



CHAMBER OF INVESTIGATORS IN BULGARIA

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TO

**NETWORK OF PROSECUTORS GENERAL
AND EQUIVALENT INSTITUTIONS OF
SUPREME COURTS IN THE EU**

**CONSULTATIVE COUNCIL OF EUROPEAN
PROSECUTORS**

EUROPEAN JUDICIAL NETWORK

**INTERNATIONAL ASSOCIATION OF
PROSECUTORS**

**DEAR MEMBERS OF THE NETWORK OF PROSECUTORS
GENERAL AND EQUIVALENT INSTITUTIONS OF SUPREME COURTS
IN THE EU,**

**DEAR MEMBERS OF THE CONSULTATIVE COUNCIL OF
EUROPEAN PROSECUTORS,**

DEAR MEMBERS OF THE EUROPEAN JUDICIAL NETWORK,

**DEAR MEMBERS OF THE INTERNATIONAL ASSOCIATION OF
PROSECUTORS,**

With regard to the unprecedented situation in the country concerning the deep financial, economic, health and political crisis, the Chamber of Investigators in Bulgaria / CIB / would like to express its opinion.

The CIB is an association for the protection of independence and professional interests of investigators and supporting their professional qualification. In view of our priorities for promoting the rule of law and combating crime, for the protection of human rights and the interests of civil society, we, as the most representative professional organization in the judiciary, are particularly vigilant in attempts to interfere in the activities of law enforcement agencies.

In this regard, we express our desire to participate in all committees and working groups regarding the discussion of amendments supplementations to the Judicial System Act, the Criminal Code of the Republic of Bulgaria and the Criminal Procedure Code of the Republic of Bulgaria, as well as the related to them laws and regulations.

Our desire is based both on the in-depth knowledge and on the rich and successful professional experience of the investigators, accumulated over the years, regarding the investigation of the most serious crimes, referred to in the Criminal Code of the Republic of Bulgaria. Therefore, we believe that this knowledge and skills will unconditionally contribute to improving the quality of future amendments to the legislative framework of the policy of the Republic of Bulgaria in the field of criminal law and procedure.

According to the Constitution of the country, investigators and prosecutors are part of the judiciary, which main function is to protect the rights and legitimate interests of citizens, legal entities and the state. For this reason, we are independent of the other authorities and in the performance of our functions we are guided only by the law and our inner conviction. In Article 129, para 1 of the Constitution of the Republic of Bulgaria, the legislator has provided a special order for the appointment, promotion, demotion, transfer and dismissal of magistrates, to which neither the executive power nor the President of the Republic have anything to do.

Given the legislation of the Republic of Bulgaria, investigators are one of the fundamental guarantees for the observance of fundamental human rights, as they make their decisions on the basis of internal conviction, based on an objective, comprehensive and complete examination of all the circumstances of the case.

For many years since 1991, attempts have been made to politicize, change the structure and interfere in the powers of the Prosecution and investigative bodies. In times of crisis, the three authorities are unnecessarily opposed, instead of interacting in the public interest. The executive takes legally unjustified actions against the judiciary in the pursuit of personal interests, which exerts political pressure on the activities of law enforcement agencies.

For these reasons, the Chamber of Investigators in Bulgaria calls for the antagonistic tension between the authorities in the country to be resolved within the Constitution and the laws of the state and to limit to a minimum the unmotivated influence of the executive on the Prosecution and investigative bodies.

RESPECTFULLY,

**CHAMBER OF INVESTIGATORS
IN BULGARIA**