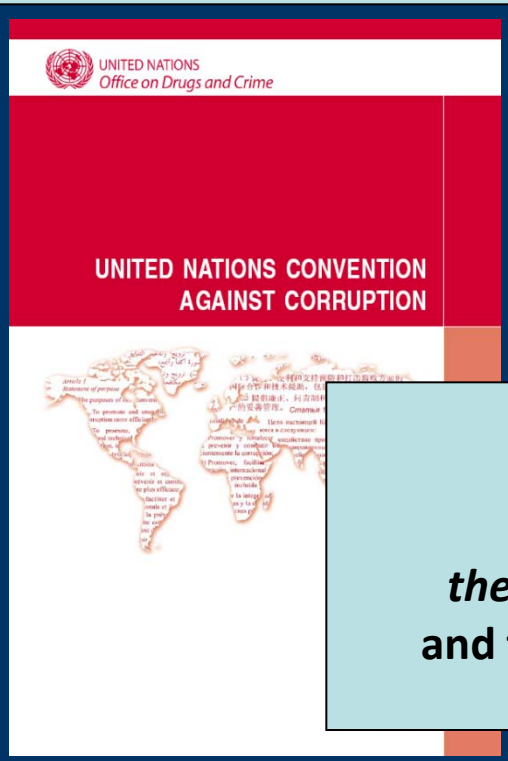
UNCAC

ALAN DOIG

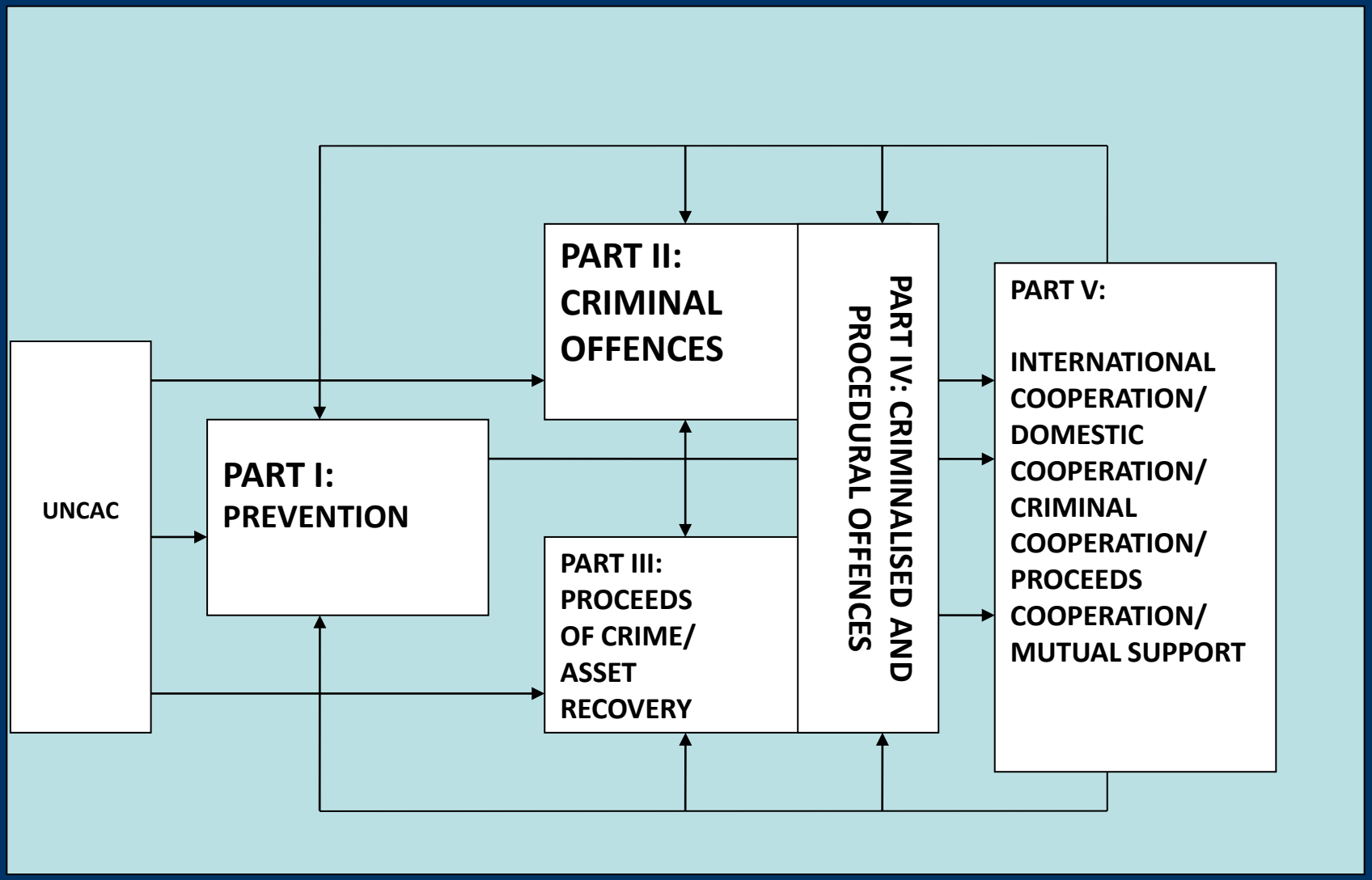
HISTORY/USE OF TERMS

- Resolution 55/61 of December 4, 2000 for international legal instrument against corruption
- UNCAC negotiated January, 2002 and October, 2003.
- UNCAC by resolution 58/4 of October 31, 2003.
- UNCAC enters into force on 14 December 2005.



ARTICLE 2:
BROAD DEFINITION OF PUBLIC OFFICIAL
NO DEFINITION OF CORRUPTION

Measures found in Chapter III are similar to those of the 1988 *United Nations Convention against the Illicit Traffic in Narcotic Drugs and Psychotropic Substances* and the 2000 *Convention against Transnational Organized Crime*.


UNCAC
PART I:
PREVENTION
PART II:
CRIMINAL
OFFENCES
PART III:
PROCEEDS
OF CRIME/
ASSET
RECOVERY
PART IV: CRIMINALISED AND
PROCEDURAL OFFENCES
PART V:
INTERNATIONAL
COOPERATION/
DOMESTIC
COOPERATION/
CRIMINAL
COOPERATION/
PROCEEDS
COOPERATION/
MUTUAL SUPPORT

INSTITUTIONAL RESPONSES

ARTICLE 6

a body or bodies, as appropriate, that prevent corruption

STATUS:

MANDATORY

SPECIFIED FUNCTIONS:

effective, coordinated anti-corruption policies that promote the participation of society and reflect the principles of the rule of law, proper management of public affairs and public property, integrity, transparency and accountability; effective practices aimed at the prevention of corruption; evaluate relevant legal instruments and administrative measures; increasing and disseminating knowledge about the prevention of corruption; collaboration

ARTICLE 36

a body or bodies or persons specialized in combating corruption through law enforcement

STATUS:

MANDATORY

SPECIFIED FUNCTIONS:

NONE

ARTICLE 58

a financial intelligence unit to be responsible for receiving, analysing and disseminating to the competent authorities reports of suspicious financial transactions

STATUS:

OPTIONAL

SPECIFIED FUNCTIONS:

NONE

FUNCTIONS FRAMEWORK

ARTICLE 6 FUNCTIONS

- **Inspection**
- **Institutional Review**
- **Asset Disclosure and Conflict-of-Interest**
- **Education and Awareness**

ARTICLE 36 FUNCTIONS

- **Criminal investigation**
- **Money Laundering investigation**
- **Asset Recovery investigations**
- **Illicit Enrichment**
- **Conspiracy investigations**
- **Obstruction of Justice investigations**
- **Protection of Public Official Whistleblowers**
- **Protection of Witnesses, Experts and Victims**
- **International cooperation**
- **Cooperation with public, and private sector**
- **Joint Investigations**
- **Special Investigative Techniques**

ISSUES

- ENVIRONMENT
- STRATEGIC
- MANAGEMENT
- OPERATIONAL



THE END

