

To: The Ministry of Investment and European Projects

For the attention of: Mrs. Cecilia Vaduva, Deputy Secretary General

Reference: Request based on Law no. 544/2001 on free access to information of public interest

Bucharest, 05 November 2021

Dear Madam President of the Administrative Complaints Analysis Committee,

The Center for Legal Resources Foundation (hereinafter CLR) with headquarters in Bucharest, 19 Arcului Street, Sector 2, registered in the Register of Legal Entities by Civil decision no. 276/18.12/1998 of the Court of Bucharest, fiscal code RO 11341550, represented by Georgiana Iorgulescu as executive director and by Stefania Dascalu as lawyer,

We respectfully thank you for providing the response no 106353/DC/01/11/2021, to the CLR letter number 571/06/10.2021, concerning the information of public interest regarding the final version of the OPISD Programme 2021 - 2027, the stage of drafting, the date to be finalised and the minutes of the meeting of 10 August 2021 within the OPISD Committee assembly of that date, where a CLR representative was also in attendance. In continuation of the good cooperation with your institution, we transmit, pursuant to Law No 544/2001 on free access to information of public interest,

Resubmission / request for disclosure of public information

Respectfully requesting, in reference to the summary document of the proposals from the OPISD consultation process:

1. For you to make the following changes in order to be consistent with what was discussed at the August 10, 2021 meeting:

- Under the "CLR requests/observations" section, please remove the last paragraph ("CLR does not agree with the remark of Help Autism [...]") as this is not what the CRJ representative transmitted, and replace it, as you can probably find on the Zoom recording of that meeting, with the fact that the CLR did not agree with the remark of Mrs Bololoi, president of Help Autism, and the president's reference to acts of physical and other types of violence by children with psychosocial disabilities against their mothers is stigmatizing language against those children, and we did not for a moment mean that the actual housing of people with psychosocial disabilities in apartments is stigmatizing, but the language used by the president is discriminatory. Also, please add the statement of the President, which is nowhere to be found in the summary document.

- CLR also pointed out that sheltered housing with 8-16 people living in hard-to-reach rural areas cannot contribute to the social inclusion and rehabilitation of adults with intellectual and psychosocial disabilities, which is not mentioned in the summary document.
- We ask you to add under "FONSS requests/observations" the fact that they did not agree with the option supported by the CRJ of stopping the construction of sheltered housing.
- Also, please add the statement of MEIP regarding the establishment of a group composed of representatives of FONPC, NARPDCA and CLR as a result of the observations to stop the construction of family-type houses and sheltered housing attached to day centres, for which Mrs Corina Atanasiu was designated as a contact person - that did not happen up to the date of this correspondence.

2. We would like you to provide us the summary document in an official manner, bearing the letterhead of your institution and the signature of the person responsible for it, considering we were participants in the meeting and we would like to annex it to our correspondence with the European Commission on the matter of deinstitutionalization, as well as in our correspondence with other collaborators from the public sector.

3. We also ask you to forward to us, on the basis of Law no. 544/2001 on free access to information of public interest, the recording of the meeting of 10 August, given that it was also transmitted on the Zoom platform and through the participation of a CLR representative at that meeting, in order for us to verify, in turn, the correctness of the statements in the summary document.

4. Again on the basis of Law 544/2001, we ask you to send us or make public your correspondence with the European Commission of September 2021 in which the solution of deinstitutionalization of adults with disabilities through sheltered housing was no longer retained. Furthermore, please inform us to which office of the European Commission you sent this correspondence.

5. In addition, we would also like to ask you to publish the most recent concept paper on deinstitutionalization drafted by your institution, as well as the authors of this document, given that it has been sent to the European Commission since August 2021, and should have been drafted with the participation of civil society.

6. Finally, we would like you to provide us with the list of experts contracted by MEIP who contributed to the elaboration of the 2021-2027 Programme, considering that the document is published on your institution's website in its final form.

We further respectfully request that you provide us with the contact details of a person in your institution with whom we can keep in touch regarding observations on the deinstitutionalization process specified by the OPISD, given that we have requested this meeting since 13.08.2021, correspondence transmitted from georgianap@crj.ro to the addresses: cabinet.ministru@mfe.gov.ro and cabinetsatanasiu@mfe.gov.ro, from which we quote: "ii. Moreover, the experience from the 2014-2020 programming period shows that money is allocated to these SHs with day care centres (DC), and for the last 3 years, in most of the locations, not even the foundations of these buildings have been laid from ROP funding (not to mention the OPHC funded community services), while approx. 18,000 people either die or are waiting in institutions while their lives are deteriorating. The most recent case, very much present in the media, is that of CRRD Călinești - Prahova, where an elderly disabled man was beaten and killed by a nurse; his brother, a beneficiary of CRRD- Călinești is still in hospital. CLR is

monitoring the situation (<https://s9.ro/1gm6>) and requests an urgent meeting with the Minister of Investments and European Projects to discuss this case as well as other inconsistencies regarding the construction of SH with DC and also the stagnation of the deinstitutionalisation process from European funds.”

Please provide us with the requested information in electronic format at the following e-mail addresses: oana.dodu@crj.ro or office@crj.ro.

Thank you,

Oana Dodu

Project Assistant

Center for Legal Resources