ENAA
TACKLING SERIOUS AND ORGANISED CRIME

Applying administrative measures in practice

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Preventing criminal infiltration

Why administrative measures?

80%

Legal businesses

↓

Illegal activities

- Tax fraud
- Money laundering
- Drug trafficking

“What if the risk is not visible through a standard administrative check?”

Preventive measures: integrity checks

Routine administrative check	Integrity check
Does the applicant meet the requirements?	Could granting the decision create a risk of criminal misuse?
Hygiene, technical requirements, qualifications	Integrity, legality & suitability
Regulates access to an activity	Identifies risks before a decision is granted

What can an integrity check look at?

Integrity screening can consider:

- Criminal records
- Financial transparency
- Conflicts of interest

Different approaches EU => No single model

Integrity checks can be applied to:

- Licences & permits
- Public procurement
- Subsidies & grants
- Certificates & authorisations

Different points of access

Before granting an administrative benefit, permission or opportunity, authorities can assess whether there are integrity risks that need to be taken into account.

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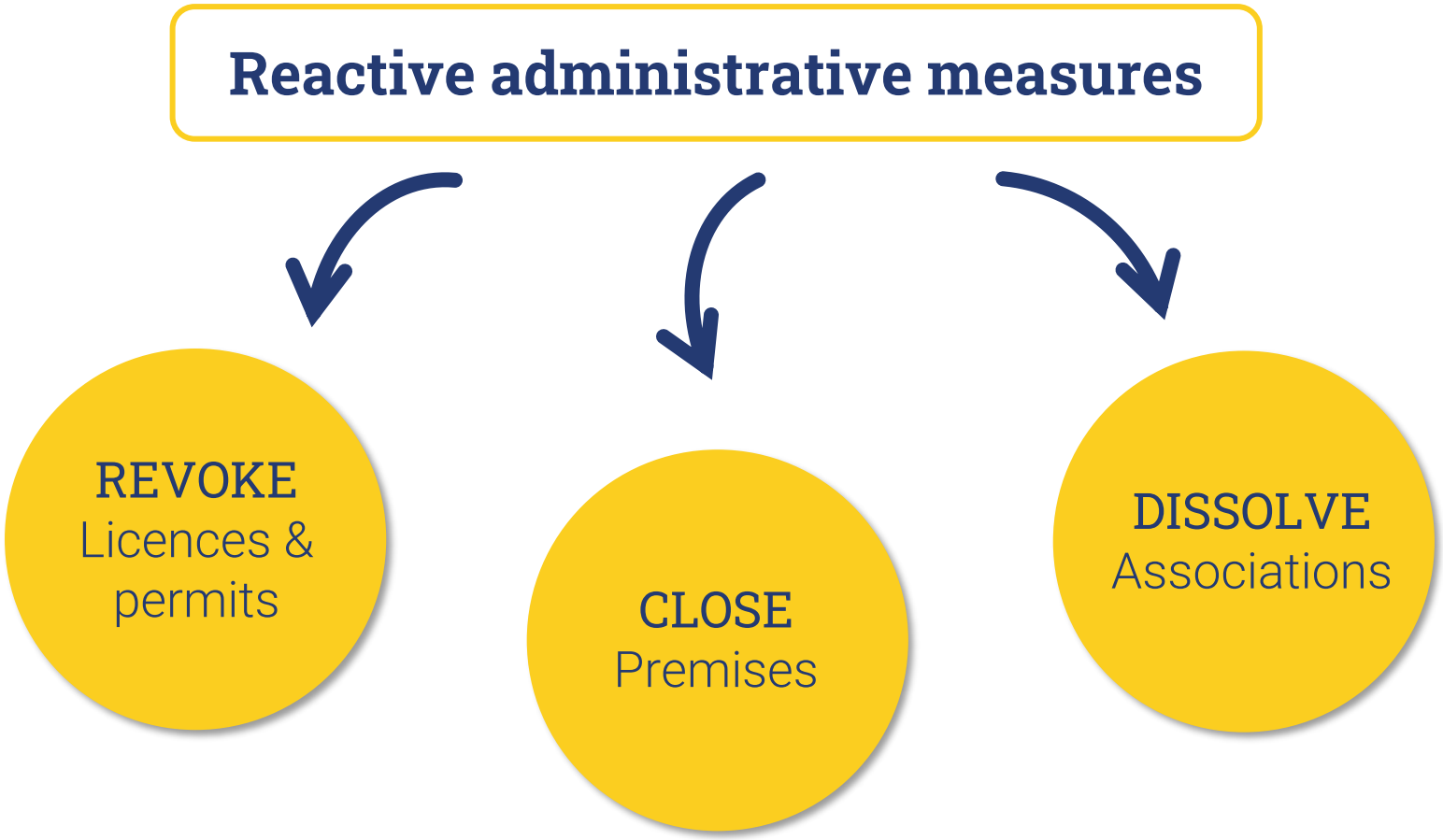
When prevention is not enough

When prevention is not enough



Revoking licences and permits

Suspension:
Temporary

Revocation / withdrawal:
Definitive

Possible grounds EU

- Public safety/interest
- Licence-condition violations
- Erroneous issuance
- Insolvency

Procedural safeguards

- Necessity & proportionality
- Notice / hearing
- Appeal

Punishment for past and ongoing threats.

Closing premises

- Focus on physical environment
- MS: different possibilities for intervening
- Temporary / Permanent

1 **Suspension of business activities**

2 **Restricting access**

3 **Eviction**

4 **Closure**

- Target premises itself
- Authorities can order closure
- Procedural safeguards: Prior notice

Underlying principle: Where premises facilitate criminal activity or threaten public safety/order

Dissolving associations

Targeting the organisation itself

An association derives strength from:

- Reputation
- Cohesion
- Organisational infrastructure

Targets the collective structure

Safeguards

Legal considerations: Freedom of association

- Clear legal grounds
- Necessity & proportionality
- No blanket bans
- Last resort

Applicant → authorisation/activity → premises → association/group

Other administrative measures

Administrative fines | Enforcing public order and regulatory compliance

Exclusion from public tenders | Preventing access to public contracts in certain circumstances

No single administrative response

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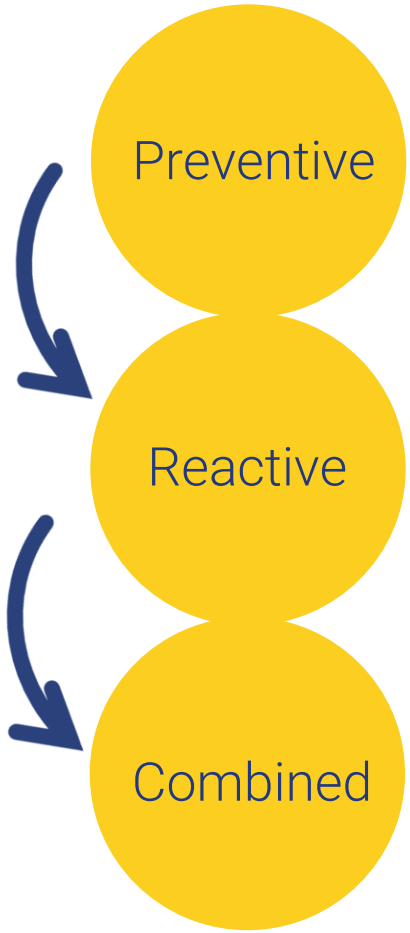
Bringing the measures together

Putting the measures together

Individual measures → combined approach



- Integrity checks

- Revocation
- Closure
- Dissolution

- Information-sharing
- Dedicated institutions
- Multi-agency cooperation

Different measures. Different points of intervention.

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Contact us @

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Europol Platform for Experts (EPE)
Administrative Approach to tackling OC Groups

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