

Report on the activities of the Open Dialog Foundation in 2012
CORRECTION of 20.06.2014

1. Foundation's data 2012:

- a) Name: FUNDACJA OTWARTY DIALOG (OPEN DIALOG FOUNDATION)
- b) Registered office, address: 20-078 LUBLIN, UL. 3 MAJA 18/4
- c) Date of entry in the National Court Register (KRS): 12.04.2010
- d) KRS: 0000353754, REGON (stat. ID): 060615226
- e) Particulars of the Members of the Foundation Board as currently entered in the court register:
Name and surname:
1) Lyudmyla Kozlovska – President

2. Foundation's data 2014:

- a) Name: FUNDACJA OTWARTY DIALOG (OPEN DIALOG FOUNDATION)
- b) Registered office, address: 20-078 LUBLIN, UL. 3 MAJA 18/4
- c) Date of entry in the National Court Register (KRS): 12.04.2010
- d) KRS: 0000353754, REGON (stat. ID): 060615226
- e) Particulars of the Members of the Foundation Board as currently entered in the court register:
Name and surname:
1) Lyudmyla Kozlovska – President
- f) Foundation's statutory aims:
 - Supporting activities for the development of civil society in Poland and other states which develop democracy;
 - Scientific and research projects, education and training and cultural activities relating to social and economic movements which promote the development of civil society;
 - Supporting the development of education and culture;
 - Conducting international observation missions during elections at various state levels;
 - Promoting and applying proven strategies and methods for the support of development both at local and international levels;
 - Actions aimed at building partnerships between Poland and other countries;
 - Promoting and supporting activities for the integration of states which develop democracy with other international law bodies;
 - Initiating, promoting and supporting activities for the process of civilizational and cultural changes creating equal opportunities for citizen's intellectual, occupational, social and cultural development;
 - Promoting and supporting initiatives for the development of students' self-governance in Poland and abroad.

3. Rules, forms and scope of statutory activities with identification of statutory aims:

3.1 Scope of activities:

1. Promotion and popularisation of democratic ideas and civil society.
2. Empirical studies and statistical data analyses.
3. Organisation and use of mass media.
4. Organisation and conduct of training sessions and workshops for businesses, institutions, local government organisations, social movements and other non-governmental organisations.
5. Organisation and conduct of consultations and coaching for persons representing businesses, institutions, local government organisations, social movements and other non-governmental organisations.
6. Organisation of events, conferences, seminars, exhibitions, advertising campaigns and concerts.
7. Publishing activities.

3.2 Pursuance of the aims in 2012:

In the reporting year, the Foundation focused primarily on the situation in Kazakhstan relating to the considerable worsening of conditions for the functioning of independent media, opposition parties and non-governmental organisations in that country.

The Foundation organised the following observation missions:

- 1) Observation Mission for Human Rights in the Republic of Kazakhstan in Connection with the Events of the 16th of December, 2011 in the City of Zhanaozen and their Consequences organised in cooperation with and with the participation of The Centre for Civil Liberties (Ukraine) (April 2012)
- 2) Observation mission to the appeal proceedings concerning the events in Zhanaozen (case of V. Kozlov, S. Sapargali. A. Aminov) organised in cooperation with and with the participation of MEP Piotr Borys, chair of Pirate Parties International Gregory Eneghels and Nowa Europa Wschodnia quarterly (September 2012)
- 3) Observation mission to the appeal proceedings concerning the events in Zhanaozen (case of V. Kozlov, S. Sapargali. A. Aminov) organised in cooperation with and with the participation of deputy of the Polish Sejm Marcin Świącicki (September 2012)
- 4) Observation Mission to the appeal proceedings concerning the events in Zhanaozen (case of V. Kozlov, S. Sapargali. A. Aminov) organised in cooperation with and with the participation of the British organisation Solicitors International Human Rights Group (September 2012)
- 5) Observation mission to monitor the situation in the city of Zhanaozen, the village of Shetpe and the region of Mangistau after the events of December 2011 and the freedom of the press – the functioning of independent media, organised in cooperation with independent journalists from Finland (Kukka Ranta Oxana Chelysheva) and Latvia (Maris Morkans) (October 2012)
- 6) Observation mission to monitor the situation in the city of Zhanaozen and the region of Mangistau after the events of December 2011 and political prisoners and repressed groups) in Kazakhstan, organised in cooperation with and with the participation of Marco Perduc, senator of the Italian Republic and Antonio Stango, member of the Nonviolent Radical Party, Transnational and Transparty (November 2012 r.)
- 7) Observation mission concerning court proceedings on the banning of independent media and the opposition party Alga! in Kazakhstan, organised in cooperation with and with the participation of experts from the Belarusian Helsinki Committee, The Centre for Civil Liberties (Ukraine), the Ukrainian UDAR party, journalists from Belsat TV and Belarussian Radio station Ratsiya and independent lawyers (November / December 2012)
- 8) Observation mission concerning the situation of independent media in Kazakhstan organised in cooperation with and with the participation of Aleksandr Doniy, a deputy to Ukraine's Verkhovna Rada (December 2012)

The Foundation monitored the following elections:

- 1) Early parliamentary elections in Kazakhstan in 2012. Monitoring started in November 2011 and continued until election day on 15.01.2012. The activities focused on the observation of the activities of the Central Election Committee in relation to allowing the participation of particular political forces in the elections and the campaigns conducted by particular groups in the country, in particular in the cities of Almaty, Astana and Zhanaozen (Mangistauski Oblast) in which a state of emergency was introduced after the events of December 2011. The activities were conducted in cooperation with the Kazakh non-governmental organisations: the Civil Activity Foundation and the Aman-Saulyk Foundation with the use of information provided by state-owned and independent media (the newspapers "Respublika" and "Vzglyad"). Owing to the support from the Civil Society School for Leaders, the Foundation recruited 23 observers whose trip to the elections in Kazakhstan was planned on 12.01.2012. The mission was not effected due to a refusal to grant visas and official accreditation by the Kazakh side.
- 2) Parliamentary elections in Ukraine in 2012. Monitoring carried out by the Foundation's team from Kiev comprised the development of the pre-election campaign beginning from 01.04.2012

until the date of the elections (28.10.2012) during which the Foundation's observers noted down and reported on the development of the campaign throughout the country in the form of regular studies with particular emphasis on the amendments to the electoral law, proceedings against representatives of the opposition, violations and irregularities observed by Ukrainian media and non-governmental organisations.

The Foundation was actively involved in public hearings and official meetings in parliaments of European countries and in the European Parliament:

- 1) Public hearing in the European Parliament Central Asia Delegation (DCAS) in Brussels concerning the situation of political prisoners in Kazakhstan, Vladimir Kozlov in particular (February/March 2012)
- 2) Public hearing in the European Parliament Human Rights Committee in Brussels entitled "Exchange of Views on the Follow-up to the Resolution on Kazakhstan" (April 2012)
- 3) Public hearing in the Senate of the Republic of Italy in Rome on the "Situation of Human Rights in Kazakhstan" organised in cooperation with the Special Commission for Human Rights of the Senate of the Republic of Italy (July 2012)
- 4) Public hearing in the European Parliament Foreign Affairs Committee (AFET) on "The Challenges of the EU-Kazakhstan Partnership" (September 2012)
- 5) Public hearing in the Foreign Affairs Committee (AFET) and Central Asia Delegation (DCAS), European Parliament (October 2012)
- 6) Public hearing in the Human Rights Sub-Committee at the Foreign Affairs Committee of the Parliament of the Republic of Italy in Rome (October 2012)
- 7) Public hearing in the European Parliament Central Asia Delegation (DCAS) in Brussels (November 2012)

The Foundation organised the following events:

- 1) Press conference in Warsaw on the pre-election situation in Kazakhstan and the refusal to grant visas and accreditations to Polish observers to observe the parliamentary elections in Kazakhstan (January 2012)
- 2) Conference in the European Parliament in Brussels: "What Future Awaits Kazakhstan after the Election?" organised in cooperation with the MEPs Nicole Kill-Nielsen and Piotr Borys (January 2012)
- 3) Online conference with the participation of the Russian journalist Yelena Kostyuchenko on the events in Zhanaozen and repressions against independent circles (January 2012)
- 4) Conference in Warsaw "Mass Repressions in Kazakhstan. How Can We Help?" organised in cooperation with the Association for Free Speech and the Polish Journalists Association (February 2012)
- 5) Protest in Berlin to defend the politically repressed in Kazakhstan during the Kazakh president's visit to Germany, organised in cooperation with Campaign Kazakhstan and member of the Bundestag Andrey Hunko (February 2012)
- 6) Seminar in the European Parliament in Strasbourg with the participation of Garri Kasparov on the "Chess in Schools" programme and the political situation in Russia, organised jointly with the Kasparov Chess Foundation Europe in cooperation with the MEPs Jerzy Buzek, Piotr Borys, Paweł Kowal and the EPP, ALDE, S&D (February 2012)
- 7) Conference in the European Parliament, Brussels: "Kazakhstan: Zhanaozen Trials and its Meaning for the Regime's Credibility" organised in cooperation with the MEPs Joanna Senyszyn and Piotr Borys (June 2012)
- 8) Conference in the UN in Geneva on "Human Rights in Kazakhstan: Zhanaozen Process and Signing of the New Partnership and Cooperation Agreement between the EU and Kazakhstan" organised in cooperation with the Non-Violent Radical Party, the Transnational and the Transparty (June 2012)
- 9) Happening in Warsaw on the occasion of President Nazarbayev's birthday, entitled "Naked King", organised in cooperation with an academic youth group from Lublin (July 2012)

- 10) Side event during the OSCE Human Dimension Implementation Meeting 2012 in Warsaw on “The Zhanaozen Strike: One Year Later. How Did it Change Kazakhstan?” organised jointly with Front Line Defenders (October 2012)
- 11) Press briefing at the EP and EC Representation in Warsaw on the coverage of V. Kozlov’s, A. Aminov’s and S. Sapargali’s trials with the participation of the observers thereat: the MEPs Piotr Borys and Jędrzej Czeręp (September 2012)
- 12) Conference at the Press Club Brussels Europe in Brussels “Muammar Gaddafi vs. Nursultan Nazarbayev. What assets will the President of Kazakhstan leave behind?” organised with the cooperation and with the participation of the ‘Respublika’ and ‘Vzglyad’ newspapers (September 2012)
- 13) Press briefing at the EP and EC Representation in Warsaw on the sentencing of V. Kozlov and the EU’s reaction to the political trials in Kazakhstan, with participation of the deputy of the Polish Sejm Marcin Święcicki (October 2012).

Analytical and information activities

The Foundations’ representatives prepared publications, studies and press releases concerning the social and political situation in post-Soviet countries (focusing on Kazakhstan and, to a lesser degree, on Russia and Ukraine). The Foundation’s analytical activities concerning Kazakhstan also comprised ongoing monitoring of the observance of widely-understood democratic values, the rule of law and human rights, as well as social, political and economic issues (publishing, inter alia, “The Kazakhstan Insider” newsletter). The studies and current information distributed by the Foundation served as the basis for numerous articles in Polish and foreign media and direct commentaries the Foundations’ representatives communicated to the media.

Support for the efforts to be granted the status of political refugees on the territory of the Republic of Poland and the EU

The Foundation also monitored (providing legal support in individual cases) the situations of political refugees from Kazakhstan residing within the territory of the Republic of Poland and other EU Member States.

Material aspects of the Foundation’s ongoing activities were individual relations and cooperation with parliamentary deputies to develop interpellations, inquiries and statements as well as the exchange of official communications with government structures and judicial institutions in Kazakhstan and international institutions established to monitor and defend human rights (OSCE, Council of Europe, UN, European External Action Service).

The above-mentioned forms of activity and individual meetings with MPs, media and non-governmental organisations were held in the following EU Member States: Poland, Belgium, France, Germany, Switzerland, Italy, Finland, Latvia and also in Ukraine, Russia and Kazakhstan.

The Foundation includes amongst the principal results of its activities in the reporting period the resolutions of the European Parliament on Kazakhstan of 15.03.2012 and 22.11.2012 concerning the release of political prisoners, improvement of the situation in the area of human rights, the need for reforms in order to ensure pluralistic elections, freedom of independent media and non-governmental organisations promoting the need for dialogue between the EU and Kazakhstan on the respect for democratic values and human rights, including recommendations for a new Partnership and Cooperation Agreement between the EU and Kazakhstan. An immediate result of the resolution of 15.03.2012 was the release of Igor Vinyavsky – editor-in-chief of the ‘Vzglyad’ newspaper. The resolution also contributed towards bringing about the release of two Kazakh civil society activists: Bolat Atabayev and Zhanbolat Mamay, and the revision of sentences for some of the oil workers convicted in the so-called Zhanaozen trials.

In the opinion of the Foundation’s Board and Management, material obstacles to the Foundation’s effective operation in the reporting period were the numerous refusals by the Republic of Kazakhstan to issue visas for both representatives of the Foundation and third-party organisations in contact with the Foundation, planning to travel for observation missions and to cover and participate in events relating to widely-understood human rights themes in Kazakhstan in 2012.

Cultural activities

In addition to its core activities in support of democratisation, human rights and the rule of law, the Foundation organised the 3rd International Theatre Festival 'The Mould from Their Eyes' held in Lublin on 9-13.10.2012. The event was organised under the auspices of the Lublin City Hall and the John Paul II Catholic University of Lublin and the project partners were student and cultural organisations from Poland, the Czech Republic, Slovakia and Hungary. The Festival included 3 professional performances, 3 amateur shows (workshop participants), 5 concerts, 4 discussion panels, 4 film presentations and 3 theatre workshops. The performances attracted a cumulative audience of more than 1000 people, the concerts were attended by approx.. 360 people and the workshops had 57 participants. The accompanying events were attended by more than 450 people. The Foundation published regular and detailed information on its activities on its website: www.odfoundation.eu

3.3 Legal occurrences with financial consequences – none.

4. Information on business operations in accordance with the entry in the register of businesses (KRS):

In the reporting period, the Foundation engaged in its statutory activities only and it did not engage in any business operations.

5. Resolutions of the Foundation's Management Board – in 2012 the Board did not pass any resolutions.

6. Information on revenue generated:

Total revenue – PLN 576 125.61 of which:

- a) Subsidies/donations: PLN 246 525.13
- b) Statutory activities – other contributions (reimbursement of costs incurred for third parties and institutions): PLN 329 600.48
- c) Financial revenue: PLN 2 978.62
- d) Other revenue (including non-financial donations): PLN 28 139.16

7. Information on the costs:

Total costs – PLN 630 693.42 of which:

- a) Costs of statutory activities (pecuniary performances): PLN 546 596.53
- b) Administrative expenses PLN 36 584 28
 - Consumption of materials and energy: PLN 477.95
 - Third-party services: PLN 2 173.13
 - Taxes and charges: PLN 215,30
 - Salaries and social security: PLN 2 520.00
 - Other: PLN 31 197.90
- c) Other costs (increase in costs by last year's profit/loss): PLN 38 24628
- d) Financial costs: PLN 9 266.33

8. Data on the Foundation's activities concerning:

- a) Number of employees – in the reporting period the Foundation employed 3 persons:
 - Lyudmyla Kozlovska – Eastern Project Coordinator
 - Paweł Świdorski – Office
 - Laniya Vinyavskaya – Easter Communications Specialist / journalist
- b) Total basic salaries paid by the Foundation – PLN 37 255.86
- c) Amount of annual salaries paid to Board members and other bodies of the Foundation – 37 255.86
- d) Pay under civil-law contracts – PLN 9 026.12
- e) Pecuniary loans given by the Foundation – no

- f) Amounts in bank accounts – the Foundation did not have bank deposits, current account balance at PKO BP S.A. as of the last day of the year was PLN 4 218.06; USD 1.12 and EUR 4 556.10
 - f) value of bonds and stock and shares purchased – the Foundation did not purchase bonds, does not hold stock or shares in commercial companies,
 - h) real estate purchased – the Foundation did not purchase any real estate,
 - i) other fixed assets purchased – the Foundation did not purchase any fixed assets,
 - j) total assets as of the year’s end equalled the Foundation’s total liabilities and was: PLN 84 997.96
 - k) information about the Foundation’s tax liabilities – as of year’s end, the Foundation had outstanding tax liabilities. As of year’s end, the Foundation was liable to pay the tax office a sum relating to personal income tax (PIT-4) of PLN 890.00 and the sum relating to social security contributions of 131.74.
 - l) The Foundation submitted the following tax return forms: 1 -8. P1 -4R, PIT-II
8. In the reporting period, the Foundation did not perform assignments for state or local government bodies.
10. In the reporting period, no fiscal inspections were performed at the Foundation’s headquarters.

Signature of the President of the Board:
/signed/ Lyudmyla Kozlovska

Warsaw 20.06.2014