

Romanian IT project under EU fundingRomanian adoptions .txt
From: TUIE Margaret (JUST)
Sent: 06 March 2015 19:07
To: 'Arun Dohle'
Cc: MICHO Paraskevi (JUST); POST Roelie (NEAR); MORDUE Simon (NEAR); SMITH Nicole (NEAR); JUST NOTIFICATIONS C1
Subject: Romanian IT project under EU funding/Romanian adoptions

Importance: High

Dear Mr Dohle,

I apologise for my delay in replying.

The project you refer to concerns an integrated information system for the Romanian Office for Adoptions (ROA), under the National authority for the protection of the rights of the child and adoption (NAPRC). The project aims to use electronic means to modernise communication between the NAPRC, the general public, citizens and families wishing to adopt and the other institutional partners in the adoption process and to contribute to inter-institutional integration.

We have checked with the Romanian authorities who informed us that the IT system is a tool designed and constructed in compliance with national law and international standards. The IT system is simply a tool to support implementation of the laws and policies. The IT system does not take decisions. Only a court can decide on the opening of an "adoptability" process of a child in Romania. The IT system will only register children for whom the court has ruled in this regard. The system is compliant with all laws, including those on data privacy.

Pursuant to Article 111 of Law No 272/2004 on the protection and promotion of the rights of the child, NAPRC monitors the compliance with the principles of the rights of the child as set out in Romanian law and the UNCRC, ratified by Romania through Law No 18/1990, as well as the Hague Convention that supports the implementation of Article 21 of the UNCRC.

The project is still in relatively early stages. In monitoring implementation of the project, the Romanian Management Authority has been requested to monitor compliance with the above-mentioned laws.

Yours sincerely,

Margaret Tuite
Commission coordinator for the rights of the child

European Commission
DG JUSTICE - Unit C1 Fundamental rights and rights of the child
M059 5/80
B-1049 Brussels/Belgium
+32 2 2953567
xxxxxxxxx.xxxxxx@xx.xxxxxx.xx
Twitter: @MargaretTuite1
EU children's rights website: <http://ec.europa.eu/0-18/>
Children's Rights on Europa:
http://ec.europa.eu/justice/fundamental-rights/rights-child/index_en.htm
DG Justice calls for proposals (grants):
http://ec.europa.eu/justice/newsroom/grants/index_en.htm

Romanian IT project under EU fundingRomanian adoptions .txt
Children's involvement in criminal judicial proceedings EU28: See press release
Data and statistics
EU summary report and national contextual overviews
e-Justice Portal judicial training on rights of the child:
https://e-justice.europa.eu/content_rights_of_the_child-257-en.do?clang=en

From: Arun Dohle [mailto:xxxxxxxxx@xxxxx.xxx]
Sent: Tuesday, March 03, 2015 10:51 PM
To: TUIE Margaret (JUST)
Cc: MICHOU Paraskevi (JUST); POST Roelie (NEAR); MORDUE Simon (NEAR)
Subject: RE: RE: FW: the project Database

Dear Mrs. Tuite,

I kindly remind you of the below. I expect a reply during this week, failing which, I ll turn to the Ombudsman.

Sincerely

Arun Dohle

From: xxxxxxxx.xxxxx@xx.xxxxxx.xx [mailto:xxxxxxxxx.xxxxx@xx.xxxxxx.xx]
Sent: Dienstag, 9. Dezember 2014 07:37
To: xxxxxxxx@xxxxx.xxx
Cc: xxxxxxxx.xxxxx@xx.xxxxxx.xx; xxxxxx.xxxx@xx.xxxxxx.xx;
xxxxx.xxxxx@xx.xxxxxx.xx
Subject: RE: RE: FW: the project Database

Dear Mr Dohle,

As I wrote to Roelie Post, and as she forwarded to you, it is in hand and we will reply as soon as possible. I have received the correspondence you refer to.

Best regards,

Margaret Tuite

From: Arun Dohle [mailto:xxxxxxxxx@xxxxx.xxx]
Sent: Tuesday, December 09, 2014 7:14 AM
To: TUIE Margaret (JUST)
Cc: MICHOU Paraskevi (JUST); POST Roelie (ELARG); MORDUE Simon (ELARG)
Subject: FW: RE: FW: the project Database

Dear Margaret Tuite,

i haven't received any reply to my email yet. Mrs. Post informed me that you are responsible now.

Kindly sent me a reply, which is already long overdue and let me know what actions/ decision the Commission took.

There is one more thing which I wonder about:

After a very high level meeting, (Secretary General / Directors) there was a handover to

DG Just in the area of children's rights by DG Enlargement.

Here is the full" ask the eu" request:

Romanian IT project under EU fundingRomanian adoptions .txt

http://www.asktheeu.org/en/request/lessons_learned_from_romania?unfold=1

Handover Letter:

<http://www.asktheeu.org/en/request/1125/response/4094/attach/2/Note%20Danielsson%20Le%20Bail%20Handover%20on%20Ro%20children%20Final%201113%20PDF%202.pdf>

Annex:

<http://www.asktheeu.org/en/request/1125/response/4094/attach/3/annex%20ChildrenRightsRo%20doc%202.pdf>

This all should have been transmitted to you according to the letter.
Did you ever receive a copy of this?

Sincerely

Arun Dohle

From: Roelie Post [mailto:xxxxxx.xxxx@xxxxx.xxx]
Sent: Mittwoch, 12. November 2014 09:29
To: ARUN DOHLE
Subject: Fwd: RE: FW: the project Database

----- Forwarded message -----

From: <xxxxxxxx.xxxx@xx.xxxxxx.xx>
Date: 12 Nov 2014 08:39
Subject: RE: FW: the project Database
To: <xxxxxx.xxxx@xxxxx.xxx>
Cc:
Dear Roelie, it is in hand.

Margaret

From: Roelie Post [mailto:xxxxxx.xxxx@xxxxx.xxx]
Sent: Tuesday, November 11, 2014 8:43 PM
To: TUIE Margaret (JUST)
Subject: Fwd: FW: the project Database

Dear Margaret

I just heard that this question was still not dealt with. Therefore I forward you this mail. I would be grateful if you could get back to Arun Dohle.

Best wishes,

Roelie Post

----- Forwarded message -----

From: Arun Dohle <xxxxxxxxxx@xxxxx.xxx>
Date: 1 November 2014 09:25
Subject: FW: the project Database
To: Roelie Post <xxxxxx.xxxx@xxxxx.xxx>

From: Arun Dohle [mailto:xxxxxxxxxx@xxxxx.xxx]
Sent: Samstag, 1. November 2014 09:13
To: xxxxxx.xxxx@xx.xxxxxx.xx
Subject: Re: the project Database

Dear Roelie,

I didn't yet get any reply from the European Commission. Could you follow it up?

Romanian IT project under EU fundingRomanian adoptions .txt
Best regards

Arun Dohle

On Tue, Sep 23, 2014 at 11:58 AM, <xxxxxx.xxxx@xx.xxxxxx.xx> wrote:
Dear Arun,

I have transferred your message to the Commission's child rights coordinator Margaret Tuite, who confirmed that she will look into the matter.
Thanks for having alerted us.

Best regards,

Roelie Post

From: Arun Dohle [mailto:xxxxxxxxxx@xxxxx.xxx]
Sent: Monday, September 22, 2014 10:44 AM
To: POST Roelie (ELARG)
Subject: FW: the project Database

Dear Roelie,

we discovered this project here. It's worrying. We blogged about it. See below. Also it has to be seen in the context of this article here:

<http://www.romania-insider.com/romania-bans-sending-orphan-or-abandoned-children-under-3-to-orphanages-hospitals/131676/>

It looks very much like EU taxpayers money is used to reverse the previous work done in Romania to bring it in line with the UNCRC. It seems that now the country should be made Hague Compliant and pushed to open up Intercountry Adoption. While the Hague Adoption Convention is not even acquis.

Hope, even though you aren't allowed to work on child rights, you may know what to do about it and how to address it.
7 Million is also an incredibly high amount.

Best regards

Arun Dohle
www.againstchildtrafficking.org

Adoption Lobby Alert:
European Commission
funding online Adoption
Database (tracking
system) in Romania.
21 September 2014

7 million euro EU taxpayer's money to implement the Hague Adoption Convention. For national and intercountry adoptions. The IT system will register all children in care and declare them 'adoptable' automatically, after a certain time-frame elapsed. First for national adoption and then for intercountry adoption. Catering the demand. Families certified to adopt will be able to check the status of their case and complain of problems
Date: 2014-09-19 (Google translation)
Source: <http://www.mediafax.ro>
Aurelia Alexa - Mediafax
Families certified to adopt a child will be able to check at any stage of an application and their file and be able to make referrals,

Romanian IT project under EU fundingRomanian adoptions .txt
complaints or suggestions, thanks to a system that will be developed through a project financed by the European Regional Development Fund.

The National Authority for Child Protection and Adoption (ANPDC) released on Friday, the "Information System for Romanian Office for Adoptions - OR @", whose implementation was taken over from the former Romanian Office for Adoptions, after its dissolution. President of the NAPCR, Gabriela Coman, explained that the integrated system would assist citizens wishing to adopt a child, and the child protection specialists from local and central level. Basically, the software allows online access to information on the adoption procedure, the number of children declared adoptable, and the history of each child, keeping privacy.

"Everyone who wants to adopt will be able to electronically access information about the process, information on the law, information about the system of adopted children, certainly not nominal information, but we want prospective parents to know about which children can be adopted, there are characteristics that ages them so that once the DGs will address the welfare and protection of children they want to adopt, they can be informed and know how to build expectations about what will happen to their request for adoption," said President ANPDC.

Coman said that at present, this information can be obtained, in part, through the departments of the General Department for Child Protection (Child Protection) within which family resides, but the information is not as complete as those who are certified to adopt would like.

"Certainly, they receive information from DGASPC asked before starting the procedure, are helped during investigations made at home, but not so complex information. However, we believe, giving information about the children, they will get another image, plus it will be very fast: they do not have to come to us, do not have to look for our website some information and website direction other information. We do not know how to build this technically, we will see if it will turn into a separate site. We will see this when we have selected the contractor," said President ANPDC.

Gabriela Coman added that a few years ago there was a computerized system that provided some of the information about the child, but it is not used by all counties. The new system would monitor every child, from the moment it enters the system of special protection up to when it will eventually be declared adoptable, unless it is reintegrated into its family. The system will also provide post-adoption monitoring.

Another advantage would be that families will be able to check online at any time, at what stage their file is.

"The emotional state and family expectations can be exacerbated if there is no information, and often the family does not have this information or can get, but it is hard. What I want: that at every stage, the person must have in any time information about the location, status and stage of the application process. (...) the integrated system is also about bringing the courts, to the extent that we can do this while preserving the confidentiality of data and persons, the population records, because of the difficulties the Departments face when searching for the identity of the child's biological family, which for the child means actually waiting for months or years," said Gabriela Coman.

The new software should provide a section of reports and complaints online, which can be made to the family courts or child protection departments.

The official explained that families can claim lack of information or lack of them, how they are addressed and dealt with when they are making social inquiry, how are questions to ascertain whether they are fit to adopt, questions is natural to see the parent's ability to adopt, but sometimes it may seem unnatural family.

"It could be asked in the lack of speedy trial to the court file or could even send us suggestions, because there are parents who have suggested things. Directions I expect to be able to discern certain impediments to the adoption and there may be instances that tell us

Romanian IT project under EU fundingRomanian adoptions .txt
they have not received complete information on file or not
sufficiently substantiated, "said President ANPDC.
The project has an implementation period of 18 months and a total
budget of 28,208,691, 30 lei [almost 7 million euro] and the
integrated system could become operational next summer.

--

Regards

Arun Dohle