by law.