



HELLENIC REPUBLIC

1st Workshop of the project :

“Fraud Repression through Education 2 (FRED2)”

Rome, 22-24 November 2023

National Transparency Authority (NTA)
General Directorate of Integrity and Accountability

**“Protection of the EU's financial interests:
National law on cooperation with OLAF during On The-Spot Checks
(OTSC) and EPPO. State of play in national antifraud strategies (NAFS)”**

Dimosthenis Avarkiotis,
Head of AFCOS Unit
Thursday, 23rd November 2023

Part 1:

**National Law on
Cooperation with
OLAF**



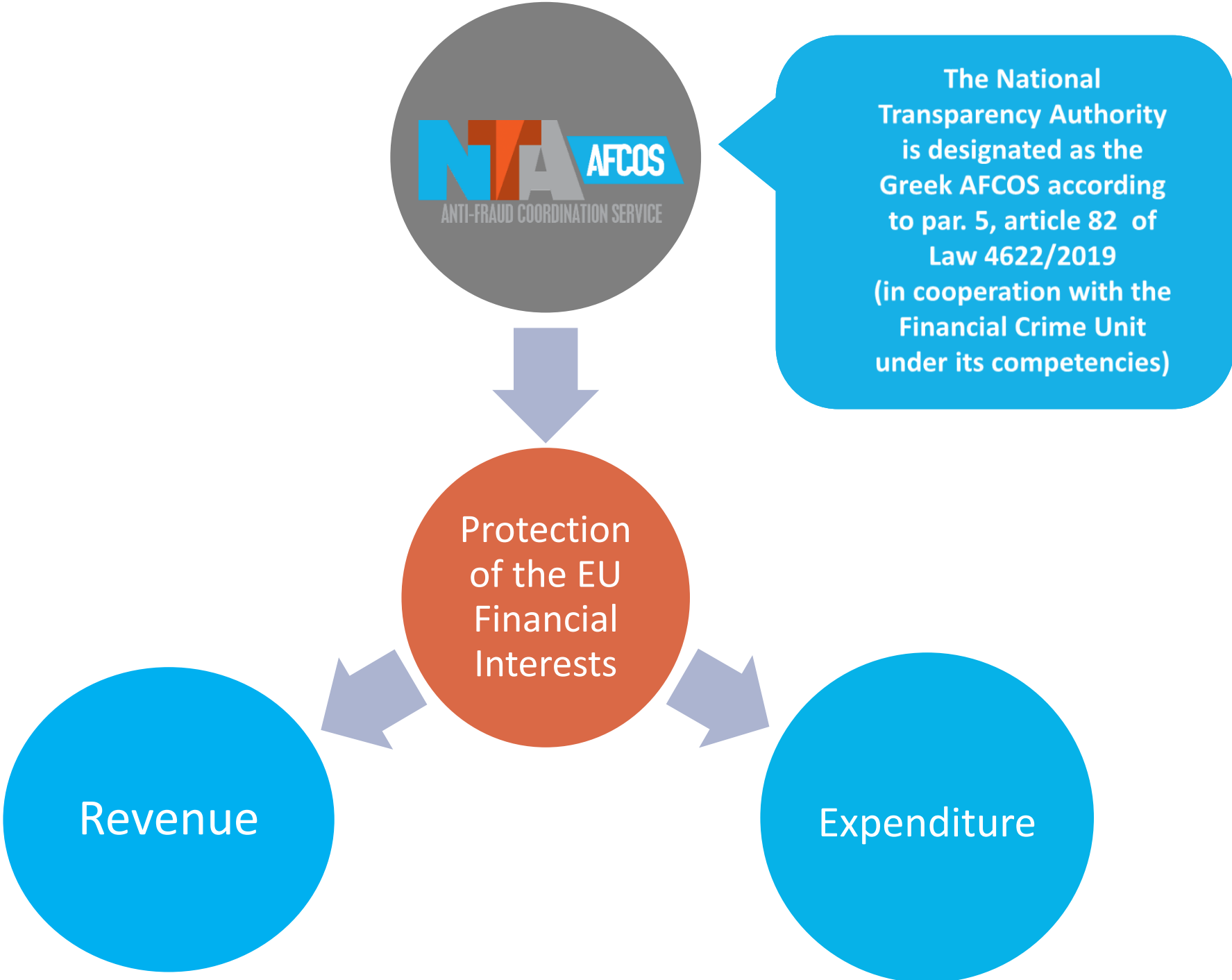
**On the Spot
checks & EPPO**

Legal Framework & mission of NTA/AFCOS

Law 4622/2019 - Establishment of N.T.A.



Legal Framework & mission of NTA as AFCOS

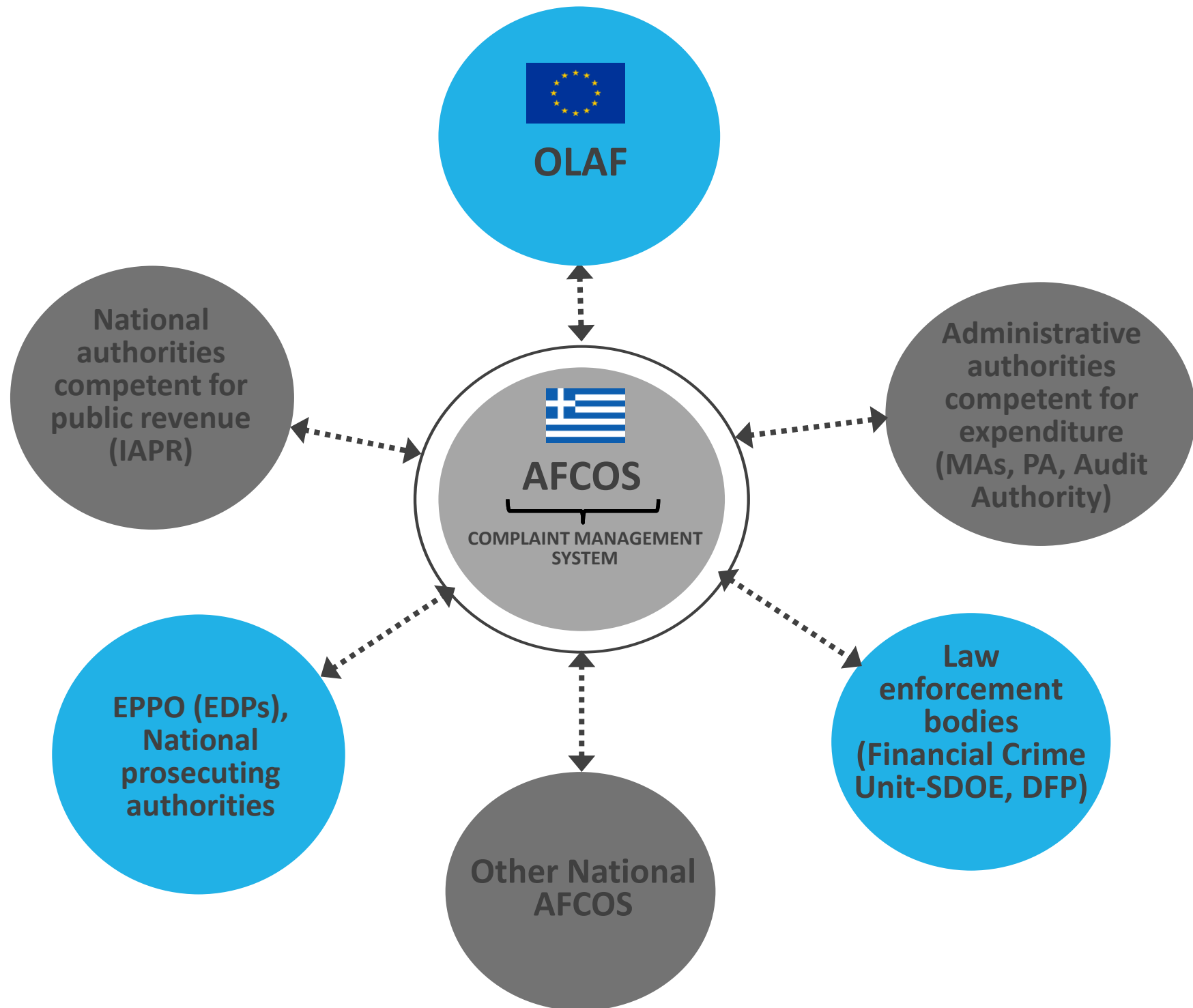


Co-ordination of AFCOS



Coordination activities on controls and investigation (1)

Competent Authorities



Coordination activities on controls and investigation (2)

Cooperation with OLAF - Law enforcement bodies



Coordination activities on controls and investigation (3)

Cooperation with OLAF - Law enforcement bodies

The Presidential Decree 142/2017:

Key stakeholders:

**Directorate
General of
Financial and
Economic Crime
(DG SDOE)**

carry out investigations in
private sector,

in particular in transport
vehicles, shops,
warehouses and other
premises, documents and
other data,
deposit box contents and
assets in general

to arrest and interrogate
persons

to seizure of documents
and other items, including
electronic means of
storage and data transfer

to seizure of bank
accounts, safe deposit box
contents and assets in
general

Coordination activities on controls and investigation (4)

Cooperation with OLAF - Law enforcement bodies

Key stakeholders:

**Inspection
and Audit Unit**

NTA

to carry out investigations in **public sector mostly but also in private sector**, in particular in transport vehicles, offices and other premises, documents and other data, in case of refusal by order of the competent public prosecutor :

**The Presidential Decree Decision
11699/2020, law 4622/2019, art. 100 :**

to take, at their discretion, either under oath or unsworn statements, to seizure of documents, and other items, including electronic means of storage and data transfer

Coordination activities on controls and investigation (5)

Cooperation with OLAF - Law enforcement bodies

according to article 24 by Law 4249/2014



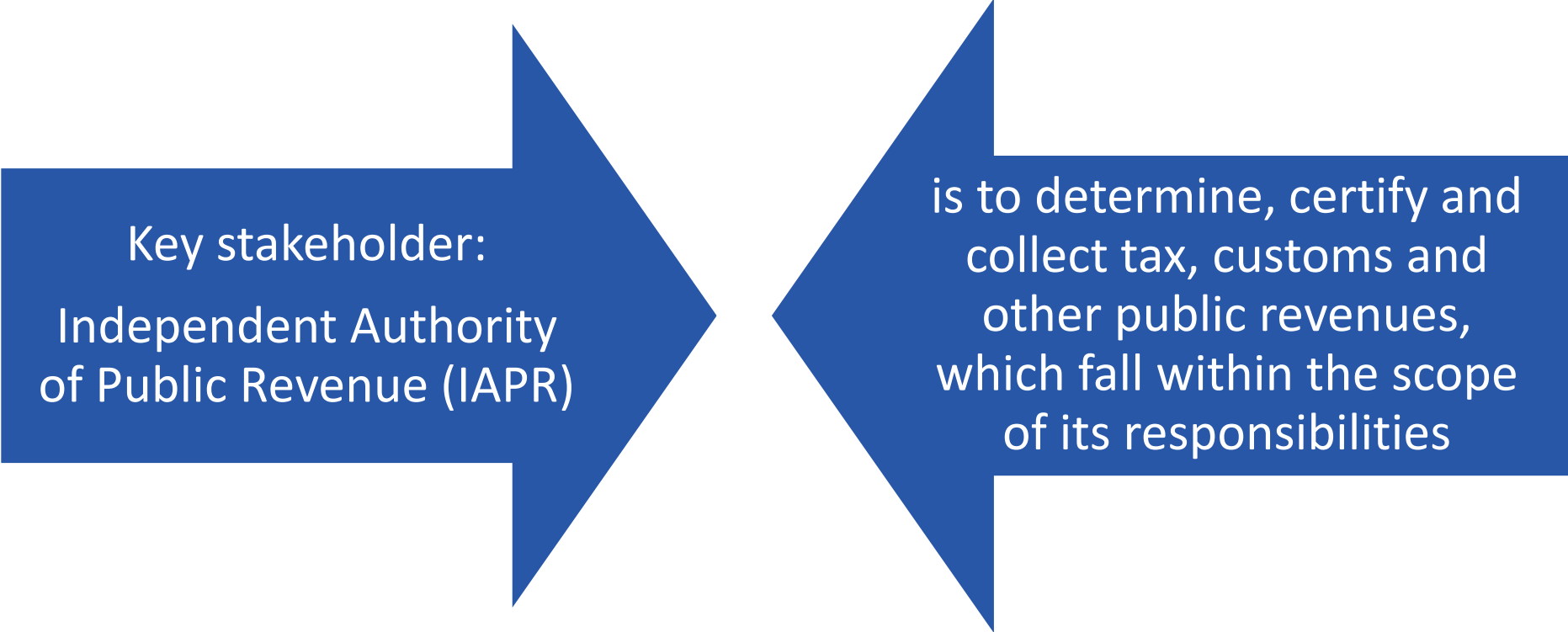
Key stakeholder:
Financial Police

The Directorate of Financial Police (D.O.A.), tasked with the prevention, investigation and suppression of economic crimes committed against the financial interests of the State and the national economy in general, with territorial jurisdiction extending over the entire Greek territory

Coordination activities on controls and investigation (6)

Cooperation with OLAF - Law enforcement bodies

According to Law 4389/2016



Key stakeholder:
Independent Authority
of Public Revenue (IAPR)

is to determine, certify and
collect tax, customs and
other public revenues,
which fall within the scope
of its responsibilities



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National Legal Framework EPPO

Institutional Framework



Law 4786/2021 (article 18 and 42)



Working Arrangement
between EPPO and NTA
signed on 10.2.2022



Cooperation NTA/AFCOS with EPPO (1)



Institutional Framework

Law 4786/2021 (article 18)

Working Arrangement between EPPO and NTA signed 10.2.2022

Types of Cooperation

Exchange of information & documentation

Scientific support & technical expertise to EPPO investigations

Conducting preliminary investigations in EPPO cases as a matter of priority

Organising training sessions of common interest

Powers of EPPO (2)



Institutional Framework

(L. 4786/2021 art. 17 and art. 36 Code of Penal Procedure L. 4620/2019).

ACCESS TO INFORMATION

tax, banking, stock exchange and any other confidentiality telecommunications secrecy is allowed in cases where the objective circumstances of a criminal offence are established and documented.

Coordination activities on controls and investigation

Case study

(2) Case study initiated by a National authority/law enforcement body request

Greek AFCOS checks:

is the case connected to a complaint?

Entities involved in the national investigation

is the case connected to an OLAF's case ?

Communication with OLAF to obtain any information and documentation

The National Authority/law enforcement body investigates an alleged irregularity or fraud related to EU funds (for example following a prosecutor's order)

Part 2:

**State of play in National Antifraud
Strategies (NAFS)
In Greece**

**The
Greek AFCOS role**



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NACAP 2022-2025

ACTION 1.2.4:

“COORDINATION AND MONITORING OF THE NATIONAL ANTI-FRAUD STRATEGIES FOR EU INTERESTS”



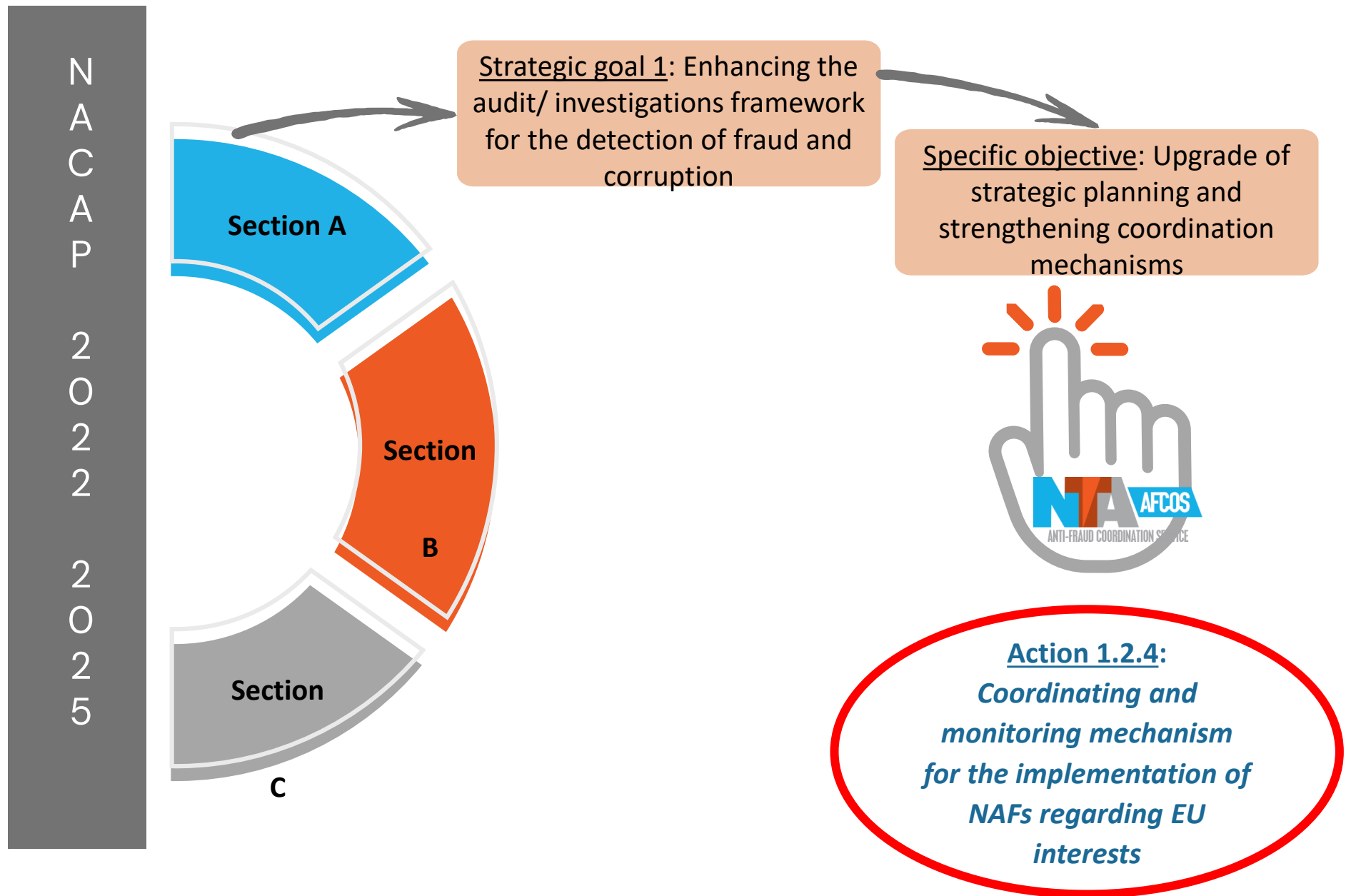
NATIONAL TRANSPARENCY AUTHORITY



(1) Contents

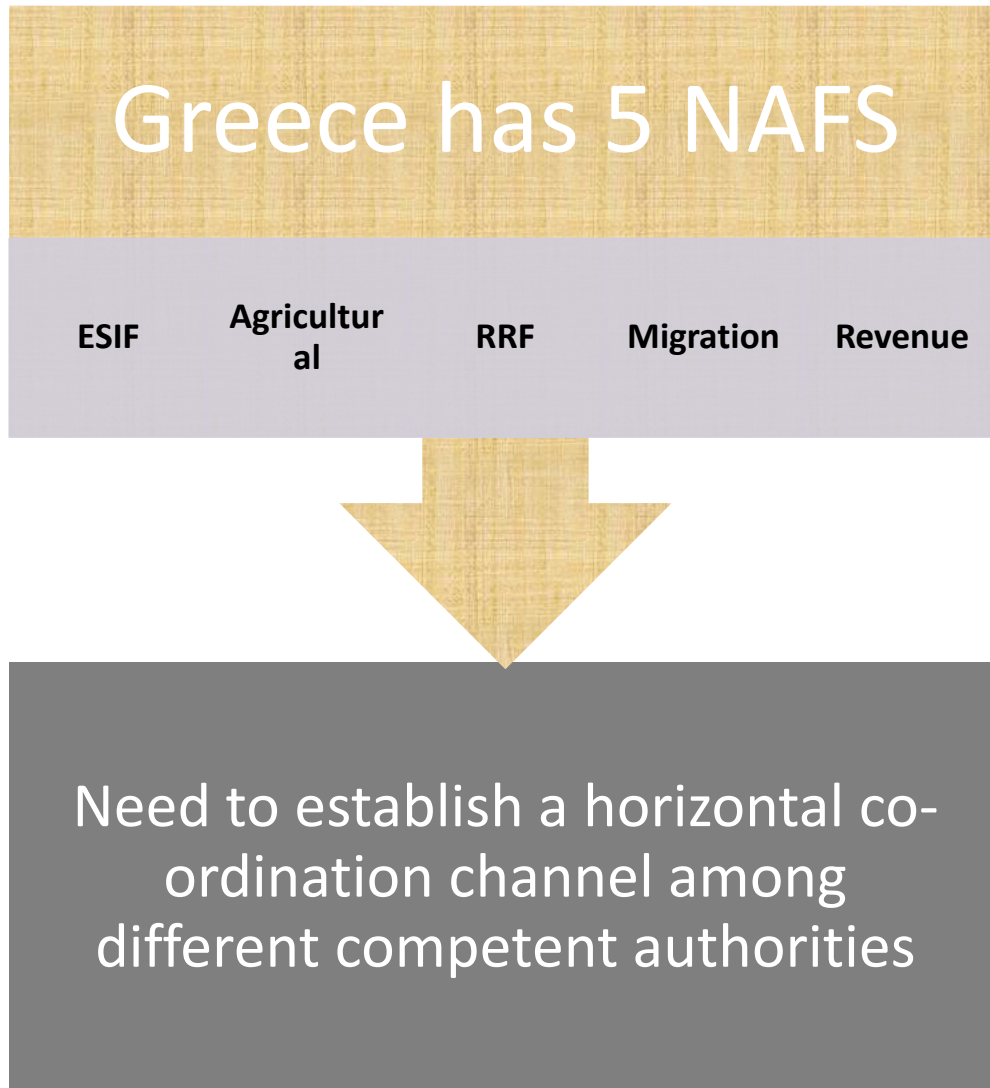
1	What: Action 1.2.4 of NACAP 2022-2025
2	Why: Strategic goal and special objective
3	Who: Stakeholders- Competent authorities
4	When: Action timeframe
5	How: Steps done and steps forward (Progress)
6	Results: Deliverables and indicators

(2) Why



(2) Why – Action Need-Scope

NEED



SCOPE

- Communicate & launch further joint coordination initiatives
- Linking the existing national anti-fraud strategy (communication) network
- Establishing procedures in fraud prevention and detection

(3) Who - Stakeholders



Expenditure

- Special Authority for Institutional Support and Information Systems (EYTHIPS), responsible for ESI Funds
- Managing Authority for CAP Strategic Plan
- Managing Authority for Migration & Home Funds
- Special Authority for the coordination of RRF actions (EYSTAA)



Revenue

- Independent Authority for Public Revenue (IAPR)

(4) When

Official timeframe of
action same as NACAP
[From 9.3.2022 (approval
act of Ministerial Council)
up to 31.12.2025]



(5) How- progress

Steps done

- ❖ Mapping EU Funds
- ❖ Communication of the action to competent authorities
- ❖ Definition of contact points in each of the competent authorities

Steps forward

- Technical meetings between NTA and competent authorities and services for NAFs
- AFCOS contribution in designing NAFs for the PP 2021-2027 (or 2023-2027)
- Monitoring of NAFs updates and their interconnectivity
- Issuing the appropriate legal and institutional framework

(6) Outputs - Results

Results

Operationalization
of a co-ordination
platform

Standardisation of
processes

Develop practical
tools

Deliver annual
progress reports

Outputs

Institutionalisation of inter-agency co-operation through the establishment of a horizontal communication and co-operation channel



“Coming together is a beginning; keeping together is progress; working together is success”.

Henry Ford



Thank you for your attention

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