



Annual Report 2009

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CEE Trust – Trust for Civil Society in Central and Eastern Europe



The Capital of Prague



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The Ministry of Interior of the Czech Republic



Nadace Partnerství (Partnership Foundation)

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## Director's Note

Dear friends,

The struggle against corruption and the environmentally friendly transportation are, according to our opinion, topics that ought to be dealt with thoroughly and over an extensive time span. Our organization focuses on strengthening these two crucial aspects of the society's life and also on passing on our experience and observations to other citizens including the youngest. We attempt to awaken and support civic involvement and to include the society as whole, as well as individuals, into the decision-making process concerning public affairs.

Thus we are honored to present you, via this annual report, an overview of our efforts and activities throughout the year 2009. In this introduction I take the liberty to draw your attention to several of those I consider most crucial.

A journey to school is no longer what it used to. Parents fear for the safety of their children and do not want to let them go alone into an increasingly dense metropolitan traffic. They frequently drive them to school, thus resulting in intensifying this problem secondarily. The project City for Pedestrians that we conduct as part of the Sustainable Transport program responds to this unfortunate trend.

Problems ought to be discussed – and corruption in the Czech Republic is definitely a problem – therefore I would like to bring to your attention the emerging internet anti-corruption forum that we have launched as part of our Corruption-Less program.

I believe that also you will find significance in our initiatives and will remain our future supporters. Your interest and support is extremely meaningful for our motivation. If discontent with the described phenomena does not leave you calm and you are interested in change, please, do not hesitate to contact us.

I would like to thank all those who supported us and participated on our projects for putting their trust and cooperation throughout this past year.



Štěpán Rattay  
Director



## Sustainable Transport

As a part of this program, we have a long term involvement in promotion and support of environmentally friendly transportation. We are interested namely in lowering the excessive automobile burdens in the city of Prague, securing greater safety and comfort of pedestrians on their everyday journeys through the city, creating a safe and interconnected transport infrastructure for cyclists in Prague and educating the public, public officials and professionals on the relation to low energy transport. We pay special attention to the most vulnerable and disadvantaged pedestrian groups – children, family with strollers, disabled persons and other people with reduced mobility or disability.

The public initiatives engaged in environment preservation, individuals and other institutions, namely schools are provided by our consultancy and media-publicizing of their work's problems and outcomes. We create a network of consultants for educational work in schools in the field of sustainable mobility. We organize professional seminars and conferences on the topic of pedestrian and bicycle transport and educational activities for public focused on support of these ecologically regardful transportation modes. Our workers are members of several professional public working groups and committees, which focus on pedestrian and bicycle transport in Prague.

### **The goals of our activities are namely:**

- **Creation of a high quality and complete infrastructure for cyclists, particularly in Prague**
- **Creation of conditions for safe and comfortable mobility of pedestrians in the city**
- **Safe and sound travel to school**
- **Ecological education, consultation and increase of awareness**
- **Promotion of sustainable forms of transport**
- **Traffic calming**
- **Air protection against pollution from car traffic**

# Projects

## City for Pedestrians

The two year long project City for Pedestrians that commenced in July 2008 continued also in 2009. The goal of the project is namely improvement of the quality of the environment in the Capital of Prague by lowering the intensity of individual automobile traffic and supporting walking and bicycle transportation as modes of transport that are low energy, environmentally friendly and healthy. The project aims to enforce such systemic changes that will drive the attention of public and the public administration from the preferences of individual automobile transport to use walking and cycling as equal transporting modes through the city that possess many advantages.

As a part of this project implementation, we focused our attention on primary and secondary schools, their students, teachers and parents. Our partner is the civic association Prague Mothers – a long term promoter of the projects Safe Routes to School, which has vast experience in the area of environmental public education in schools and traffic calming in their vicinity.

After many years of cooperation with the Capital of Prague and after transmitting our experience and know-how, we managed to create a publicly supported program for schools entitled Safe Routes to School, that will enable schools to actively participate in the process of transforming their vicinity in a friendly and safe place for living and will provide them with the necessary financial support. Prague has lacked a systematic and functional support of schools when solving their problems with excessive transport as well as support of sustainable mobility of the youngest generation. Thus we consider the acceptance of this new program by the City Hall as a significant progress.

Based on our activities, it was in January 2009 that the Capital of Prague announced the first annual program Safe Routes to School, in which any primary or secondary school in Prague could participate and compete for financial support from the public budget of the city.

Together with schools selected to be supported in this program, we secured better safety in their vicinity and we managed to increase the number of students and parents walking or cycling to school. Together with Prague Mothers we supported Primary School Jeseniova (Prague 3), Masarykova Primary School in Prague Klánovice, Primary and Nursery School Slivenec

**BEZPEČNÉ CESTY DO ŠKOLY**

Je program založený na spolupráci dětí a dospělých při mapování jejich cest do školy. Výsledkem je odstranění nebezpečných míst a škodlivé dopravy v okolí školy. Program je určen všem školám a školským zařízení, které chtějí zvýšit bezpečnost a podpořit chůzi a jízdu na kole ve městě.

- Děti potřebují přirozený pohyb – dopřejme jim ho
- Děti mají dobré nápady – dejme jim slovo
- Dětem prospívá samostatnost – podpoříme je

**Zapojte se do programu pro školy, děti a rodiče.**  
**Uzávěrka přihlášek 15. března 2009**

Více informací: [www.prazskamotky.cz](http://www.prazskamotky.cz), <http://magistrat.praha-mesto.cz>

and Secondary Technical School Dušní (Prague 1) in their activities to promote concrete transportation solutions. The result of these efforts was – after performing a detail analysis of the situation in the school vicinity – a transport study with proposals how to solve dangerous spots, which was submitted to the Prague City Hall in order to be implemented. We also provided schools with methodological support and professional guidance whilst preparing so called school travel plans (mobility plans). This is a long term transport strategy that supports ecological transportation of students (not only) to schools that should be implemented in all modern schools, which are concerned about the negative impact of extensive automobile transportation on human health, air quality, noise level and the municipal vegetation. In 2009, we supported four Prague schools in their transportation studies and mobility plans, which served as a basis for supporting ecological transport (building stands and bike sheds, information campaigns, educational activities, bicycle courses and excursions etc.). As a part of this project we organized a seminar on how to create school mobility plans (April 23, 2010) and a seminar for introducing and evaluating the Safe Routes to School program 2009, which was prepared for schools involved in the program (for students and teachers), consultants and other stakeholders who are trained for students' and schools' education.

*Project coordinator: Petra Lukešová (petra.lukesova@oziveni.cz), supported via Island, Liechtenstein and Norway EEA Grants and Norway Grants brokered by the NROS (Civic Society Development Fund), Ministry of the Environment of the Czech Republic and the Capital of Prague.*

Modifying the bike shed at Masarykova Primary School in Prague – Klánovice, photo Oživení



Evaluation Seminar – Safe Trip to School 2009, photo Oživení

Surveying dangerous spots for a transportation study at Primary School Slivenec, photo Oživení



## City (Prague) also for cyclists

The main concern of this project was to create more than 40 so called "Input Cards" (IC) with a total length of 130 km of trails solved. These cards include basic technical and geographical specifications, and are the primary step to adapt or build new section of the Prague cycling infrastructure. The task of the realization team was monitoring the Prague cycle paths and trails with a special focus on improvement and efficiency, terrain surveying and design modifications itself, i.e. preparation of the input card for the selected section of cycle trail. All selected proposals for creation of the ICs were continuously discussed and approved by the Prague City Hall Commission for Cycling and further recommended for processing to the Technical Administration of Roads. Based on certain input cards project documentation was prepared and subsequently proposed measures were implemented enabling cyclists safer and more comfortable transport throughout Prague already during the year 2009. In particular, selected cycle lanes, cycle-icon-corridors and bus-cycle-taxi lanes were marked, for example in the following streets Jugoslávských partyzánů, Na Petřinách, Střešovická, Dukelských hrdinů, Vrchlického, etc. Sections demanding construction, which are more time-consuming to prepare, will be completed in the upcoming months.

*Project coordinator: Štěpán Rattay (stepan.rattay@oziveni.cz), project implementation: Tomáš Cach (tomascach@centrum.cz), supported by the Capital of Prague and the Ministry of Environment of the Czech Republic*

Městský úřad Praha MAGISTRÁT HLAVNÍHO MĚSTA PRAHY KANCELÁŘ NAŘÍZOVACÍ A PROJEKČNÍ SPRÁVY	
ZADÁVACÍ KARTA CYKLOTRASY	
Název akce:	A 202 (Roztyly – Záběhlice)
Délka trasy:	3,0 km
Propojené okruhy:	UJ201 a UJ203
Estimovaná cena, Kč:	2 000 000
Datum vypracování:	18.11.2008
Spisová značka:	K-CD (www.zemle.mesto.cz/tyto_soubory/tytoformy.asp?ID=33)
Plátno:	Černá (1x), bílá (3x)
Estimovaná cena, Kč:	200000

Tato zadávací karta je součástí projektové dokumentace pro realizaci projektu Kancelář Řízení pro cyklistickou dopravu na vytvoření projektové dokumentace k předání akce.

### 1. Vymezení a účel akce

Název cyklotrasy A 202 odpovídá spojení rážových cyklotras A 22 a A 41 mezi Kuratkovým náměstím (přes Roztyly na Společné a dále směrem Záběhlice). Konec je cyklisty upraveno 1:1 současně s úpravou přechodu Roztyly v ulici Vrchlického 107 (př. lávková přehrad - geometrie) - v rámci realizace 1. etapy zkolonizace Prahy 171.

Účelem akce je zlepšit podmínky pro bezpečný provoz a snázejší orientaci zejména v místech křížení a komunikacím s vyššími intenzitami motorové dopravy.

Example of the Input Card – trail Roztyly – Záběhlice



Example of realizing an Input Card – cycle lane on the Dukelských hrdinů Street, photo Tomáš Proušek

## Consultation in the project "On the green light - For safe Nižbor"

In cooperation with the Partnership Foundation, which implements the program On the green light – Safe Routes to School in the Czech Republic, Oživení provided a consultant for the Family Center Nižbor – Makovice involved in the program with project titled On the Green light– For Safe Nižbor. Consultancy services consisted of participation at meetings of the workgroup and advisory activities during project implementation, including assistance with drafting interim and final reports of the Family Center Nižbor.

*Project Consultant: Petra Lukešová (petra.lukesova@oziveni.cz),  
Supported by the Parnership Foundation*



## Lobbying

Oživení is on a long-term basis active in transport issues towards public authorities – representatives of the state and municipalities – to create better conditions for safer and more comfortable mobility of pedestrians and cyclists in the streets of the city. To reach this goal, it utilizes its activities within the bodies of the public administration and long-term cooperation with other institutions and NGOs as well as media.

### Road Safety Working Group (BESIP) with Transport Dept. of the Prague City Hall

Oživení is as a member of this working group involved in the issue of pedestrians' and cyclists' safety in the streets of Prague. It maintained the budget item for BESIP 2010 that the city intended to scratch entirely as a part of financial savings.

In the last year, activities of the group resulted in adjustments of roads as proposed in the framework of implemented school projects Safe Routes to School that secure higher safety not only for children traveling to school, e.g.

- Prague 2: finalizing traffic calming of the Slezská Street, reconstruction of the Francouzská Street, modifying the space in front of primary school Sazavská
- Prague 3: new pedestrian crossing with city blocks across the Jeseniova Street near the Family and Community Center Nová Trojka,
- Prague 4 – Libuš: new crossing in the Generála Šišky Street, new crossing in the Novodvorská Street, modification of the crossing between Generála Šišky Street and the Novodvorská Street and the Meteorologická Street (roundabout), road narrowing using roadblocks at the Generála Šišky Street, road adjustments and cycle lane in the Novodvorská Street.
- Prague 6: installation of speed bump at the pedestrian crossing at the Radimova Street and calming the area in front of the Billa Shopping Center, installation of a speed bump and calming the entire crossroad Na Petynce x Radimova,
- Prague 7: new pedestrian crossing at the crossroad of the Streets Havanská x Sládkova and Havanská x Šmeralova, construction modifications (narrowing of the road) near the pedestrian crossing at the crossroad Čechova x Keramická.



Narrowing the road  
at the crossroad Čechova  
x Keramická, photo Oživení

## Working Group for Walking of the Prague City Hall

Oživení in coordination with the Institute for Environmental Policy and the Prague Mothers initiated establishing of so called group for walking of the Prague City Hall, which tasks is to improve the conditions for pedestrian transport in Prague. The group drawn up draft, Development of Pedestrian Transportation Principles, which determine the basic conditions for development of pedestrian transportation in Prague as a basic, most natural, ecological and healthy mode of transport. The Principles were prepared in cooperation with architects from the Development Dept. of the Capital of Prague, experts from the Transportation Dept of the Prague City Hall. as well as from Prague City districts, with the Technical Administration of Roads and representatives of civic association (Oživení, Prague Mothers, Assistance and others). Principles were presented to the Prague City Hall Committee for Transport, which acknowledged it and will advocate for their adoption by the Prague City Council. Principles should form the blueprint for the processing of general pedestrian plan as an integral component of the currently generated new Prague city plan.

## Prague City Hall Commission for Cycling

In cooperation with Prague City Hall Commission for Cycling Oživení advocates for establishing of high quality and safe infrastructure for all who want to travel through city on bicycle. The Commission, which emerged from the informal working group is currently initiative and advisory body of the Prague City Council.



## Further lobbying activities

By open letter to the responsible government authorities and politicians, Oživení joined the protest against cutting down trees along roads, as well as cutting down trees on the Milady Horakové Street (Molochov Area) in relation with the construction of the Blanka Tunnel Complex.

Oživení prepared comments on the concept of new Prague city plan in the area of pedestrian transport and traffic calming of the Prague city center and submitted, as a public representative supported by a total of 338 citizens' signatures, objection to the concept that the city is required to deal with.

By sending an open letter to responsible politicians and officials of the Capital of Prague and the Ministry of Transport, we protested with a great support of the public against the massive removal of pedestrian crossings across the tram tracks in the capital. Our activities helped to reinstall 63 of 79 cancelled crossings and initiated amending of the Ministry of Transport Regulation No. 30/2001 Coll. that legalized this removal. As a part of these negotiations with the Ministry of Transport, we also submitted comments to amendment of the Act No. 361/2000 Coll. on road traffic prepared by the Ministry of Transport of the Czech Republic. Our incentives suggest the improvement of the position of the most vulnerable road users.

By writing a letter to the Prague's Mayor and by supporting the efforts of the City District Prague 2 we contributed to the process of maintaining the NS Highway narrower that we consider to be the first step in favor of its general calming.

We continued to monitor the issue of blue zones designated in Prague streets in immediate vicinity of pedestrian crossings and urged correction for ensuring a greater safety for pedestrians.



The cancelled pedestrian crossing across the tram tracks in the Bělehradská Street, Praha 2, photo Oživení

Crossing on the Bělehradská Street after re-installment, photo Oživení



## Consulting activities

As a part of these activities we provide citizens and organizations that approach us asking for advice on matters related to transportation in Prague, consultations either by email, telephone or through personal meetings. We consult particularly questions about road safety, solution of traffic calming in the vicinity of schools, we advice schools on how to participate in the program Safe Routes to School, and we help to address specific transport issues of citizens in their place of residence or workplace.

## Cooperation with the media

Oživení familiarizes the general public with its activities through website [www.oziveni.cz](http://www.oziveni.cz). An integral part of our work is cooperation with Prague and national media, which we inform about our activities as well as important issues concerning transportation in Prague. This information is provided by press releases, press conferences and articles.

Our activities in the field of sustainable transport are presented to the public regularly. In 2009, Oživení participated at the Earth Day in the Toulec Court, the spring Ecofestival organized by the association Zelený kruh (Green Circle) and the festival Zažít město jinak (Live the city differently) as a part of the European Mobility Week.

Press conference on the topic of maintaining the budget item for BESIP 2010 in the transportation budget of the Capital of Prague, photo Oživení



## Cooperation with foreign subjects

During the project City for Pedestrians we established contact with VCD (Verkehrsclub Deutschland), a German non profit organization that invited us to exchange our experiences with traffic calming measures and with work with children to support their independent and sustainable mobility (walking and cycling) to Berlin in May 2009. Thanks to this invitation we had the opportunity to familiarize ourselves with several Berlin primary schools and their activities promoting sustainable mobility of the youngest generation as well as possibilities of efficient support of pedestrians and cyclists in the city. We have remained in contact with the schools for future cooperation – we have invited them to the Prague conference City for Children in April 2010.

We also continued in our cooperation with the British organization Sustrans interested in sustainable transport that provided us with documentation for some of our educational materials and facilitated contact with the primary school in York, England, which we have also invited to the conference.

## Cooperation with other subjects

Oživení has long-term cooperation with many NGOs dealing with similar issues. The cooperation materializes in sharing information, organization of joint activities and mutual support. Among these organizations surely belong Prague Mothers, which we cooperate on implementation of the project City for Pedestrians and the program Safe Routes to School with, Partnership Foundation with the project On the Green light – Safe Routes to School, civic association Assistance with the project For More Accessible Public Transportation, civic association [www.prechody.cz](http://www.prechody.cz) which points out dangerous pedestrian crossings and places on Prague's roads and the civic association Auto\*mat in promotion sustainable mobility in the city.

## Cleaning the river Botič

One of our traditional activity is the spring cleaning of the green cycle trail along the Botič River in the section between the Záběhlice Chateau and the sports facility Hamr in Prague 10 – Záběhlice.

Spring cleaning of the cycle trail along the River Botič,  
photo Oživení





## Program Corruption-Less

As a part of this program we have a long-term interest in lowering the presence of corruption, conflict of interest, clientelism and other forms of abuse of public power for personal gain. We provide the victims of corruption with a complex service including legal advising, we detect and publicize individual corruption cases, we cooperate with bodies active in the law enforcement, and we realize research, analysis and anti-corruption audits, propose and enforce systemic measures. We try to increase the transparency of public institutions' decision-making and management and increase the accountability of public officials and thus increase the active involvement of citizens.

Among the principal areas of our interest are the right to know (access to information), public procurement and public real estate management. We are also involved in dissemination of anti-corruption know-how, education and networking of anti-corruption and civic activists.

### Our activities and goals

- **Strengthening transparency of public administration**
- **Enforcing personal accountability of public officials**
- **Monitoring of public real estate management**
- **Enforcing systemic changes via analyzing corruption risks and creating anti-corruption strategies at the public administration level**
- **Watchdog and publicizing of corruption cases**
- **Dissemination of anti-corruption know-how and networking of anti-corruption activists**

Oživení regularly organizes the 6th annual Anti-corruption Seminar in Rozsochatec as part of the program Corruption-Less

## Projects

### Personal Responsibility Enforcement - The Key to Good Municipal Governance

The characteristic features of corruption are often illegal steps in the decision-making process, either in the administration management, or for example in public procurement. The local governments (municipalities, counties) are sanctioned for these illegal procedures. They may be penalized by the Czech Inspection of the environment, by the Office for the protection of competition, by the Ministry of Finances of the Czech Republic for violating the budget discipline. They may also be forced to return donations or pay the costs of unsuccessful lawsuit. These costs, which the local governments must pay from their budgets, are in fact losses invoked to themselves and in all such cases there are persons responsible for causing such damage.

In the spring of 2009, Oživení terminated the first leg of a two year project titled Public officials' personal accountability enforcement at the municipal level, that consisted of two polls: true execution of losses from responsible public officials and analysis of the current legislation for this area. The polls proved our hypothesis that the losses caused by illegal decision making are not usually demanded from the responsible individuals, whether they are officials, or politicians, and that they are typically covered from the municipal budgets; whether it be fines given by the Office for the protection of competition to the local governments for illegal procurements or costs of unsuccessful lawsuits concerning access to information. The local governments investigated the truly responsible individuals and asked them to cover the losses in less than 10% of all the investigated cases.

Legal analysis confirmed the obligation of the local governments to recover all losses, but also showed that if the management of the local government (mayor, governor) refuses to recover the losses there is no way how to force him/her to perform this recovery (or how to force him/her to designate another person, who would recover the losses instead). And since, in practice, people responsible for the losses and the person entitled to enforce it often overlap, the legal obligation remains often unfulfilled and public budgets are depleted.

In the following phase of the project we focused on finding a way how to enforce the obligation of recovering the losses. A criminal complaint for breach one's responsibility proved to be ineffective tool. Thus we decided to prepare an amendment to the municipality, regions and the Capital of Prague Acts, which the enforceability of claims allows in practice.

Motivation triangle  
for committing a crime  
according to the criminologist  
Donald R. Cressey



## Anti-corruption amendment to the Municipality Act

While preparing a legislative solution of personal accountability for caused losses we have soon found out, that we have to include in amendments of the Act on local municipalities also solutions of other problematic areas that we have been involved in over a long period of time and that also require modification of the law. In cooperation with the municipal representatives, civic activists and attorneys from NGOs, we prepared a complex anti-corruption amendment of the Act on municipalities, on regions and the Capital of Prague during the second half of 2009. We decided to modify four areas:

- 1) Regulations of town hall periodicals,
- 2) Securing access of municipal representatives to the information,
- 3) Tightening responsibilities in property management,
- 4) Securing recovery of the caused losses.

The proposal of the amendment including the reasoning report and supporting analysis and surveys is published on [www.bezkorupce.cz](http://www.bezkorupce.cz). Now all that remains is to bring these proposals into practice and enforce them.

*Project coordinator: Tomáš Kramár (tomas.kramar@oziveni.cz), supported by CEE TRUST and Open Society Fund Prague*

## Public procurement in practice

Public procurement is an area which suffers from corruption over a long period of time. Oživení permanently monitors suspicious public bids as well as analysis and also proposes systematic solutions to combat corruption risks.

In 2009, we recorded a partial success at local governments that had cooperated with Oživení to upgrade public procurement system. In the first place, we initiated the software launching at the Prague City Hall called Bids under the magnifying glass. Oživení has, in the scope of the Prague City Council Commission for transparent public administration, actively participated on the structure and list of publicized information concerning public procurement submitted by the Prague City Hall. The second case in 2009, it was the town of Most, which initiated its own internet database of public procurement with detailed information about all phases including the final evaluation. The town has also innovated its guidelines for submitting public bids and started to use internet auctions in a standard manner.

*Project coordinator: Martin Kameník (martin.kamenik@oziveni.cz), Supported by funds from the Open Society Fund Prague*

In 2009, Oživení monitored several important cases of inefficient management of public property:

### Masaryk Railway Station Revitalization

At the beginning of the year, Oživení pointed publicly to a disadvantageous contract establishing a pre-emption right on the sale of Masaryk Railway Station in the Prague city center, a real burden imposed on selected properties of the České Dráhy Inc. (ČD) in favor of the Masaryk Station Development, Inc. (MSD) for a maximum purchase price of CZK 900 million without time constraints of the contract. MSD is a joint venture combining developers from the Masaryk Station Investment (MSI) with a two thirds share in the company and ČD. List of properties that are under the contract, purposely divides the station area into pieces and clearly favors MSI from other candidates. It is also not clear how the developer companies were chosen to cooperate with and how the contractual relations between ČD and the developers were adjusted. ČD is not willing to provide any information and thus Oživení was forced to file a suit against them. Oživení managed to obtain unofficially the original proposal of contractual relationships, which confirmed suspicions that the project is very risky and disadvantageous for ČD. In fact, in the original version, which was fortunately not approved, ČD were planning to sell 1 sq. meter for an unbelievable low price of CZK 8 000.

Oživení is aware of the significance of this case for the future transport and urban planning in the center of Prague and therefore is aiming to obtain sensitive information by further means, inform the public and media and evaluate further relevant legal steps for enforcing personal accountability concerning the decision on disadvantageous ČD's public property management.

Příloha: Schéma firem s předkupním právem k Masarykovu nádraží

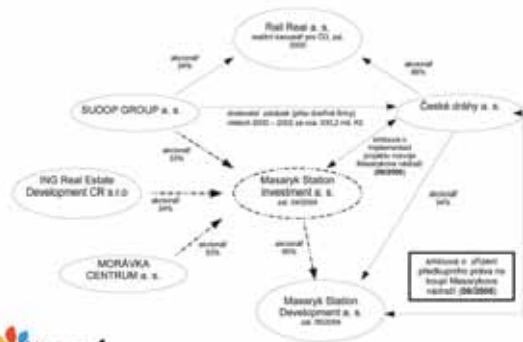


Diagram showing ownership relations of companies that appear on contracts with pre-emption rights to the historic building of the Masaryk Railway Station in the center of Prague

## Leasing Spas of the Czech Ministry of Interior

Oživení processed and published, in cooperation with Jana Škopková, the reporter of TV NOVA, the case of disadvantageous leasing of spa buildings owned by the Spa Treatment Institutions of the Czech Ministry of Interior to the TEMPARANO Inc. TEMPARANO Inc. was the only applicant and winner in the selection process of tender even though the company was founded only half a year earlier, had no experience in the spa business at all and did not meet listed qualification criteria. The company obtained a lease contract for 20 years leasing 4 spa complexes in Czech spas' attractive localities for a yearly payment of only CZK 20 millions. Oživení draw Minister Pecina's attention to the manipulated selection process and the minister ordered an audit to investigate it. The audit confirmed the fact that the lease contract was overall disadvantageous, but, so far, there has been no information on a deduction of personal responsibility for this exemplary failure

## Social Services of the Central-Bohemian Region

At the end of 2009, Oživení investigated a non transparent procurement administered by the Central-Bohemian Region for establishing "Economic Architecture for operating selected social prevention services in the Central-Bohemian Region" funded by the EU Operational Programs. Analyzing the contractual documentation and requested information on the evaluation of applicants, Oživení concluded that the Central-Bohemian Region proceeded the procurement administration in a very suspectful manner and assessed the applicants' proposals in a non transparent way. Two companies with no adequate experience and background won the tender.

For these reasons, Oživení filed a complaint to the Office for the Protection of Competition and requested investigation of the tender because of suspected illegality and lack of transparency of the selected suppliers. Oživení also publicized the case. The Office ordered precautions and prohibited the Central Bohemian Region from making a contract with the selected suppliers until the tender is investigated. The Central Bohemian Region finally decided to cancel the whole tender.

The example of successful case, the Regional Office canceled non transparent public tender under the pressure from the media and the Office for the Protection of Competition



## Conflict of interest – disclosures monitoring

Oživení is traditionally interested in the topic of public officials' conflict of interest. This year, we focused on registration bodies and their compliance with the law while on-line accessing the registry of public officials' disclosures. For this reason, we tested access to 13 regional registries and the Prague City Hall registry. The results were not encouraging; the local governments often hesitated in providing access passwords to the registries (some delay was more than 14 days) even by law they are to do so immediately. Besides, the registration bodies limited the access to the registry unreasonably, and thus, according to our opinion, violated the Conflict of interest Act. The results of the testing were published and an instigation was sent to the Czech Ministry of Interior concerning violation of the law by several local governments.

In connection with monitoring of MPs' disclosures, Oživení brought attention to receiving of illegal compensations by politicians for positions held in public companies' statutory and supervisory bodies, to be specific, the illegal compensations to the MP Oldřich Vojíř for his position in the supervisory board of the ČD Cargo Inc.. After the case was publicized and the chairman of the ČD Cargo board of directors was informed about the illegally paid bonuses, the above mentioned MP decided to return the paid amount and not to accept these bonuses in the future.

In the area of conflict of interests, Oživení played its active role also what concerned the legislation as being invited to participate in a working group focusing on amending the Conflict of Interest Act by the representatives of the Czech Ministry of Justice. As part of this work, Oživení prepared its proposals and comments on the prepared amendment; pointing out the generally weak law enforceability in the case the legal obligations are not met, and the inefficiency of the wrongdoing proceedings in the case inaccurate or incomplete disclosures are submitted.

## Anti-corruption audit - inspection of state subsidies' distribution

In autumn of 2008, Oživení has already started to work up the anti-corruption audit of the National Programs of the Czech State Fund for the Environment. We performed this activity together with Transparency International Czech Republic, which performed audits of the processes and the system of the European funds distribution. To our knowledge, this was the first external anti-corruption audit of such a state institution in the Czech Republic ever.

Based on the evaluation of internal rules, anonymous questionnaire among employees, interviews with selected staff of the Fund, and checking several dozens of samples of supported projects, we prepared a map of corruption risks and suggested to the Fund management alternatives of anti-corruption measures. Thanks to this experience with proceeded audit, Oživení possesses a functional methodology for processing and evaluating an anti-corruption audit.

*Responsible person: Štěpán Rattay (stepan.rattay@oziveni.cz), supported by SFŽP and Open Society Fund Prague*

### **Citizen in Legally Consistent State III.**

Oživení has continued in its project activities from the past years and has focused on solving long-term practical problems in the areas of free access to information, law enforcement, and protection of wasteful public property management, conflict of interest management and control of self-government competences' implementation.

We have also provided the anti-corruption advisory, both through individual consultations as part of the Corruption-Less email conference and individual legal assistance as in the case of filing a criminal complaint on the town hall representatives of Liberec for a disadvantageous transfer of real estate property.

A large progress took place in the area of networking activities, where besides using the Corruption-Less email conference, we have launched a pilot version of the internet discussion forum and Wiki Corruption-Less. The internet discussion forum expands the limited possibilities of email conference to the general public (citizens, activists, professionals, politicians, etc.) that have a chance to comment on practical issues, questions and problems' solutions in the area of combating corruption. The internet discussion is digestedly structured into discussion topics and allows users an easy navigation while seeking relevant information. Wiki Corruption-Less – anti-corruption version based on the traditional Wikipedia – will be helpful by providing comprehensive anti-corruption know-how when solving various problems related to manifestations of corruption and non-transparent and non-economical decision-making. The content of the wiki can be naturally improved by external users interested in the anti-corruption topic.

*Project coordinator Mgr. Martin Kameník (martin.kamenik@oziveni.cz), supported by the Ministry of Interior and Open Society Fund Prague*

## Legal service for citizens

During 2009 based on a occurrence of loss, we have sent two tens of requests for information according to the Act No. 106/1999 Coll. (Free access to information Act) to several towns and villages in the Czech Republic in order to inspect these cases and to identify the persons responsible for the loss.

In the following year, we will continue to monitor these cases by requesting more information, eventually we will enforce these requests by law and other claims will be issued to obtain compensations for damage in favor of local public budgets. In the next few days, the public is going to be acquainted with the legal treatise on the topic of losses caused to municipalities and possibility of claiming the compensation prepared by Mgr. Pavel Grospic, attorney collaborating with Oživení.

In the scope of this project, cases of disadvantageous sales of real estates of municipalities, the state and public companies will be monitored too. In this fashion, information namely on conditions of sales of real estate, on which the current Masaryk Railway Station is located, will be obtained.

### Situační mapa: nemovitosti zatížené předkupním právem, Masarykovo nádraží



- stavby včetně pozemků + pozemky
- pouze stavby bez pozemků

Map of plots and buildings at the Masaryk Railway Station that are subject to disadvantageous contracts with ČD, Inc.

## Right to know

The key tool for combating corruption in the work of Oživení is exercising the right to know through submitting requests for information according to the Free Access to Information Act No. 106/1999 Coll. We must often use legal pressure to obtain answers from subjects to which we aim our questions.

During 2009, Oživení has submitted dozens of requests for information and, in connection with some of them, has filed complaints to the supervisory bodies for the addressee non-acting (in other words not providing the information), or has submitted appeals in a connection with their negative decisions, legal actions for the inaction and supervisory bodies' confirmations of previous negative decision.

The lawsuits led to a successful end in several cases. For example in February 2009, we succeeded in voluntary termination of inaction by České Dráhy, Inc. and, in October and December 2009, we recovered compensation for costs of the terminated proceedings, followed by verdicts on proceedings against the Czech Ministry of Transport, the allowance organization Technical Management of Roads of the Capital of Prague and the Transportation Company of the Capital of Prague, as the submitted complaints were judged in consent to the suit and the defendant should pay the costs of the process. In the case of the complaint against the Ministry of Transport of the Czech Republic, the Municipal Court in Prague uphold the suit only partially and so Oživení achieved the repeal of invalid decisions on rejection and confirmation of rejected requests, however no order to provide information was issued and instead the case was returned to the Ministry of Transport of the Czech Republic for a new consideration.



## Cooperation with foreign subjects

During 2009, Oživení organized several professional-styled lectures for investigative reporters and representatives of NGOs from the former Soviet Union as part of the Corruption-Less program, activities related to education and sharing of experiences.

### Ukraine

Aiming to spread the anti-corruption know-how, Oživení realized partnership project entitled "Non-governmental organizations in Local Budgeting Transparency: "Exchange of experience between Ukraine and the Czech Republic" in May and June. The aim of this project was a comparison of the system of budget regulations and budgetary determination of taxes in the Czech Republic and Ukraine. The project's partner of Oživení was the organization Bereginya located in Charkov. In the first part of the project, we welcomed our colleagues from Charkov in Prague and organized for them meetings with selected representatives of the Czech local governments, who were experienced in the technique of drawing up of local municipal budgets. In the second part of the project, A team from Oživení visited Charkov to get similarly familiar with the functionality of local politics in Ukraine. Outputs of the comparison and procedures of our organization to prevent and combat corruption were made available to the media through press conference in Charkov.

*Cooperating person: attorney Mgr. Pavel Grošpic (pgrospic@pgrispic.cz),  
responsible person: Ing. Štěpán Rattay (stepan.rattay@oziveni.cz),  
the project was supported by the Open Society Fund Praha*

### Armenia

Representatives of Oživení and the Polish Batory Foundation gave to the Armenian anti-corruption and human rights activists the overview on the anti-corruption legislature of the Czech Republic, Poland and the EU, its implementation and the flaws during the three-day June seminar in Yerevan. The seminar was organized by the Armenian Young Lawyers Association, the Armenian office of the Organization for Security and Cooperation in Europe and the Agora Central Europe.

*Responsible person: Mgr. Tomáš Kramár (tomas.kramar@oziveni.cz)*

Press conference in Charkov,  
June 2009



## National anti-corruption policy

Prior to the parliamentary election in autumn 2009, Oživení invited major political parties to include in their political programs key anti-corruption issues. Even though the elections did not take place, a number of issues got into the broader political debate, e.g. transparency and control of public procurement and abolition of anonymous bearer shares.

Oživení together with Transparency International ČR challenged the Prime Minister Fišer's caretaker government on 6 priority anti-corruption areas which government with a limited mandate could enforce. The government unfortunately did not aspire the desired changes in the full scope resulting in a adoption of so called Pecina's anti-corruption package.

Oživení also contributes as a member of the Inter-resort coordination group for combating corruption with the Ministry of Interior with its alternative opinion on establishing of the Czech Republic anti-corruption strategy.

## Participation in the Prague City Council Anti-corruption Commission

As a member of Prague City Council Anti-corruption Commission, Oživení attempts to push through more transparent decision-making processes leading to more economical property management of the City of Prague. One of the great successes of our work in the Commission is the realization of the Corruption Risk Map of the Prague City Hall. Oživení comments on emerging Anti-corruption strategy of the Capital of Prague and enforces a larger information openness of the City Hall and the transition to e-procurement. Implementation of anti-corruption measures that have resulted form Corruption Risk Map prepared by an independent auditor has come out as important but not granted.

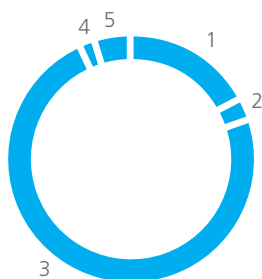
Another achievement is the launching of the internet database of public contracts on the Prague City Hall web site, which allows more effective public scrutiny thanks to an unprecedented timely and detail amount of information . Oživení has proposed establishment of such a database already four years ago and has enforced it ever since.

# Annual Financial Report

## Organization's revenues in 2009

	in CZK
Ministry of the Interior of the Czech Republic	547,611
Ministry of the Environment of the Czech Republic	299,110
Prague City Hall	134,131
Nadace Open Society Fund Prague	1 573,175
Civil Society Development Foundation	1 256,482
Trust for Civil Society in Central & Eastern Europe	798,876
Partnership Foundation	18,000
Donations	76,293
Revenues from sale of services	221,270
Interests	14,291
Other revenues	2,039
<b>Total</b>	<b>4,941,278</b>

## Total revenues by type of source



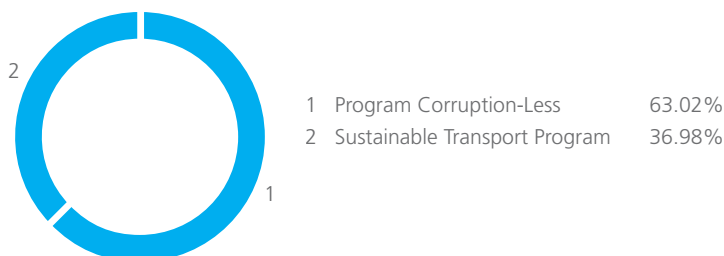
1	Czech Government	17.14%
2	Czech local administration	2.71%
3	Foundations	73.80%
4	Donations	1.54%
5	Revenues from own activities	4.81%

## Projects in 2009

in CZK

Conflict of interest and Corruption in Public sector (Monitoring of property returns, Public procurement in practice, Legal Service for Citizens)	1,441,925
Citizen in a Legally Consistent State III.	547,611
Personal Responsibility Enforcement – The Key to Good Municipal Governance	798,877
Non-governmental organizations in Local Budgeting Transparency: "Experience exchange between Ukraine and the Czech Republic"	131,250
City for Pedestrians	1,256,482
City (Prague) also for cyclists	433,241
Consultation in the project "On the green light – for safe Nižbor"	18,000
Own activities and other expenditures	121,528
CELKEM	4,748,914
Program Corruption-Less	2,992,580
Sustainable Transport Program	1,756,334

## Total expenditures by type of main organization's activity



**Balance sheet as of 31. 12. 2009**

in CZK	Balance of the first day of the accounting period	Balance as of the last day of the accounting period
<b>ASSETS</b>		
A. Long time assets, total	42,196	0
Long time intangible assets	0	0
Long time tangible assets	341,719	80,550
Long time financial assets	0	0
Adjustments to the long time assets	-299,523	-80,550
B. Short time assets	1,977,954	1,751,064
Inventory	0	0
Receivables	33,350	106,302
Short time financial assets	1,890,097	1,633,897
Other assets	54,507	10,865
<b>ASSETS, TOTAL</b>	<b>2,020,150</b>	<b>1,751,064</b>
<b>LIABILITIES</b>		
A. Own sources	1,692,099	1 342,298
Property	292,503	292,503
Funds	1,374,377	832,211
Profit and Loss Account	0	192,364
Profit and Loss in the Approval Process	94,127	0
Retained Profit, unpaid loss of prev. years	-68,907	25,220
B. Foreign sources	328,051	408,766
Reserves	0	0
Long time liabilities	20,650	35,400
Short time liabilities	307,401	373,366
Other liabilities	0	0
<b>LIABILITES, TOTAL</b>	<b>2,020,150</b>	<b>1,751,064</b>

## Profit and loss account as of 31. 12. 2009

in CZK	Main activity	Economic activity	Total
<b>COSTS</b>			
Consumption of materials	178,104	0	178,104
Consumption of energy	32,173	0	32,173
Travel expenses	92,170	0	92,170
Costs for representation	21,075	0	21,075
Other services	2,487,833	0	2,487,833
Labour costs	1,395,794	0	1,395,794
Legal social insurance	431,396	0	431,396
Legal social expenses	5,462	0	5,462
Taxes and charges	0	0	0
Other fines and penalties	2,414	0	2,414
Exchange rate losses	9,218	0	9,218
Shortages and damages	41,563	0	41,563
Other costs	9,515	0	9,515
Depreciations, long time intangible and tangible assets	42,196	0	42,196
Contributions provided	0	0	0
Income tax	0	0	0
<b>COSTS, TOTAL</b>	<b>4,748,914</b>	<b>0</b>	<b>4,748,914</b>
<b>REVENUES</b>			
Revenues from sale of services	217,668	3,602	221,270
Interests	14,291	0	14,291
Exchange rate profits	44	0	44
Other revenues	1,996	0	1,996
Received contributions	2,204,872	0	2,204,872
Operational grants	2,498,806	0	2,498,806
<b>REVENUES, TOTAL</b>	<b>4,937,676</b>	<b>3,602</b>	<b>4,941,278</b>
Profit nad Loss before tax	188,762	3,602	192,364
<b>PROFIT AND LOSS ACCOUNT</b>			
after tax	188,762	3,602	192,364

# Audit Report

<b>Name of entity:</b>	Oživení
<b>Legal form:</b>	Civic Association
<b>Location:</b>	Lublaňská 18, Praha 2
<b>Registration Date:</b>	13.11.1997 under registration number II./S-OVS/1-34032/97-R with the Ministry of Interior in Prague
<b>Identification number:</b>	67365353
<b>Reporting period:</b>	1. 1. 2009 – 31. 12. 2009
<b>Balance sheet date:</b>	12/31/09
<b>Date of preparation of accounts:</b>	2/27/10

## Aims of the Activities of association:

- Developing a civic society, democracy and a legally consistent state, particularly by supporting and enforcing active participation in the administration of public affairs, by enforcing principles of accountability and transparency in public service;
- Enforcing the principle of partnership in a non-profit sector and among governmental non-profit organizations, public service and a commercial sector;
- Protecting nature and countryside, and cultural landmarks;
- Supporting and enforcing principles of sustainable transport;
- Preparing and establishing greenways, heritage trails and cycling paths and their connection to the European network;
- Promoting environmental values through environmental education and training.

<b>Statutory Authority</b>	Ing. Štěpán Rattay – Executive Director Mgr. Tomáš Kramár – Chairman
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# Report of Independent Auditor

## **Auditor's opinion:**

As a result of our auditing financial statements of civic association for a year period, the auditor issues the following statement:

Financial statements of civic association Oživení as of Dec. 31st 2009 are approved without reservation.

## **Statement of the reasons:**

In our opinion, the financial statements provide a faithful and truthful picture of the assets, liabilities, financial sources and financial situation of civic association as of December 31st 2009, and the operational statement for 2009 in accordance with accounting and other relevant legislation valid in the Czech Republic.

Ing. Miroslav Brabec, auditor, registration number 1510

BNS, v.o.s

Date of the report: April 24th 2010

### **Výsledek ověření**

Provedli jsme audit přiložené účetní závěrky k 31.12.2009 občanského sdružení Oživení.

Za vedení účetnictví, za jeho úplnost, průkaznost a správnost, jakož i za sestavení účetní závěrky je odpovědný statutární orgán účetní jednotky. Naší úlohou bylo získat všechny informace, které byly podle našeho nejlepšího vědomí nezbytné pro ověření účetní závěrky a vyjádřit názor na účetní závěrku jako celek na základě provedeného auditu.

### **VI. Výrok auditora**

Jako výsledek našeho ověření vydává auditor k roční účetní závěrce občanského sdružení následující vyjádření:

Podle našeho názoru **účetní závěrka ve všech významných ohledech věrně a poctivě zobrazuje aktiva, závazky, vlastní zdroje a finanční situaci občanského sdružení OŽIVENÍ k 31. prosinci 2009 a výsledek hospodaření za rok 2009 v souladu se zákonem o účetnictví a příslušnými předpisy České republiky.**

V Praze dne 26.4.2010



BNS, v.o.s.  
osvědčení KAČR č. 264

Ing. Miroslav Brabec  
osvědčení KAČR č. 1510

## Structure of the Organization

The highest body of the civic association Oživení is general assembly, that appoints the chairman and approves the position of the executive director. The Chairman and the Director are the statutory bodies of the Organization.

### Members of the Organization (as on December 31 2009):

Tomáš Kramár – Chairman  
 Štěpán Rattay – Executive Director  
 Lenka Petráková – Revisor  
 Petra Lukešová – member  
 Radana Tichavská – member  
 Eva Šuchmanová – member  
 Martin Kameník – member  
 Jan Regal – member  
 Pavel Nepivoda – accountant  
 Radek Přílepek – member

### In 2009 in Oživení worked:

Tomáš Kramár – chairman, Program Corruption-Less  
 Štěpán Rattay – director, Program Corruption-Less  
 Radana Tichavská – financial management  
 Marie Čiverná – operation and management  
 Petra Lukešová – Program Sustainable Transport  
 Jarmila Johnová – Program Sustainable Transport  
 Eva Šuchmanová – Program Sustainable Transport  
 Tomáš Cach – Program Sustainable Transport  
 Martin Kameník – Program Corruption-Less  
 Pavel Grošpic – Program Corruption-Less  
 Jan Kadeřábek – Program Corruption-Less  
 Lenka Petráková – Program Corruption-Less

## During 2009, the following individuals cooperated with us:

Markéta Reedová, Oldřich Kužílek, Věra Jakubková, Hynek Brýdl, Roman Krajci, Daniela Göttlová, Svatopluk Bártík, Radim Prokop, Miroslav Iglo, reps of the Ecological legal service, o. s., Jakub Široký, Jana Škopková, Vratislav Filler, Tomáš Prousek, Květoslav Syrový, Táňa Svobodová, Ráchel Paslerová, Michal Sikyta, Petr Kodytek, Pavel Rakušan – Cellula, Filip Černý, Cafe Mlýnská, bar Krásný Ztráty, Ondřej Tošner, Transparency International ČR, Transparency International Slovakia, ÚVT, s.r.o., Michaela Valentová, Jan Valeška, Prahounakole.cz, Mujlanskroun.cz, Děti Země, Filip Pospíšil, Jan Černý, Petr Štěpánek, Kharkiv Bereginya, Jerome Hotels, Hana Čápková, Člověk v tísni, o. p. s., VAMB Štěchovice, s. r. o., Castle Rozsochatec, Petra Kolínská, Silvie Gajdošíková, Otevřete.cz, Foundation Partnerství, Arnika, o. s., Asistence, o. s., Auto\*mat, o. s., Cafe Bio Oko, Rudolf Blažek – RHMP, Ivo Vykydal, Josef Pokorný, Ladislav Decarli – MD ČR, Jaroslav Mach – OD MHMP, Olga Boučková, Martin Šubrt, Tomáš Mrázek – TSK, Josef Gál – OD MČ Praha 2, MUDr. Eva Rychlíková – ČIŽP, Miroslav Trejtnar – www.prechody.cz, Iva Hájková – humanitarian section MČ Praha – Libuš, Ecopolitical Institution, o.p.s., Paul Osborne – Sustrans, Dorit Slaby, Marion Laube – VCD (Verkehrsclub Deutschland), Carl Humann Grundschule, Dringhouses Primary School, Petr Novotný, Josef Kocourek, Vladislav Rozsypal – designers of program Bezpečné cesty do školy, Petra Siganová, Kateřina Hloušková, Ivona Komárková, Mojmír Kopečný and other teachers and students, Kryštof Štafl a students from ZŠ Meteorologická, Krocan, o. s., Jiří Galatík – CDV, Barbora Kolárová, Petr Šmíd, Radek Patrný – Foundation Partnerství, Tereza Vohryzková, Petra Cífková, Karel Bezděk, Tomáš Pivoňka, Eliška Císařová, Zuzana Čaputová, Livinskyy Oleksiy, Marian Hvorecký, Vlastimil Dubsky and others.

**WE THANK YOU ALL!**



