UN Convention against Corruption
Preventive Measures (Art.5-14)

"Preventing corruption and strengthening cooperation between anti-corruption bodies in the Arab region"

Amman, the Hashemite Kingdom of Jordan, 29-30 July 2008
Requirements

Effective and Coordinated Anti-Corruption Policies

Anti-Corruption Bodies

Art.5

Art.6
Preventive anti-corruption policies and practices

- Develop and implement effective, coordinated anti-corruption policies
- Periodically evaluate legal instruments and administrative measures
- Collaborate with each other and relevant organizations (incl. the participation in international programmes and projects)
Article 6.

Preventive anti-corruption body or bodies

- Ensure the existence of a body or bodies that prevent corruption by such means as
  - Implementing the policies referred to in article 5
  - Increasing and disseminating knowledge about the prevention of corruption

- Grant the body necessary independence and provide necessary resources, staff and training

- Inform the Secretary-General of the United Nations of the name and address
Articles 7 – 13

Public Sector (Art.7, 8)

Private Sector and Civil Society (Art.10,12,13)

Judiciary and Prosecution Service (Art.11)

Public Finances and Procurement (Art. 9)

Transparency

Integrity

Accountability
Article 7.

Public Sector

• Strengthen systems for the recruitment of public officials
  – Based on efficiency, transparency and objective criteria
  – Adequate procedures for selection
  – Adequate remuneration
  – Education and training programmes

• Establish criteria concerning candidature for and election to public office

• Enhance transparency in the funding of candidatures and political parties

• Establish systems that promote transparency and prevent conflicts of interest
Article 8.

Codes of conduct for public officials

- Promote **integrity** among public officials
- Apply **standards of conduct** for the correct performance of public functions
- Relevant multilateral initiatives (e.g. UN Standards and Norms on Governance in the CJS)
- Facilitate **reporting** of corruption
- Require public officials to declare their outside activities, employment, investments and substantial gifts or benefits from which a conflict of interest may result
- Establish effective **disciplinary measures** for violations of the codes and standards of conduct
Article 9 para 1

Public procurement

- Establish effective and transparent procurement systems
  - Public distribution of information
  - Establish conditions for participation
  - Use of objective and predetermined selection criteria
  - Effective system of review of selection decisions
  - Special regulations concerning personnel responsible for procurement
Article 9 para 2

Management of public finances

- Promote transparency in the management of public finances
  - Adoption of the national budget
  - Timely reporting on revenue and expenditure
  - System of accounting and auditing standards
  - Efficient systems of risk management
  - Corrective action in the case of failure

- Protect the integrity of accounting books and records on public expenditure and revenue
Article 10.

Public Reporting (Transparency Provision)

- Take measures to enhance transparency of public administration
  - Simplify administrative procedures
  - Publish information on public administration and decision making
  - Provide public access to the public administration and decision making processes.
Article 11.

Integrity in the judiciary and prosecution services

- Strengthen integrity and prevent opportunities for corruption among members of the judiciary and the Prosecution Services
- Codes and Standards of Conduct
- E.g. UN Standards and Norms on Governance in the CJS
Preventive Measures in Private Sector (Art. 12)

- Enhanced Accounting and Auditing Standards
- Effective, Proportionate and Dissuasive Civil, Administrative or Criminal Penalties
- Prohibition of Off-the-Book Account and other Acts
- No Tax Deductibility of Expenses Constituting Bribes
- Cooperation between the public and private sectors, Art.39
Other Preventive Measures

**Participation of Society, Art. 13**
- Ensure Active Participation of Civil Society
- Provide Public Access to Anti-Corruption Bodies
- Encourage Citizens to Report Corruption
- Whistleblower Protection (Art. 33)

**Prevention of Money-Laundering**
- Establish Comprehensive Regulatory and Supervisory Regime (Art 14 and 52)
- Ensure Internal and International Cooperation (FIU to FIU; and FIU with financial sector and law enforcement)
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Thank you very much