

Short-Term Mission on

Activity 1.3 "Proposal with recommendations resulting from the assessment and the internships"
within CARDS Twinning Project BA05 IB AG 01

- Round Table Discussion -
Buna, 23rd - 24th of January 2008

Mission Report

1. Name and function of the Expert:

Mr. Robert Bambauer, Ministry of Agriculture and Rural Development, Poland

Mr. Norbert Rehm, Bavarian State Ministry of the Environment, Public Health and Consumer Protection, Germany

2. Objective and tasks of the mission:

The objective of the activities is to compare the existing (and drafted) BiH institutional and regulatory framework with the Member State administrative organisation to the relevant parts of the *Aquis communautaire*.

3. Time schedule of mission:

Date	Activities / Meetings	Remarks
21 st of January 2008	Tentative Agenda for the Round Table Discussion (SVO, RTA, STEs) Draft of the presentations (STEs)	
22 nd of January 2008	Approval of the Final Agenda for the Round Table Discussion (SVO, RTA, STEs) and discussion of a Veterinary Law (Draft of a primary Law)	
23 rd of January 2008	Round table discussion; see Agenda and Minutes (Annex)	
24 th of January 2008	Round table discussion; see Agenda and Minutes (Annex)	
25 th of January 2008	Discussion, conclusions and further action to be taken in preparing the FVO Mission in July 2008	

4. Summary of the Results and Findings of the Mission :

The present primary veterinary law of BiH is from the point of view of the expert not suitable to describe an operational administration and their tasks sufficiently. Structure and contents of the present law may rather lead to confusion about objectives, competencies and tasks to be carried out. The present law describes structure, tasks and responsibilities insufficient, unsatisfactory and not up to date. The law was obviously drafted by a “copy and paste procedure” taking over parts of veterinary laws from different countries without adequate adaptation to the Bosnian needs.

At present the legislation is prepared from different administrative bodies and seems to be pushed through the enforcing bodies by hiding the texts from other bodies. There is a lack of transparency. This particular results in:

- Overlapping of competencies and tasks in the different legislative texts
- Legislation with different contents with regard to the same subject in place
- Entities, Food safety agency and State Veterinary Office preparing different laws concerned with same issue
- Legislation in particular secondary legislation is not covered by a uniform framework (primary legislation).
- The financial aspects of legislation are not regarded. Therefore legislation may be enforced but not executed.
- Coordination between State and Entities, State and Food Safety Agency seems generally not present.
- The Food Safety Agency seems to be quite unaware about their entire range of duties and competencies. A multidisciplinary approach by staffing the Agency might increase the effectiveness of the body with regard to the elements as described in the Regulation (EC) 178/2004 and the Regulation (EC) 882/2004.

However the meeting at Buna has created confidence between the different bodies and it is understood that only a “one team-one mission”-philosophy may bring things to a good end.

5. Conclusions

Action should be immediately taken :

- to create a position paper together with the Food Safety Agency regarding the distribution of competencies and execution of tasks between Agency and Veterinary services.
- to create an organisational chart of the veterinary service in BiH including all concerned levels and bodies (State Ministry, Entities, Local Veterinary Units) with persons and contact details and their interrelations (chain of command, tasking and reporting).
- to continue with the draft of a (primary) veterinary law, to distribute it and to review this draft by all affective administrative bodies.

Therefore it is recommended by both experts to organise and carry out an additional workshop on legislation in April 2008 and an additional workshop on preparation of the FVO Mission in June 2008.

5. General Remarks Concerning the Project: (without direct relevance for the mission)

The Round Table Discussion in Buna was found in an very constructive and confidential atmosphere with the overall agreement for the further steps to be done in preparing the FVO Mission in July 2008.

Annex:

- Agenda of the Meeting / Round Table Discussion
- Minutes of the Meeting / Round Table Discussion
- Presentations done at the meeting
- List of participants

Name: _____

Signature

Name: _____

Signature