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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

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Anti-Corruption Policies and Bodies

Requirements

Art.5

Effective and Coordinated Anti-Corruption Policies

Art.6

Anti-Corruption Bodies

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Article 5.

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)

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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

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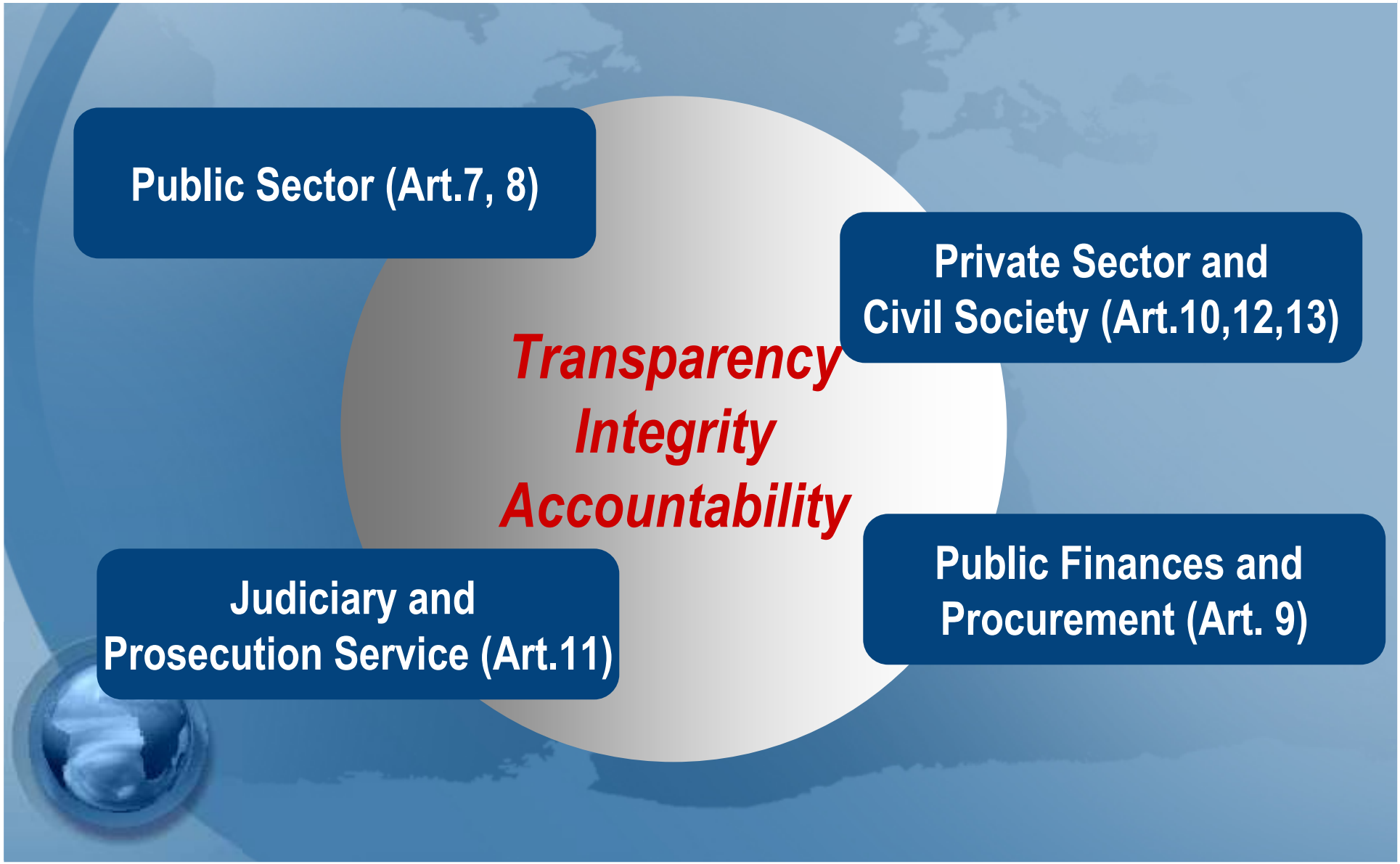
Articles 7 – 13



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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

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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

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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

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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

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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.

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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

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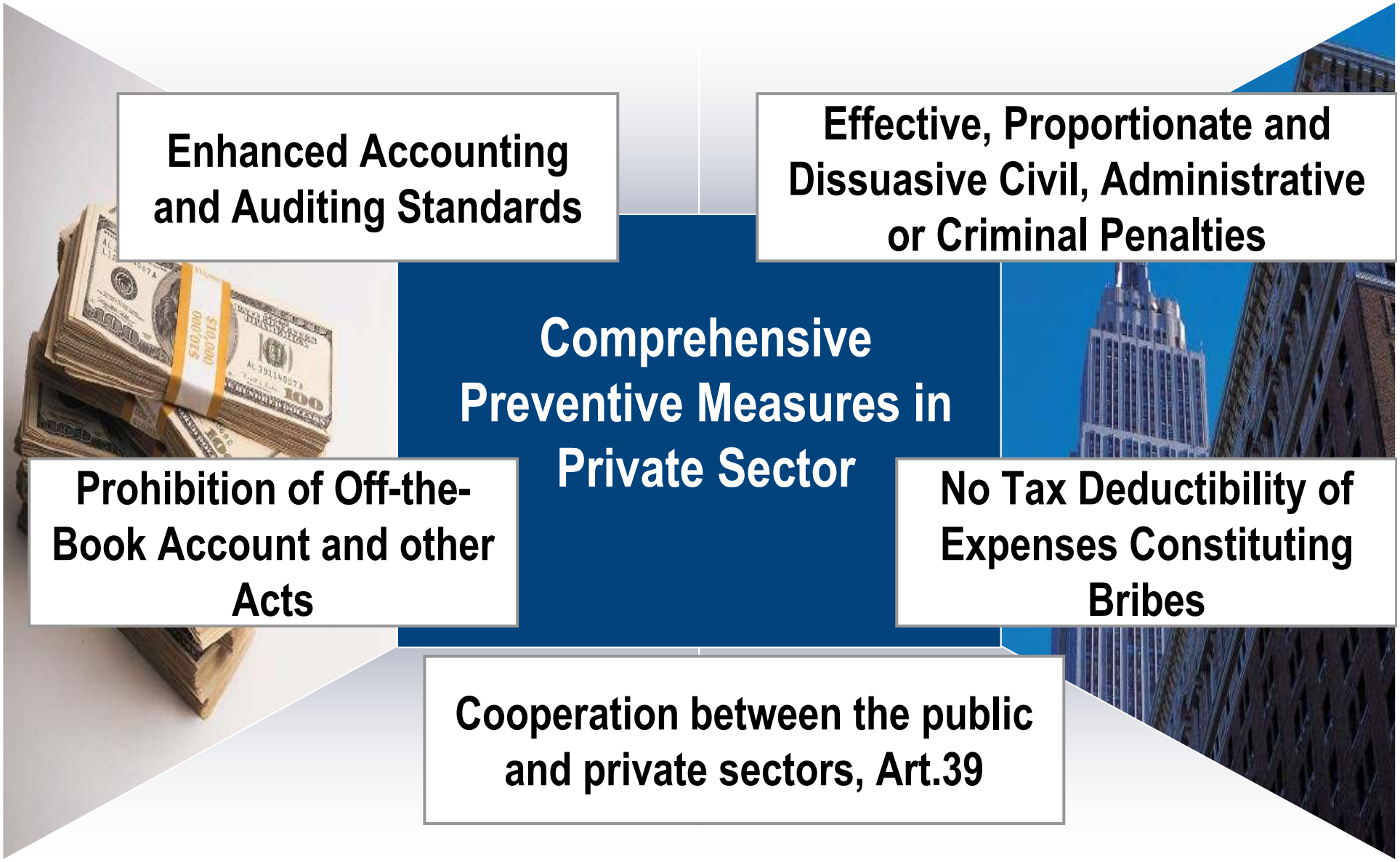
Preventive Measures in Private Sector (Art. 12)



Enhanced Accounting and Auditing Standards

Effective, Proportionate and Dissuasive Civil, Administrative or Criminal Penalties

Comprehensive Preventive Measures in Private Sector

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

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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



For further information please contact:

United Nations Office on Drugs and Crime
Tel/: +43-1-26060-4372
Fax: +43-1-26060-4506
oliver.stolpe@unodc.org