

Getting the most out of Review of Implementation (and follow up) of the

UNITED NATIONS CONVENTION
AGAINST CORRUPTION

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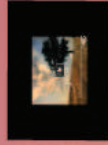
UNITED NATIONS

International anti-corruption regime: UNCAC



Why do we need an international anti-corruption regime?

Corruption & Development



Value of international norms



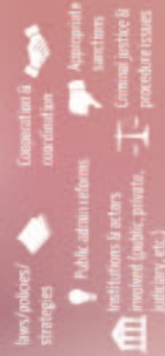
Need for international cooperation



United Nations Convention against Corruption (UNCAC)



General requirements



Spirit of these provisions

A comprehensive and inclusive approach: prevention, law enforcement, asset recovery, etc.
Broaden coverage: Officials/private sector/ types of crimes/jurisdiction
No impunity & balanced immunities
No safe haven
No loophole

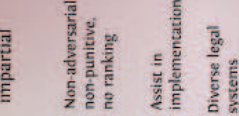
UNCAC Review Mechanism: What, how, why?

Characteristics

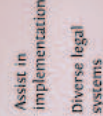
Transparent, efficient, non-intrusive



Inclusive & impartial



Non-adversarial non-punitive, no ranking



Assist in implementation Diverse legal systems

Share good practices & challenges

Basics

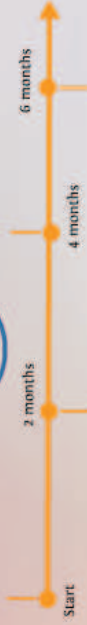


Final report & follow up

Entry points and role of different stakeholders at each stage

Peer review

National process: Self-assessment



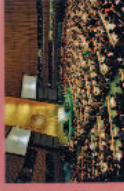
International anti-corruption regime: UNCAC



Why do we need an international anti-corruption regime?

Corruption & Development

\$1000B



Value of international norms



Need for international cooperation



United Nations Convention against Corruption (UNCAC)

Content of UNCAC



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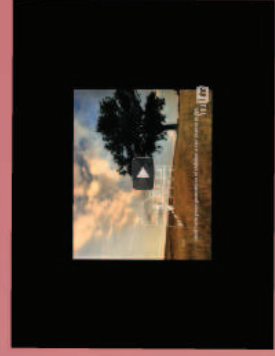
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Why do we need an international anti-corruption regime?

Corruption & Development

\$1000B
Bribes paid annually

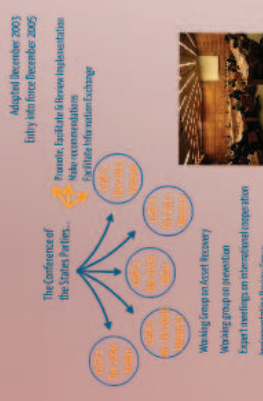
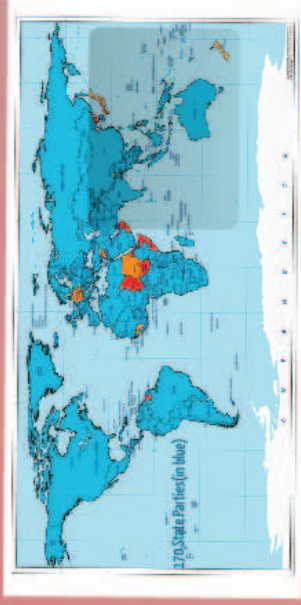


Value of international norms

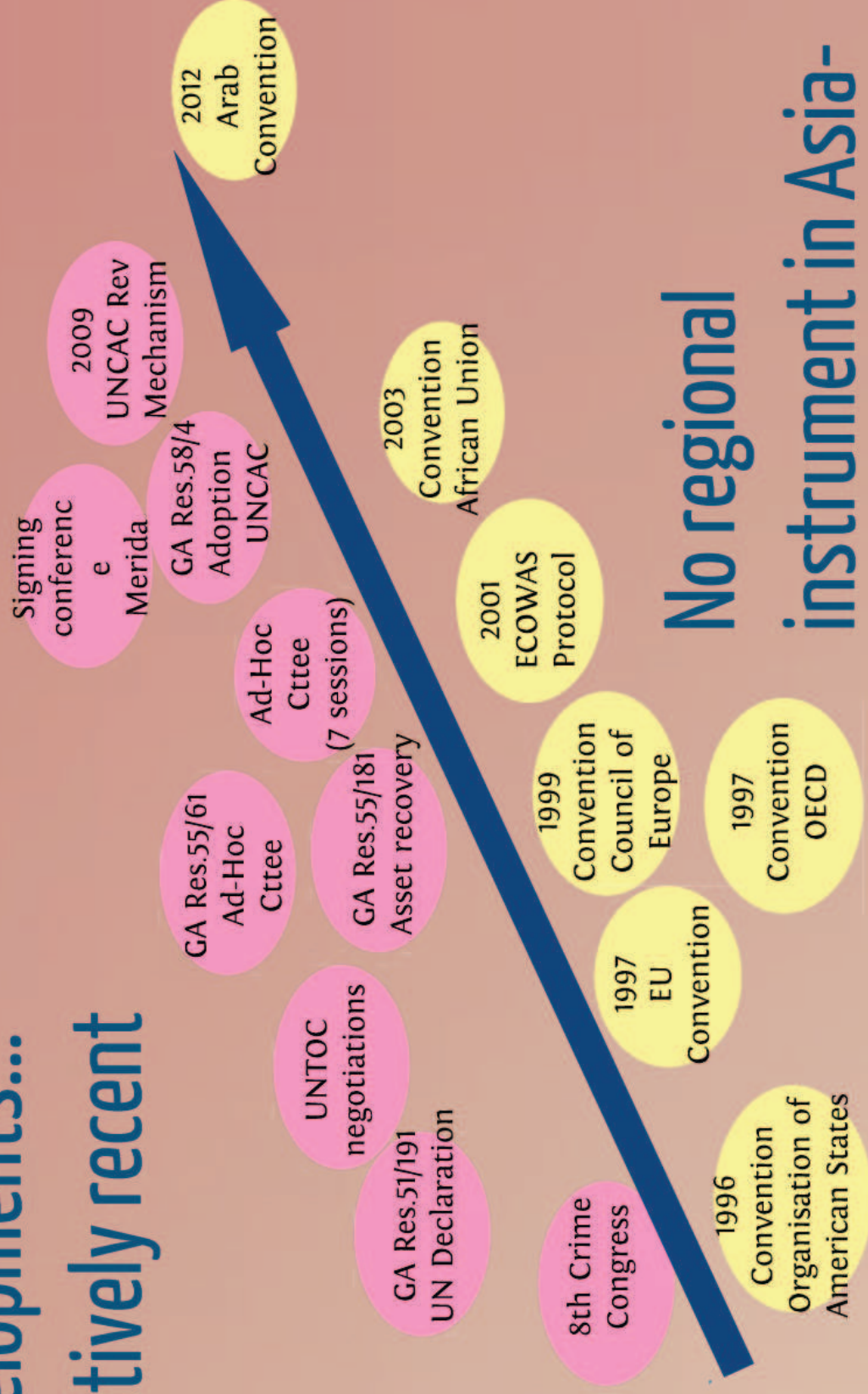


Need for international cooperation

Developments...
Relatively recent



Developments... Relatively recent



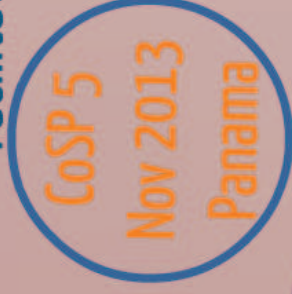
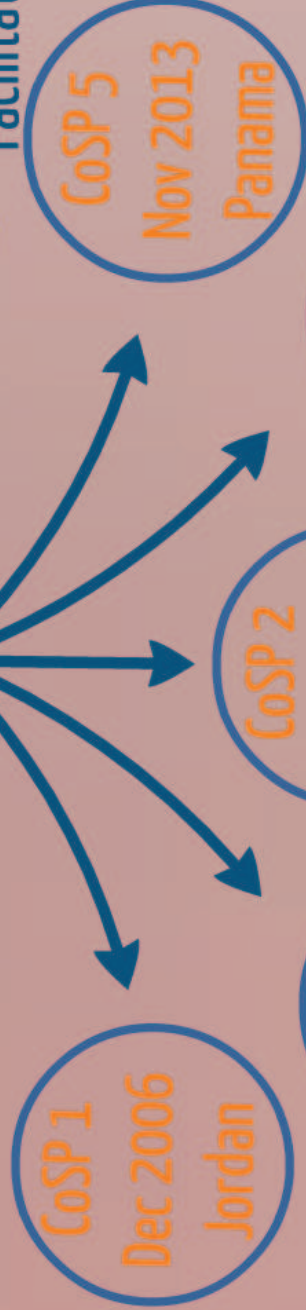
No regional
instrument in Asia-
Pacific region

Adopted December 2003
Entry into force December 2005

The Conference of
the States Parties...



Promote, Facilitate & Review Implementation
Make recommendations
Facilitate Information Exchange



Working Group on Asset Recovery

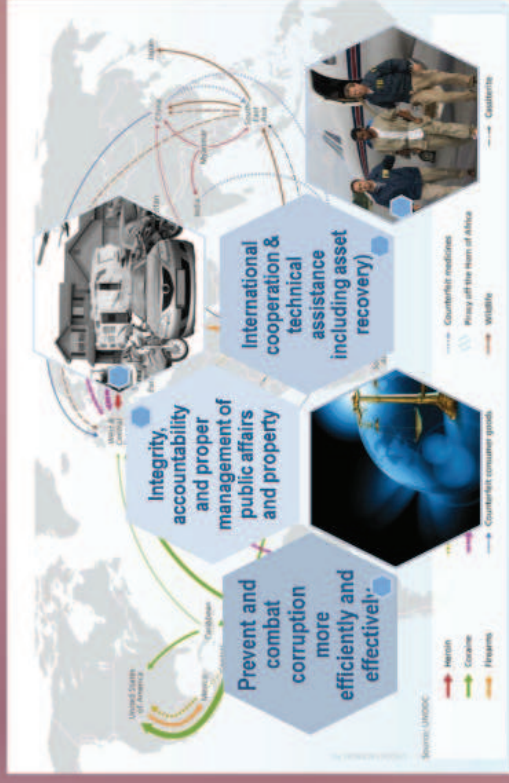
Working group on prevention

Expert meetings on international cooperation

Implementation Review Group



United Nations Convention against Corruption (UNCAC)



Content of UNCAC



General requirements



Spirit of these provisions

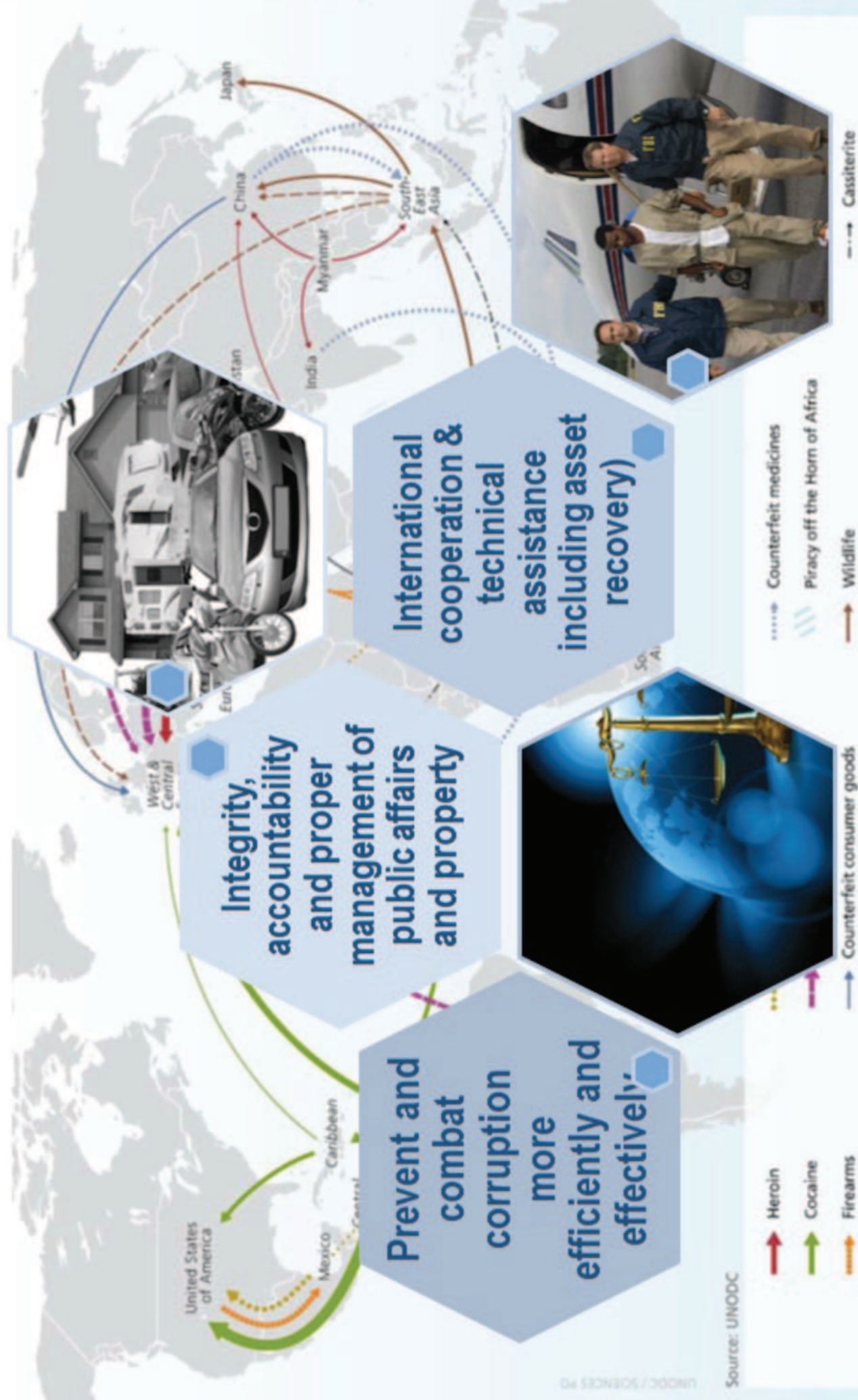
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Source: UNODC

UNODC/SCN/2015/10

Convention against Corruption (UNCAC)

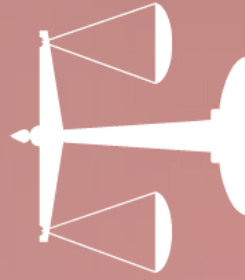
Content of UNCAC



Preventive
measures



Asset
recovery



Criminalization &
law enforcement



Technical
assistance &
information
exchange



International
cooperation



Implementation

Spirit of these provisions

General requirements

laws/policies/
strategies



Cooperation &
coordination



Public admin reforms



Appropriate
sanctions



Institutions & actors
involved (public, private,
judiciary, etc.)



Criminal justice &
procedure issues





international
cooperation



Implementation

Spirit of these provisions

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[illegible]

UNCAC Review Mechanism: What, how, why?

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non-intrusive

Share good practices
& challenges

Inclusive & impartial

Non-adversarial
non-punitive,
no ranking

Assist in implementation

Diverse legal systems

A constructive search

Basics



First 5-year cycle
Focusing on 2 Chapters
Each year a number of
Year 4 (starting in June



Draw of lots
2 peer review countries
(one from the same region)



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Basics

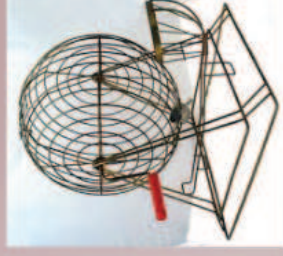


First 5-year cycle

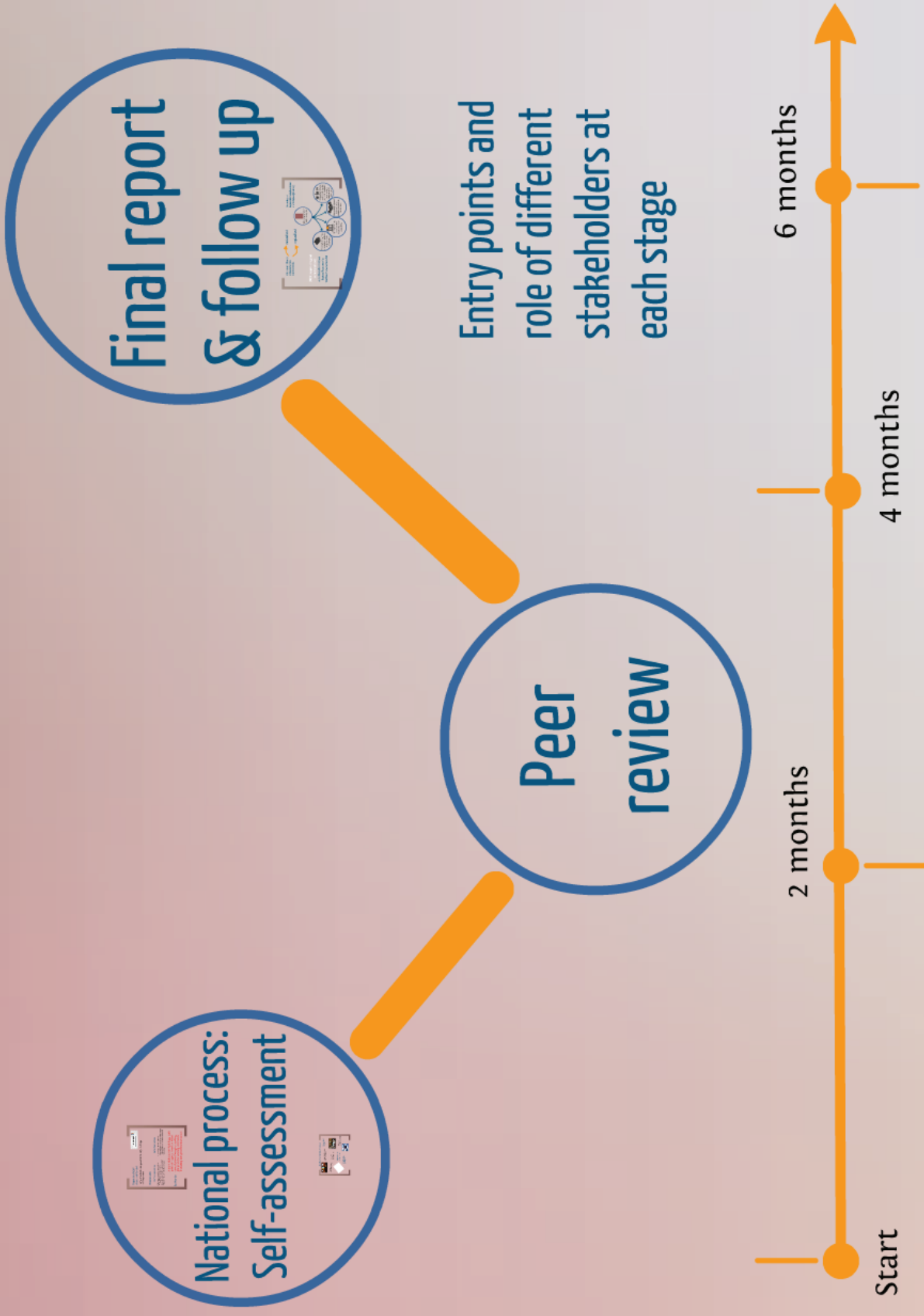
Focusing on 2 Chapters

Each year a number of State Parties

Year 4 (starting in June 2013)



Draw of lots
2 peer review countries
(one from the same region)



Preparation of a Self-Assessment Checklist



using OMNIBUS...but government fully in charge of the process

However, a few...

Practical considerations

- Challenges of collection of data from different stakeholders
- Need for stakeholder consultations
- Value of focusing on the "process"

Political considerations

- Ensuring full participation
- Ownership & adoption of the report
- Political buy-in for future reforms/ follow up

Best Practice:

A more elaborate methodology, with political support, based on broad consultations through a working group and/or steering committee (including non-governmental sector)

Benefits of a comprehensive process



Fulfill international
obligation

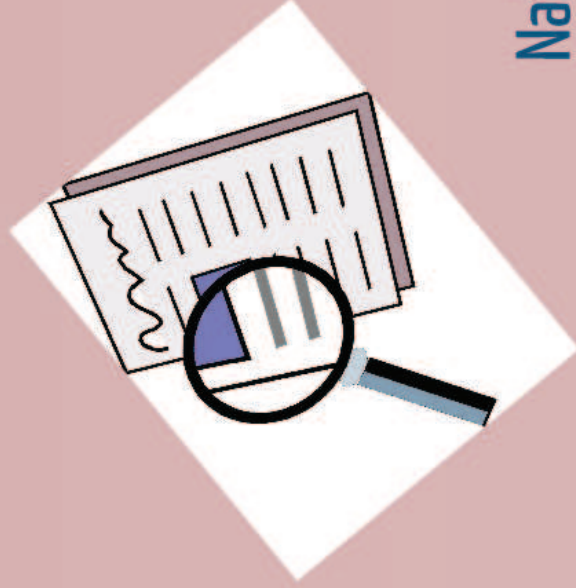
Detailed information
for policymakers

Shared
understanding

Policy &
legal reform

cooperation of anti-
corruption actors

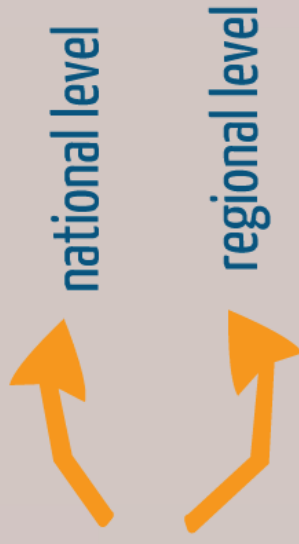
National dialogue/
participation



technical
assistance needs

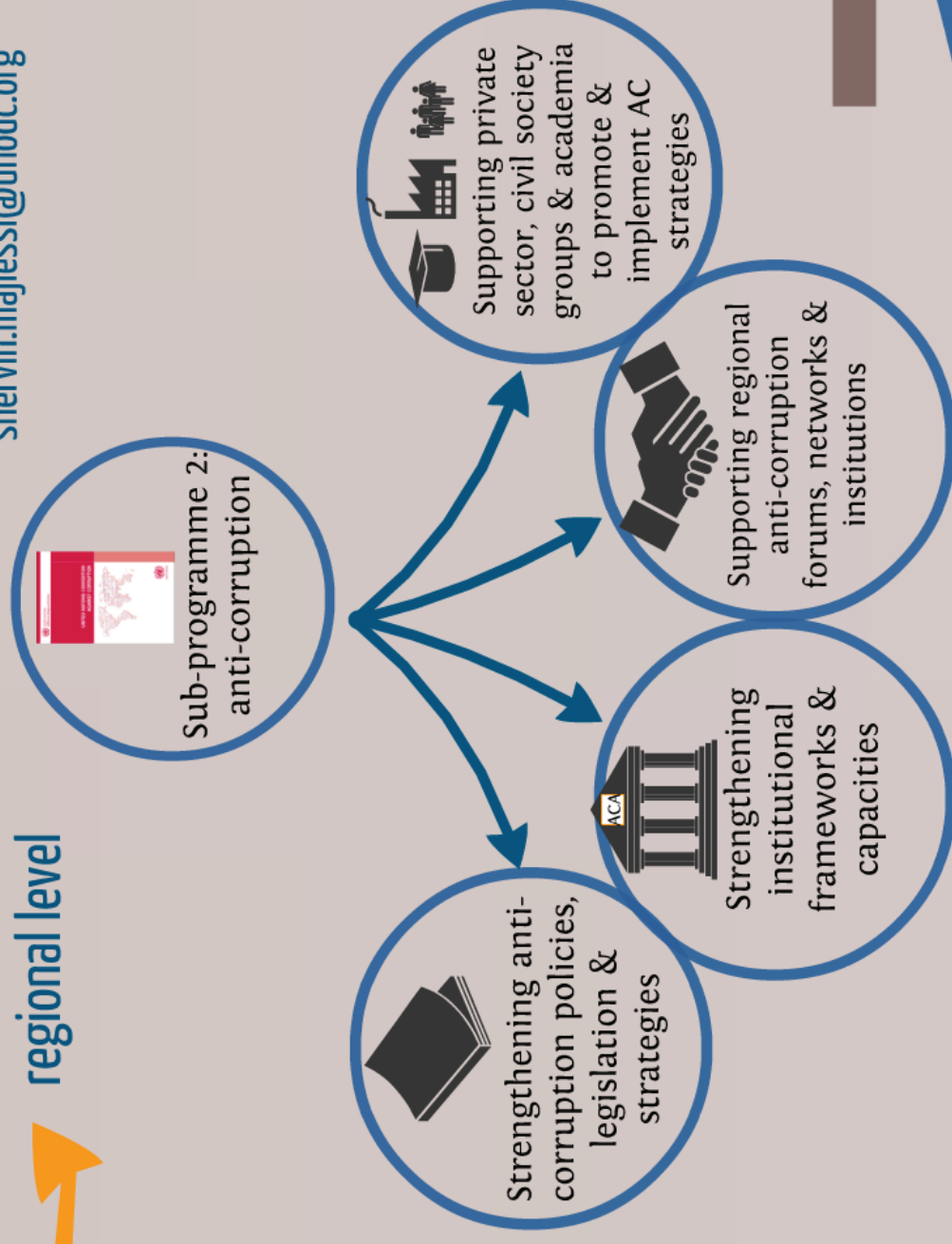


After reviews: follow up
addressing technical
assistance needs:



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UNODC support at regional
and national levels
on 14 November 2013 new
Regional Programme for
Southeast Asia was launched



Main points:

a quick overview of UNCAC and its review mechanism

- 1- Need for an international anti-corruption regime and development of UNCAC.
- 2- Overview of UNCAC and its requirements.
- 3- Overview of UNCAC Review Mechanism and entry points for different stakeholders.