

## European Parliament elections 2014

### Anti-Corruption Pledge/Declaration against Corruption

The 2013 EU anti-corruption report demonstrated corruption is a persistent problem across the 28 member states of the European Union and that urgent action is needed.

Throughout the mandate of the next European Parliament (2014-2019) **I am/political party X is** committed to fighting corruption and promoting transparency, accountability and integrity in EU institutions, policies and legislation.

Specifically, **I commit myself to working/ we will ensure our MEPs work** in consultation with civil society and others to achieve the following aims:

- 1. The governance and law-making of EU institutions will become a global model of transparency, accountability and integrity, establishing the highest standards. I/we commit to upholding both the letter and spirit of the Code of Conduct for MEPs and will publish a 'legislative footprint' that will be attached to any report that **I am/our MEPs are** responsible for drafting **in my/our term** in office.**
- 2. The EU will promote greater integrity and transparency in public spending. It will ensure that all information on EU funds is published in a manner that is easily accessible and usable by citizens, for example by conforming to open data principles. EU public procurement rules will take account of open contracting principles and have effective methods to deal with conflicts of interest. This applies to spending by EU and national bodies.**
- 3. The EU will promote initiatives and legislation that will provide effective protection to whistleblowers in the public, private and non-profit sectors.**

Date

Name

Political Party

Signature

#### What happens after I sign the pledge?

Once you have signed the pledge, Transparency International Luxembourg will be in touch to confirm your contact details and that you are willing to have your pledge commitment published on our website.

This pledge will be signed by candidates across the EU and Transparency International will keep a record of those who have signed. If elected to the European Parliament, Transparency International chapter Luxembourg and the Transparency International EU Office will arrange a meeting to discuss in more detail how the pledge commitments can be implemented and to provide further guidance where necessary.

## Annex

### **1. EU institutions as model of transparency, accountability and integrity**

Parliaments are a cornerstone of democracy. In order for a parliament to function properly, it is crucial that it represents the interests of citizens and that it is widely trusted to do so. However a recent Eurobarometer survey showed that 70% of EU citizens believe corruption exists in the institutions.<sup>1</sup> In 2011 the European Parliament passed its Code of Conduct,<sup>2</sup> setting out what is legal and acceptable behaviour for MEPs. The Code of Conduct bans MEPs from acting as lobbyists and requires that they disclose their financial interests in detail. However, there are still weaknesses<sup>3</sup> that pose a challenge to European citizens' trust in their MEPs.

MEPs should strive for greatest possible parliamentary integrity and openness,<sup>4</sup> including a 'cooling off' period, a ban on secondary employment, as well as robust sanctions for breaches of the code. Moreover, MEPs should voluntarily publish a 'legislative footprint'<sup>5</sup>, detailing all the relevant input from stakeholders regarding a particular piece of legislation.

### **2. Promoting greater integrity and transparency in public expenditure**

Public procurement has long been considered the government activity most susceptible to corruption and fraud. In many European countries, high corruption combined with the vast sums of funds involved (in 2008 the total value of public procurement contracts in the EU was estimated at around 15 per cent of the EU's GDP (€1.7 trillion)) lead to immense waste but also have a profound effects on citizens' trust in their governments as well as the democratic system itself. Although legislation in line with EU directives is in place in all member states, greater transparency and more intense scrutiny of procurement processes is necessary.

MEPs should work towards increased disclosure and participation in public procurement, as set out in the Open Contracting Principles,<sup>6</sup> both on the EU and national level. This includes the publication of extensive procurement documentation in high quality and an accessible manner. A transition to e-procurement should be supported.<sup>7</sup> Special interest should be paid to the transparent and efficient use of European funds. According to the Special Eurobarometer survey on corruption, 52% of European citizens don't think European institutions help in reducing corruption in Europe. MEPs

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<sup>1</sup> European Commission: Special Eurobarometer 397 – Corruption  
([http://ec.europa.eu/public\\_opinion/archives/ebs/ebs\\_397\\_en.pdf](http://ec.europa.eu/public_opinion/archives/ebs/ebs_397_en.pdf))

<sup>2</sup> European Parliament: Code of Conduct  
(<http://www.europarl.europa.eu/aboutparliament/en/0060f4f133/Ethics-and-transparency.html>)

<sup>3</sup> Transparency International: EU Integrity System Study  
([http://www.transparencymexicana.org/focus\\_areas/eu-integrity-study](http://www.transparencymexicana.org/focus_areas/eu-integrity-study))

<sup>4</sup> Transparencia Mexicana: 10 Principles of #Open Parliament  
([http://www.transparency.org/files/content/event/2013\\_OpenParliament\\_EN.jpg](http://www.transparency.org/files/content/event/2013_OpenParliament_EN.jpg))

<sup>5</sup> Transparency International: Legislative Footprint  
([http://www.transparency.org/files/content/corruptionqas/legislative\\_footprint.pdf](http://www.transparency.org/files/content/corruptionqas/legislative_footprint.pdf))

<sup>6</sup> Open Contracting Partnership: Open Contracting Global Principles  
([http://www.open-contracting.org/global\\_principles](http://www.open-contracting.org/global_principles))

<sup>7</sup> Transparency International: Money, Politics, Power: Corruption Risks in Europe  
(<http://www.transparency.org/enis/report>)

should lead by example and demand that information on European funds be published in line with Open Data standards, as set out for example in the G8 Open Data Charter.<sup>8</sup>

### **3. Providing strong protection to whistleblowers**

One of the main obstacles in the fight against corruption, fraud and mismanagement is the inherently secret nature of such practices. Whistleblowers play a key role in exposing otherwise unknown acts of corruption or other wrongdoings, but by doing so they often take on high personal risks. Whistleblower legislation aims at encouraging the disclosing of information of public interest. This usually means safeguarding whistleblowers from retaliations and/or rewarding them for their actions.

Only 4 European Union member states provide effective protection for whistleblowers.<sup>9</sup> Building on existing European Parliament resolutions (such as the October 2013 resolution<sup>10</sup>), the European Commission should consider submitting a legislative proposal to establish an effective and comprehensive European whistleblower protection programme in the EU, based on good practice as developed by the Council of Europe, the OECD and Transparency International. The programme and related EU laws should comply with Articles 11, 30 and 47 of the Charter of Fundamental Rights of the European Union, which address a person's rights to freedom of expression, protection from unjustified firing, and effective remedies and a fair trial, respectively. They should apply to employees in both the public and private sectors, as well as establish a full range of safe and secure disclosure channels for whistleblowers (including anonymous disclosures). All EU institutions and bodies should ensure strong protection mechanisms and support for their staff and members, in line with their legal obligations. Currently, only the European Commission has adequate mechanisms in place<sup>11</sup>.

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<sup>8</sup> G8: G8 Open Data Charter and Technical Annex (<https://www.gov.uk/government/publications/open-data-charter/g8-open-data-charter-and-technical-annex>)

<sup>9</sup> Whistleblowing in Europe: Legal Protections for Whistleblowers in the EU ([http://www.transparency.org/whatwedo/pub/whistleblowing\\_in\\_europe\\_legal\\_protections\\_for\\_whistleblowers\\_in\\_the\\_eu](http://www.transparency.org/whatwedo/pub/whistleblowing_in_europe_legal_protections_for_whistleblowers_in_the_eu))

<sup>10</sup> European Parliament resolution of 23 October 2013 on organised crime, corruption and money laundering: recommendations on action and initiatives to be taken (final report) (2013/2107(INI)) (<http://www.europarl.europa.eu/sides/getDoc.do?type=TA&reference=P7-TA-2013-0444&language=EN>)

<sup>11</sup> Transparency International: EU Integrity System Study ([http://www.transparencyinternational.eu/focus\\_areas/eu-integrity-study](http://www.transparencyinternational.eu/focus_areas/eu-integrity-study) )