

FRAUD AGAINST EU FUNDS



INTERNAL COMMUNICATIONS



Notification of suspected irregularities/fraud

PACA Concept

Definition of PACA in Italy

Control Bodies, Decision-Making Bodies
and Central Bodies

External Communications

Communications, awareness-raising campaigns and
collaboration with international partners

Internal Communications

Notification of suspected irregularities/fraud to the European Commission

REGULATORY BASIS

2007-2013

Regulation (EC) 1848/2006

Common Agricultural Policy

Regulation (EC) 1828/2006

Structural Funds

2014-2020

Commission Delegated Regulation (EU)1971/2015

Common Agricultural Policy

Commission Delegated Regulation (EU) 1970/2015

Structural Funds



Internal Communications

Notification of suspected irregularities/fraud to the European Commission



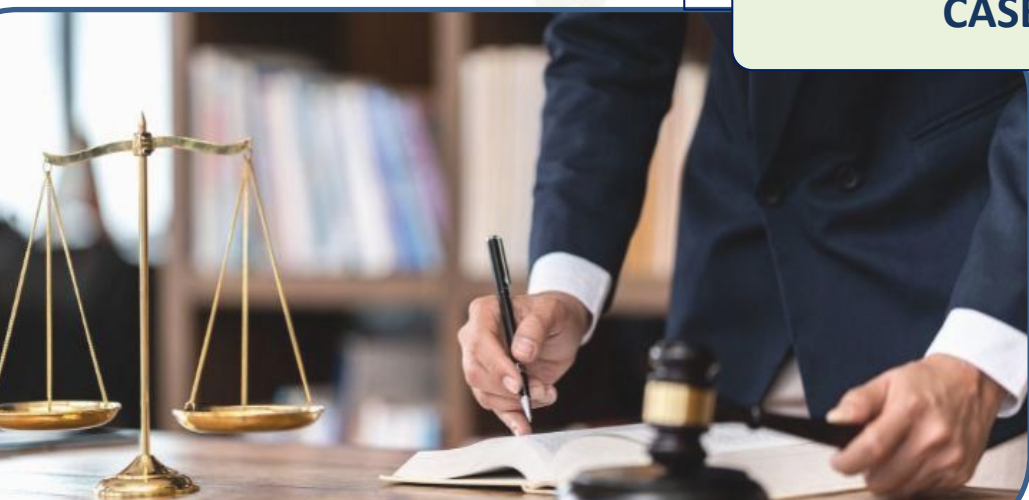
REQUIREMENT FOR EACH MEMBER STATE

TO BE FULFILLED WITHIN TWO MONTHS FOLLOWING THE END OF EACH QUARTER

CASES SUBJECT TO “FIRST ADMINISTRATIVE OR JUDICIAL REPORT”

PACA (Premiere Acte de Constat Administratif ou judiciaire)

Amounts over €10,000



Internal Communications

PACA Concept

THERE IS NO UNIVOCAL DECLINATION

DIFFERENT INTERPRETATIONS

"MOMENT" IN WHICH CASES OF SUSPECTED IRREGULARITY OR FRAUD CAN BE CONSIDERED DETECTED

DISCREPANCIES IN THE TIMING OF COMMUNICATION TO OLAF

NOTABLE DIFFERENCES IN THE ENTRY OF DATA INTO THE COMMISSION'S IMS SYSTEM

IMPOSSIBILITY OF COMPARISON OF STATISTICAL DATA



10.89	10.89
0.00	0.00
7.27	21.80
6.89	20.68
6.89	34.47
6.89	41.36
6.89	24.66
12.33	73.98
12.33	123.31
12.33	24.66
12.33	36.99
12.33	24.66
12.33	36.99
12.33	24.66
12.33	49.32

Internal Communications

PACA Rules in Italy

INTER-MINISTERIAL CIRCULAR OF 2007

and in the related explanatory notes - 2007-2013 financial programming

it is foreseen the update by a special working group promoted by COLAF

OBLIGATION TO COMMUNICATE

FIRST WRITTEN EVALUATION DRAWN UP

ADMINISTRATIVE
AUTHORITY

JUDICIAL
AUTHORITY

*ASCERTAINMENT OF THE EXISTENCE OF IRREGULARITIES OR
FRAUD*

EVEN IF NOT DEFINITELY



Internal Communications

PACA rules in Italy – detail of the assessment report

ADMINISTRATIVE

FORMAL ASSESSMENT, BY THE COMPETENT DECISION-MAKING BODY, OF THE FACTS AND ELEMENTS FOUND/EMERGED

Without the need for a real assessment of merit

JUDICIAL

EXERCISE OF CRIMINAL ACTION BY THE JUDICIAL AUTHORITY

Request for indictment or alternative rites pursuant to art. 405 of the C.C.P.

issuance of the decree of direct summons to trial pursuant to Articles 550 and 552 of the c.p.p.

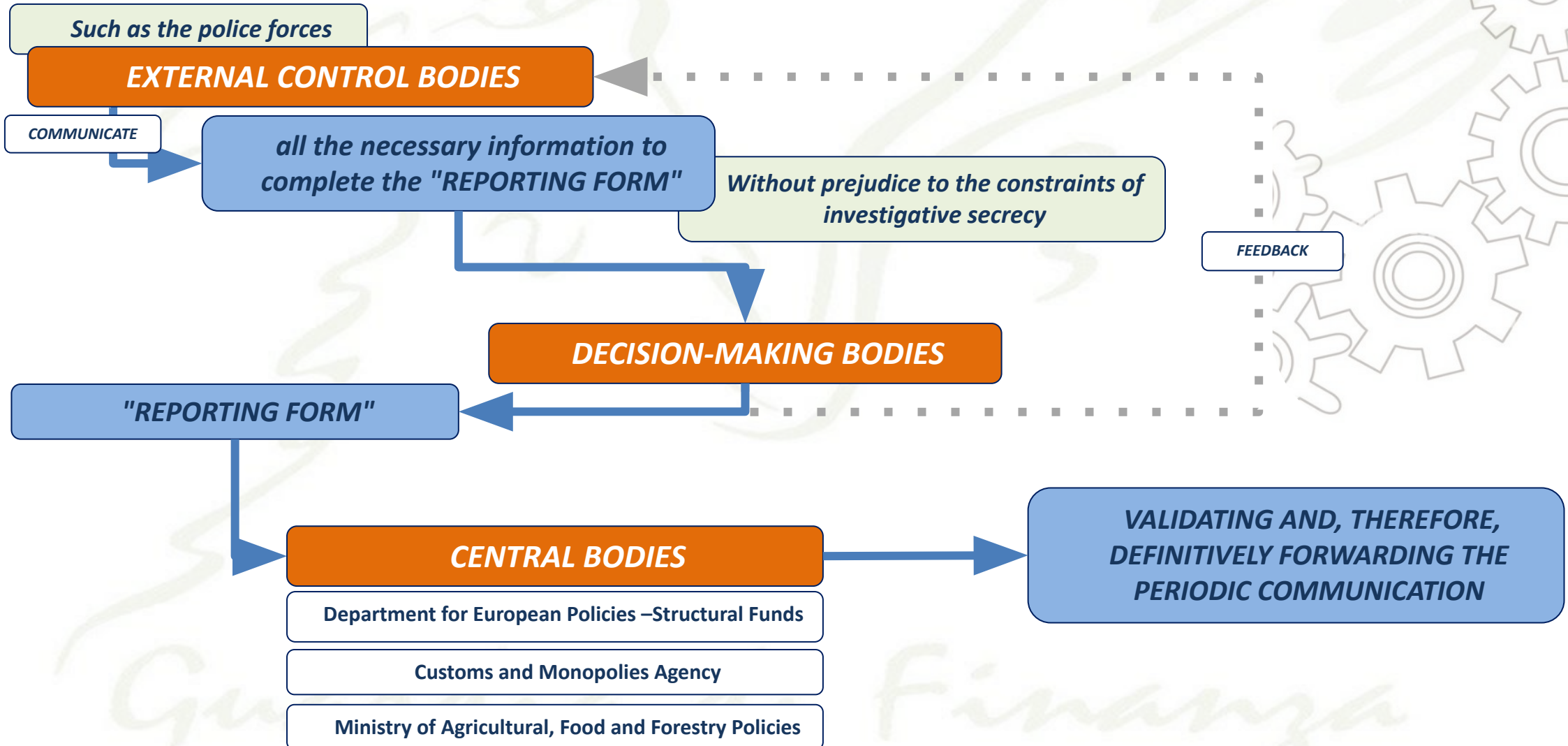
IN THE CASE OF INVOLVEMENT OF SUBJECTS HOLDING PUBLIC FUNCTIONS

(in the pre-prosecution phase)
Issuance of arrest orders, detention, pre-trial detention



Internal Communications

Fulfilment of the obligations of the Control Bodies, Decision-Making Bodies and Central Bodies



External communication

OLAF

CONSTANT RELATIONSHIP WITH THE MEDIA – RESULTS IN THE FIELD OF

COMPLEX CROSS-BORDER FRAUD SYSTEMS

SMUGGLING COUNTERFEIT PRODUCTS

DAMAGE TO THE ENVIRONMENT AND "GREEN" POLICIES

CREATION OF THE EPPO

ON THE OCCASION OF THE PANDEMIC – CITIZEN SAFETY

NON-COMPLIANT SANITARY PRODUCTS

SOCIAL NETWORK

ACCOUNT TWITTER

DEDICATED OLAF LINKEDIN PAGE

WHISTLEBLOWING AWARENESS CAMPAIGNS

INTERACTION WITH INTERNATIONAL PARTNERS

EUROPOL

EUROJUST



Thanks for the attention

Guardia di Finanza