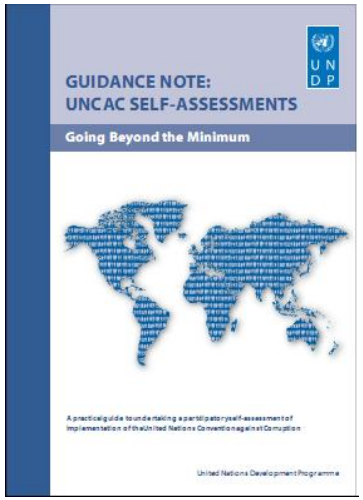
UNCAC SELF-ASSESSMENTS EXPERIENCES FROM ASIA

Fourth Meeting of the Anti-Corruption Community of Practice in the Arab States Region
Rabat, Morocco
7-8 June 2011

UNCAC REVIEW MECHANISM

- *STEP 1: UNCAC SELF-ASSESSMENT*
- *STEP 2: COUNTRY REVIEW*



Guidance Note in Action

- *"...**broad consultations** at the national level with all relevant stakeholders, the private sector, individuals and groups outside the public sector." – Conference of States Parties Nov. 2009*
- *Self-Assessment **Checklist software***

WHERE IN ASIA?

- *Indonesia (2006)*
- *Bangladesh (2007)*

Before the establishment of the UNCAC Review Mechanism

- *Maldives (2009-2011)*
- *Bhutan (2010)*
- *Mongolia (2010-2011)*
- *Lao PDR (2010-2011)*
- *Vietnam (2010-2011)*
- *Timor-Leste (2011)*

Since the establishment of the UNCAC Review Mechanism

INDONESIA

- *UNCAC Gap Analysis (2006)*
- *Lead Agency: KPK (Corruption Eradication Commission)*
- *Team of experts: academics & foreign experts*
- *Stakeholder consultations: relevant government agencies, civil society, private sector and academia*
- *Pilot Self-Assessment (2007-2009)*
- ***Critical source of information for 2010-2025 national anti-corruption strategy***

BANGLADESH

- *UNCAC Gap Analysis in 2007*
- *Lead Agency: Min. of Law, Justice & parl. Affairs*
- *Broad stakeholder involvement*
- ***Helped the country report on progress at the Second CoSP in Bali in 2008***
- ***Several anti-corruption reforms followed in 2008-2009 (incl. money laundering, right to information, public procurement)***
- *Designated central authorities for mutual legal assistance*
- *Updated report in 2008/2010*

MALDIVES

- *Lead Agency: Anti-Corruption Commission*
- *Initiated in March 2009 – completed articles 5-6-7 by the end of 2009*
- *Stakeholder workshop in June 2010 (Parliament, President's Office, Attorney General, Prosecutor General, Police, Customs, Auditor General, Transparency International)*
- ***Stakeholder involvement necessary for the completion of the UNCAC Self-Assessment***
- *Now: initial draft comprehensive report is ready –* ***230 pages long****.*

BHUTAN

- *Lead Agency: Anti-Corruption Commission*
- *Team of Technical Experts (mainly lawyers) & extensive consultations/reviews by stakeholders*
- ***Initiated UNCAC Self-Assessment in February 2010 and completed by September 2010***
- ***ACC Capacity Assessment part of the process***
- ***Not Party to UNCAC yet***
- ***Useful for the formulation of new AC law***
- ***UNCAC Implementation Matrix (Actions/Actors/Timeframe)***

Bhutan Implementation Matrix

General Objectives	UNCAC Requirements	Implementation Actions	Key Actors	Timeframe
1. To domesticate and implement the UNCAC	Promote and strengthen measures to prevent and combat corruption more efficiently and effectively.	Coordinate anti-corruption measures amongst RGoB, anti-corruption agencies and other stakeholders and enact necessary laws to effectively deal with corruption offences.	Cabinet/CoS, ACC	Constant effort
	Protect sovereignty with sovereign equality and territorial integrity of the State.	Any bilateral and multi-lateral arrangements and agreements that Bhutan enters into to carry out its obligations under UNCAC shall be consistent with the principles of State sovereignty and State integrity and non intervention in domestic affairs of other States.	Parliament, Cabinet, ACC & MoFA (lead)	As and when required

Bhutan Implementation Matrix

- Develop a model Public Service Code of Conduct – 2010
- Create monitoring and evaluation system for NACS – 2011
- Revise Public Procurement Regulations – 2011
- Train judges and prosecutors on corruption cases – 2011
- Develop training programmes on mutual legal assistance – 2012
- Expedite the enactment of the Right to Information Bill –2012
- Enact anti-money laundering legislation – 2013
- Draft comprehensive international legal cooperation legislation – 2013

MONGOLIA

- *Lead Agency: Independent Authority Against Corruption (IAAC)*
- *Initiated in March 2010 with stakeholder workshop and* ***completed Chapters III/IV by November 2010 (first country to be reviewed under the UNCAC Review Mechanism)***
- ***Media reported on the process from the start***
- *Thematic workshops/IAAC Capacity Assessment*
- ***Chapters II/V to be completed in 2011***
- ***Reports – around 300 pages***
- *Steering Committee with MP as Chair (Head of the Legal Standing Committee)*

Lao PDR

- *Lead Agency: Government Inspection Authority*
- *UNCAC Training/Awareness raising in May 2010 – 80 participants from gov deps*
- *Training Team of Technical Experts in December 2010*
- ***Lao PDR reviewing Croatia - challenge***
- *Follow-up in the coming weeks/months*
- ***Need to report in 2011***

Vietnam

- *Lead Agency: Government Inspectorate*
- *Stakeholder workshop in December 2010*
- *Two national consultations on the draft report already conducted*
- ***17 June 2011 – third consultation on the draft report***
- ***Well on track to complete the UNCAC Self-Assessment for reporting in 2011 under the UNCAC Review Mechanism***

Timor-Leste

- *Lead Agency: Anti-Corruption Commission*
- *Stakeholder workshop in April 2011*
- ***Two focal points in the ACC will collect inputs from stakeholders and compile draft report for review in the coming weeks/months.***
- *Timor-Leste needs to report in 2011*

REPORTING COUNTRIES IN 2011

- Brunei Darussalam
- Indonesia
- Iran
- **Lao PDR**
- Philippines
- **Sri Lanka**
- **Timor-Leste**
- **Vietnam**.

LESSONS LEARNED on the Process

- *Mostly Anti-Corruption Agencies have taken the lead*
- *Broad stakeholder involvement is necessary*
- *Training on all UNCAC articles is useful*
- *Translation has been a challenge in Asia*
- *Strong leadership will shorten the process*
- *It's good to have one focal point filling out the UNCAC Self-Assessment checklist*

LESSONS LEARNED on the Outcome

- *UNCAC Self-Assessment is not only a report; it's a useful step to drive national reforms*
- *UNCAC Self-Assessment reports are quite lengthy*
- *Follow-up is most important – implementation plan*

Thank you

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