



Parliamentary Dialogue on the United Nations Convention against Corruption

8 March 2023

UNCAC@20: The Role of Parliaments



UNODC

United Nations Office on Drugs and Crime



GLOBAL ORGANIZATION OF PARLIAMENTARIANS AGAINST CORRUPTION
ORGANISATION MONDIALE DES PARLEMENTAIRES CONTRE LA CORRUPTION
ORGANIZACION MUNDIAL DE PARLAMENTARIOS CONTRA LA CORRUPCIÓN
المنظمة العالمية للبرلمانيين ضد الفساد

**UNITED
AGAINST
CORRUPTION**



The parliamentary functions and...

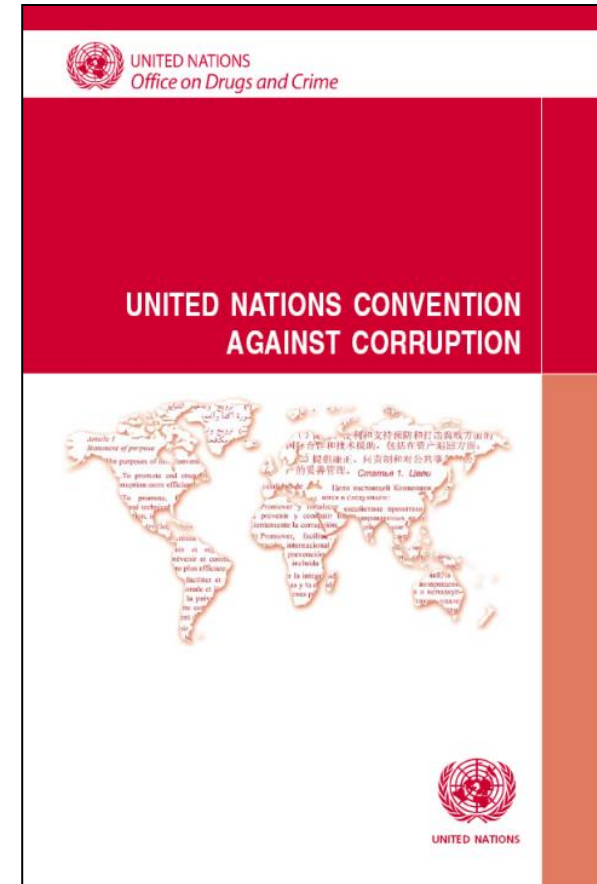
I. Legislative

II. Oversight

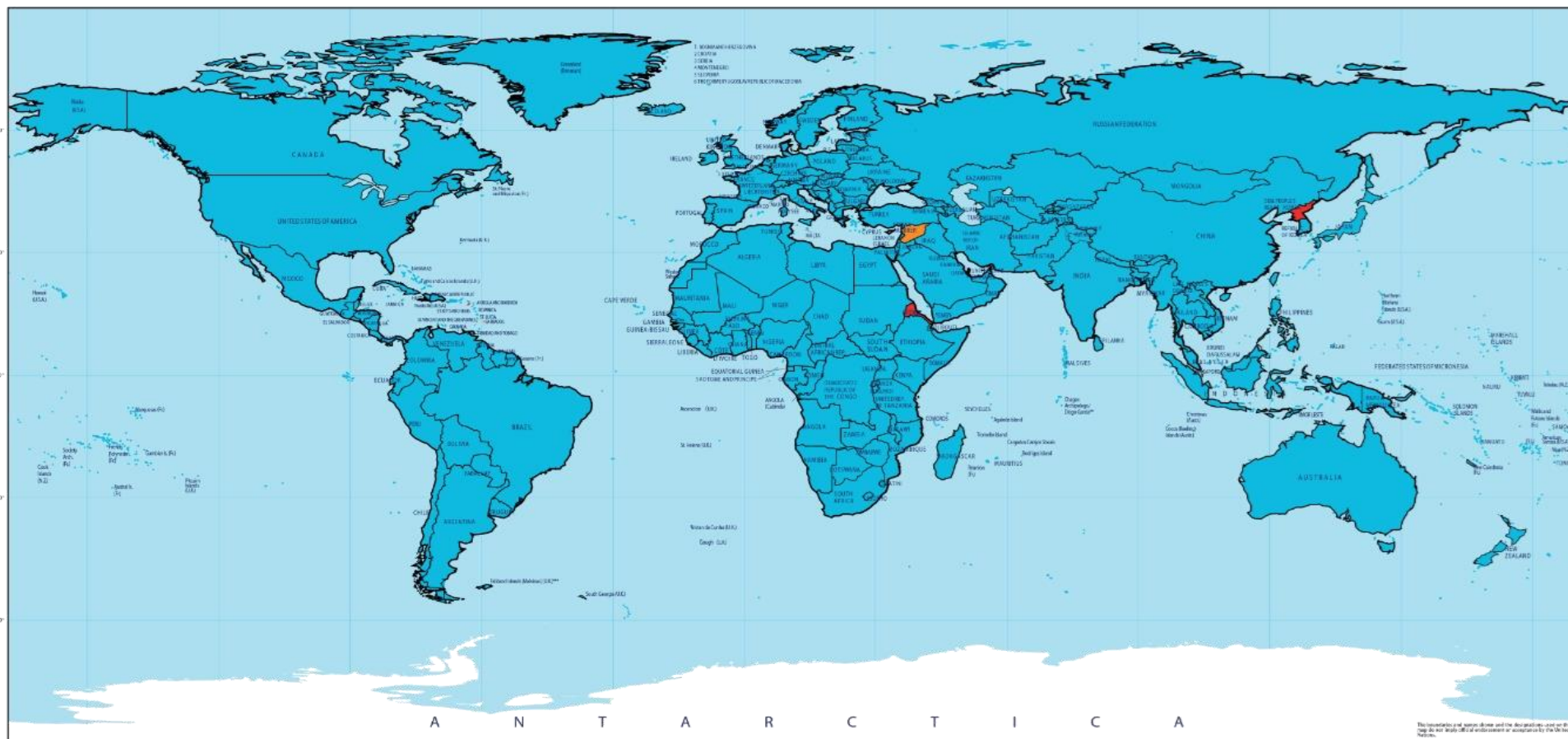
III. Representational

...the United Nations Convention against Corruption

- Adopted by the General Assembly: 31 October 2003
- Entry into Force (30 ratifications): 14 December 2005



Ratification requires legislation: 189 Parties



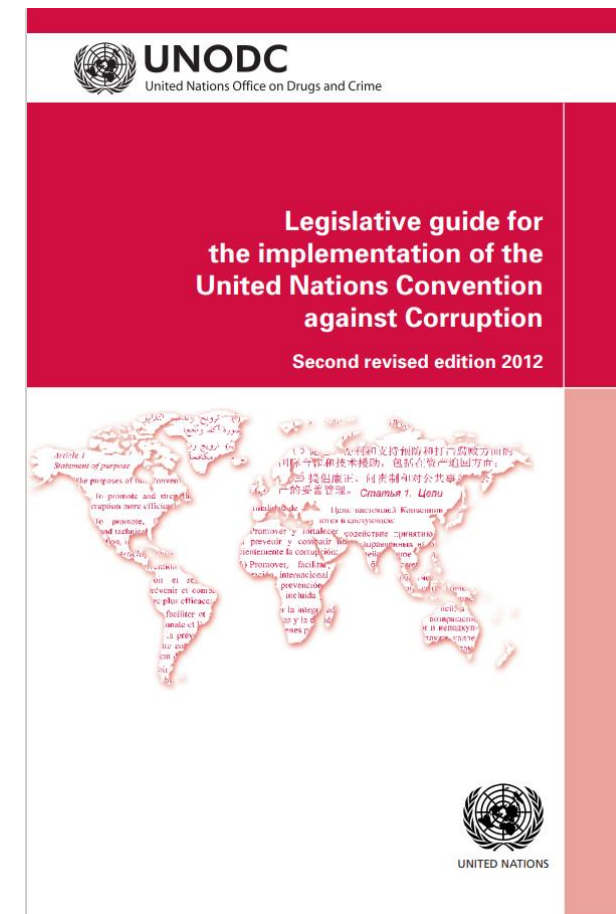
Parties: 189

Status as of: 8 March 2023

-  States Parties
-  Signatories
-  Countries that have not signed or ratified the UNCAT

Implementation requires legislation

UNCAC Legislative Guide (2006, 2012) to assist States seeking to ratify and implement the Convention by **identifying legislative requirements** and options available to States as they develop necessary legislation



The Implementation Review Mechanism requires ~~legislation~~

Adopted by Conference of the States Parties (CoSP), third session **Doha, 2009**

Two five-year cycles

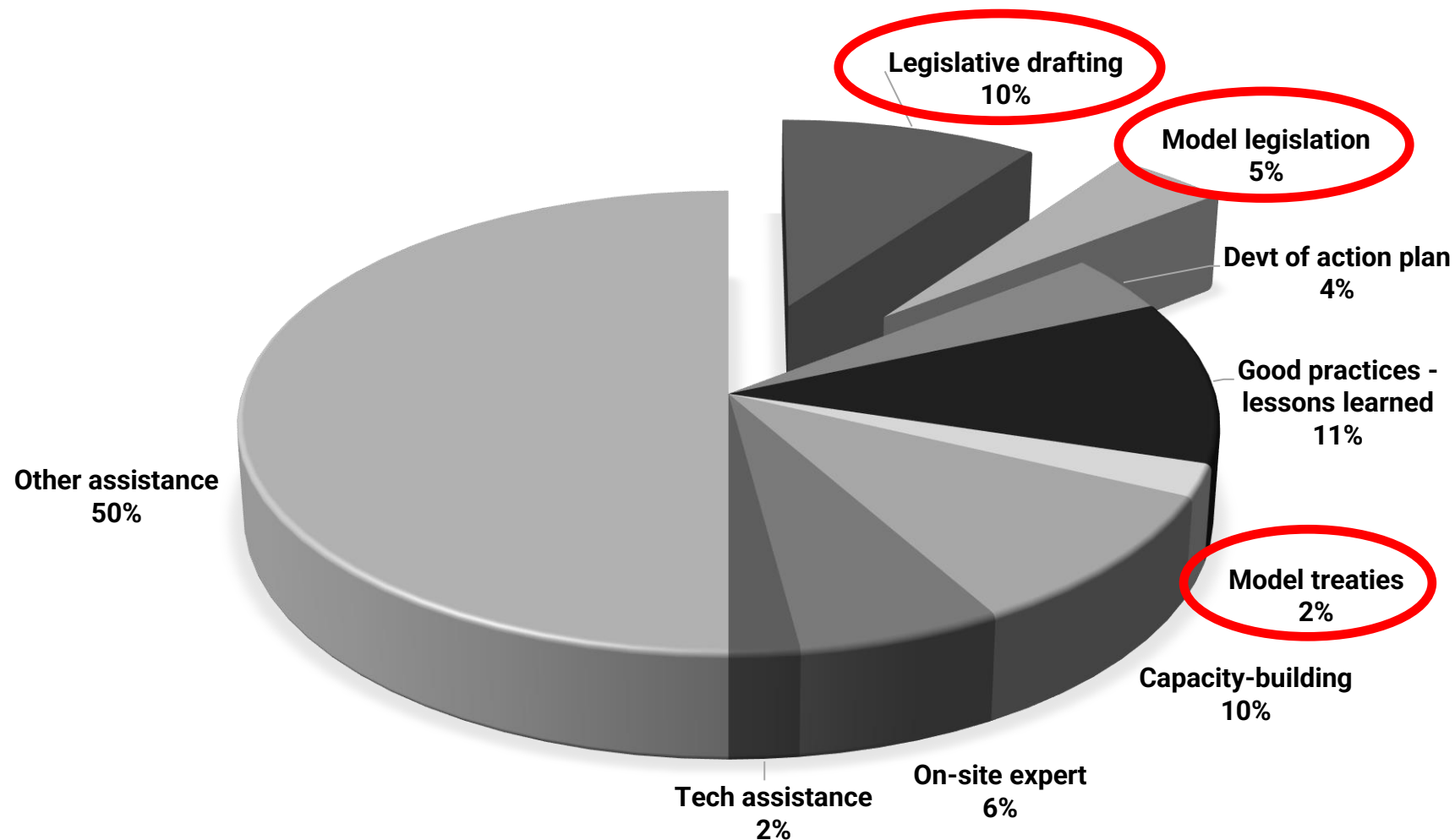
First cycle (2010-2015): criminalization and int'l cooperation (chapters III and IV)

Second cycle (2016-open): prevention and asset recovery (chapters II and V)

To date (March 2023)

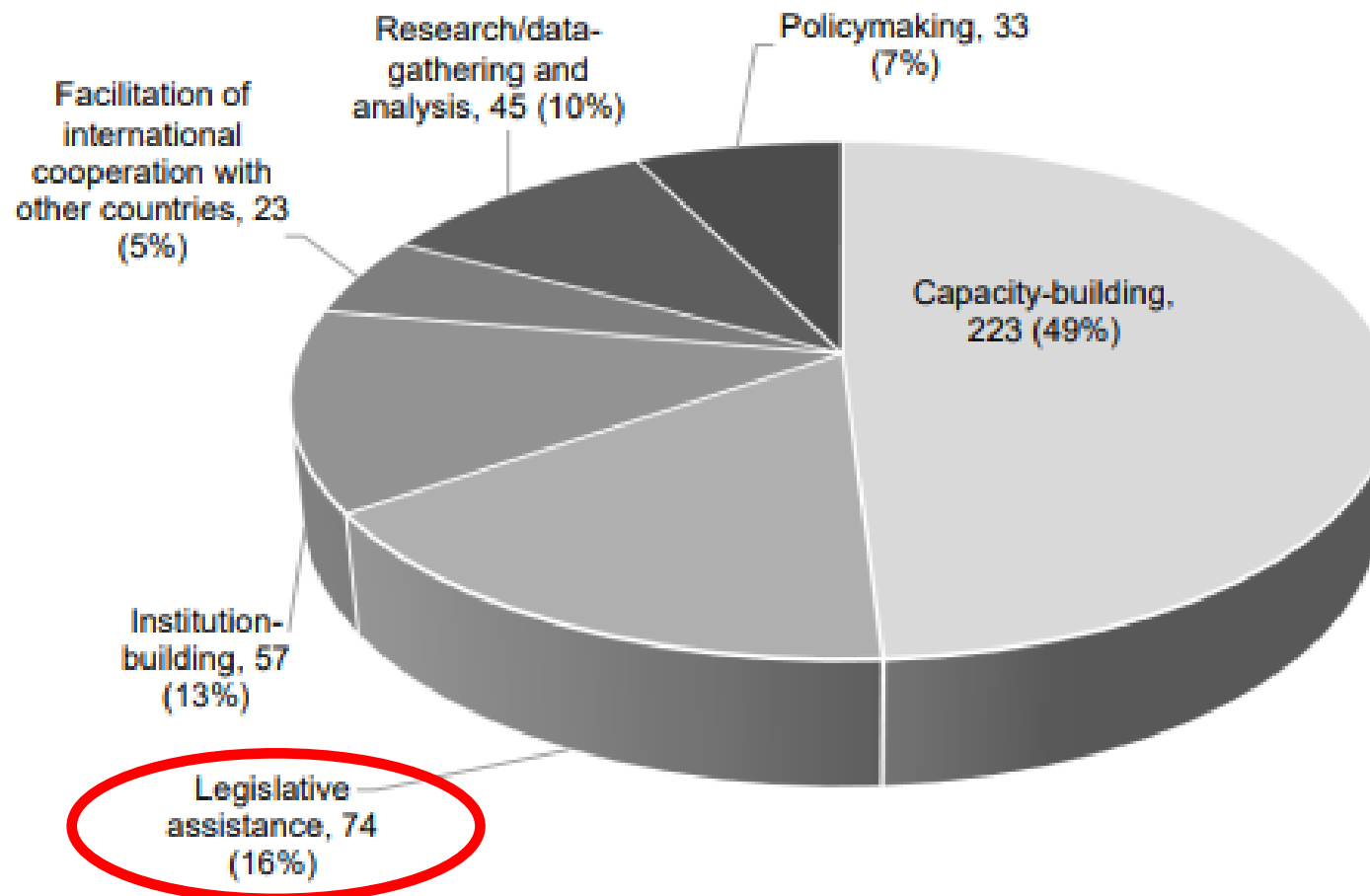
- 188 States parties reviewed under both cycles
- 174 Executive Summaries completed under the first cycle
- 67 Executive Summaries completed under the second cycle

Chapters III and IV: technical assistance needs of legislative nature



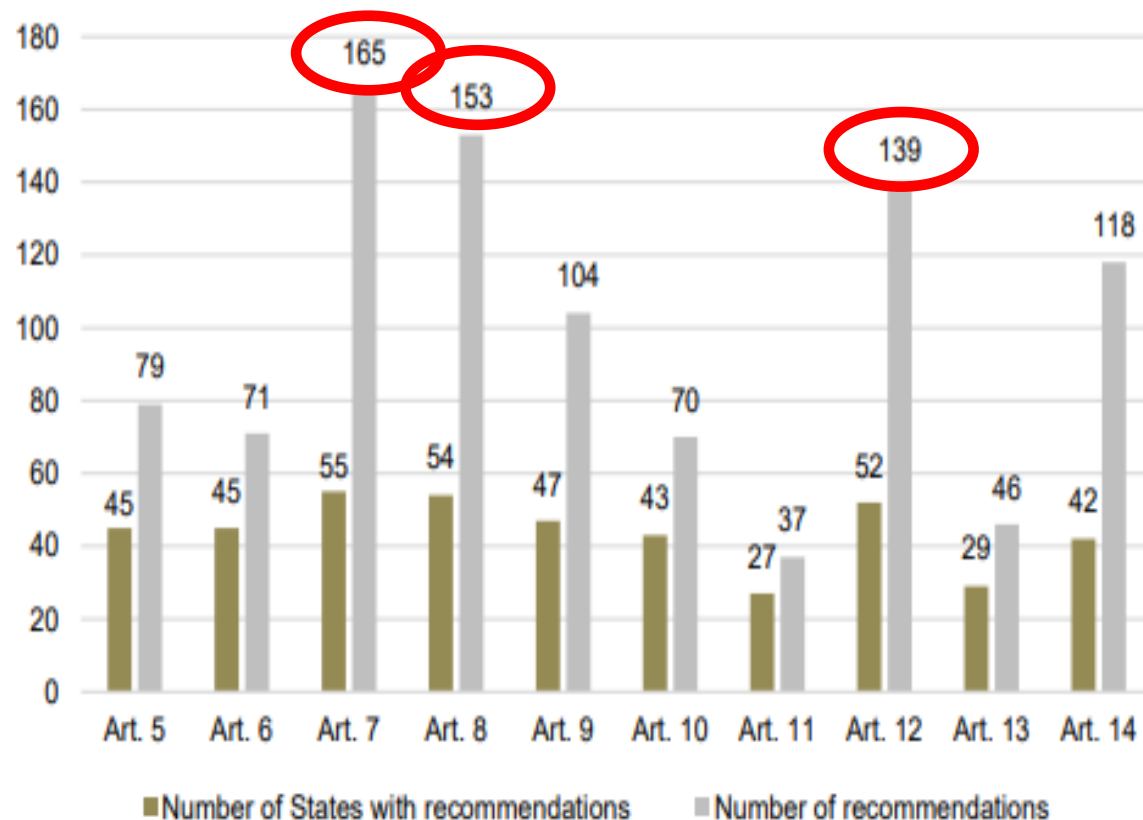
Chapters II and V: technical assistance needs of legislative nature

Number and percentage of individual technical assistance needs, by category

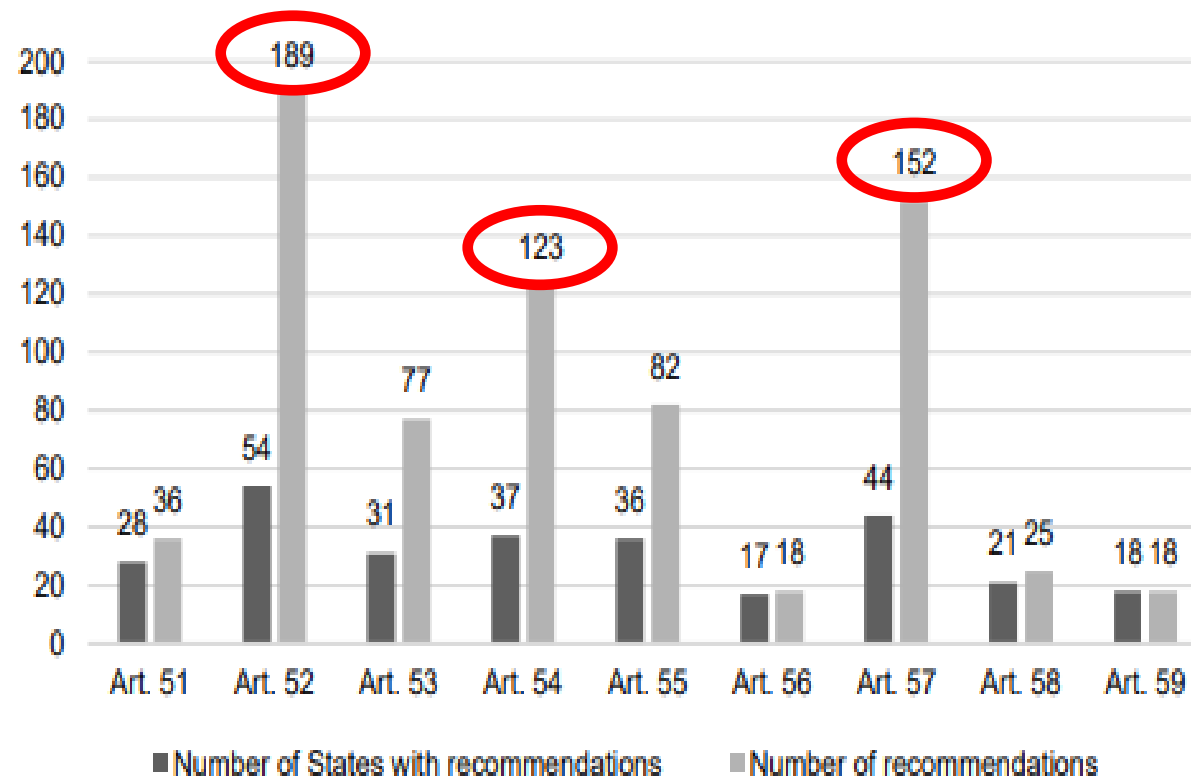


Challenges

Challenges identified in the implementation of chapter II of the Convention



Challenges identified in the implementation of chapter V of the Convention, by article



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The Conference of the States Parties and the General Assembly on the role of parliaments



20 resolutions refer to legislative requirements of States parties



CoSP resolutions 2019 – legislative and oversight functions

- Resolution 8/13 **“Abu Dhabi declaration”**
- Resolution 8/14 **“Promoting good practices in relation to the role of national parliaments and other legislative bodies in preventing and combating corruption in all its forms”**

Resolution 8/14

*Urges States parties to **support the role and strengthen the capacity of parliaments and other legislative bodies to prevent and combat corruption, including in areas where they have a mandate for review or oversight***

*Encourages States parties to **identify and implement any legislative or other measures that may be necessary to implement the Convention and address relevant recommendations** emerging from the Mechanism for the Review of Implementation of the Convention*

Resolution 8/14 (cont'd)

*Encourages States parties to **strengthen interparliamentary dialogue and cooperation, including in coordination with the Inter-Parliamentary Union and similar organizations, to exchange of good practices on legislation, review and oversight controls in the fight against corruption, and to consider implementing those good practices in domestic law***

*Encourages States parties to recognize the important role of parliaments in strengthening the implementation of the Convention by **promoting transparency and accountability in the management of public finances, exercising budget oversight, criminalizing corruption offences and facilitating the asset recovery process***

Resolution 8/14 (cont'd)

*Encourages States parties, in the framework of their preparations for the **special session of the General Assembly against corruption, to address the strengthening of the role of parliaments and other legislative bodies** in preventing and combating corruption in all its forms, while duly respecting the **independence of the legislative authorities***

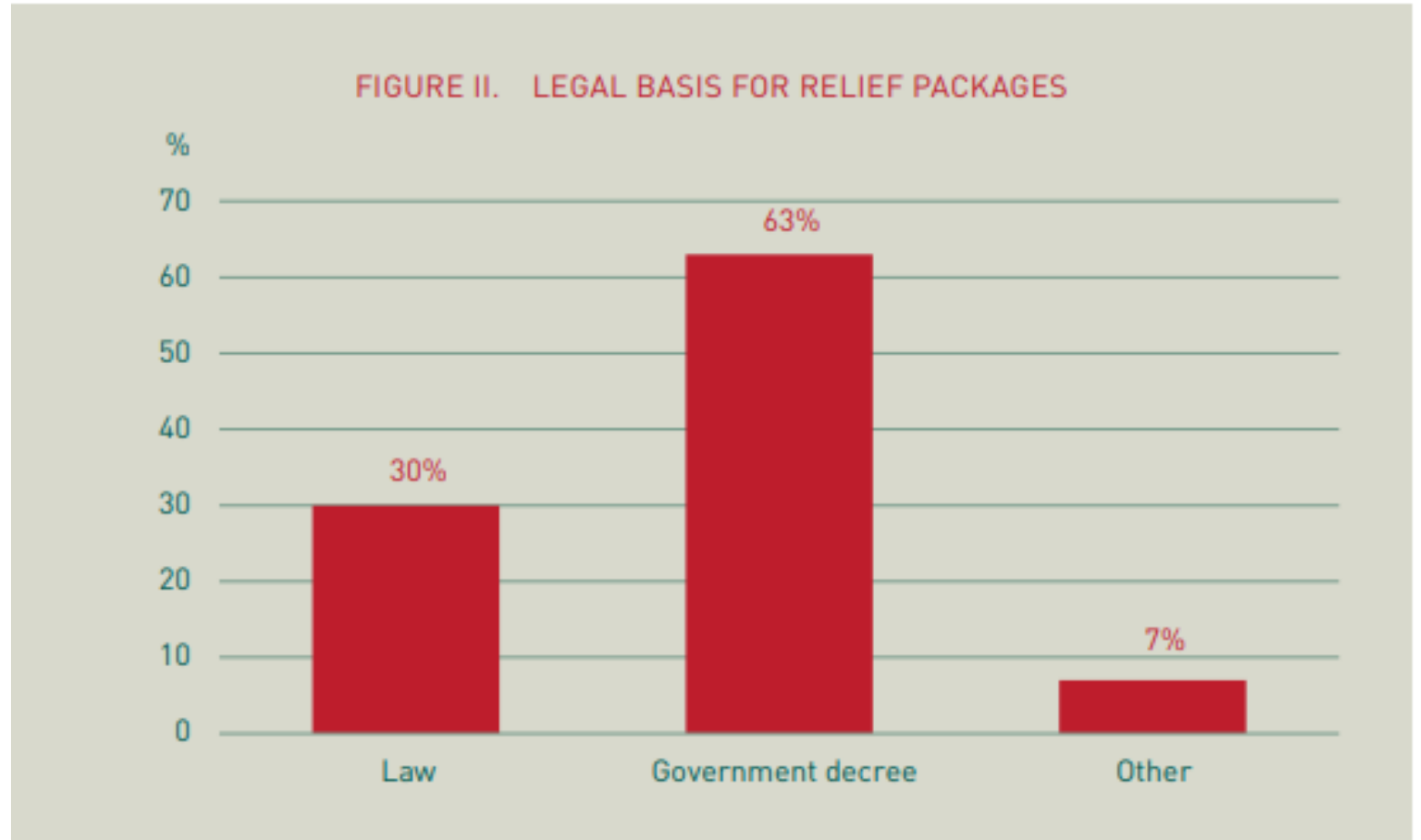
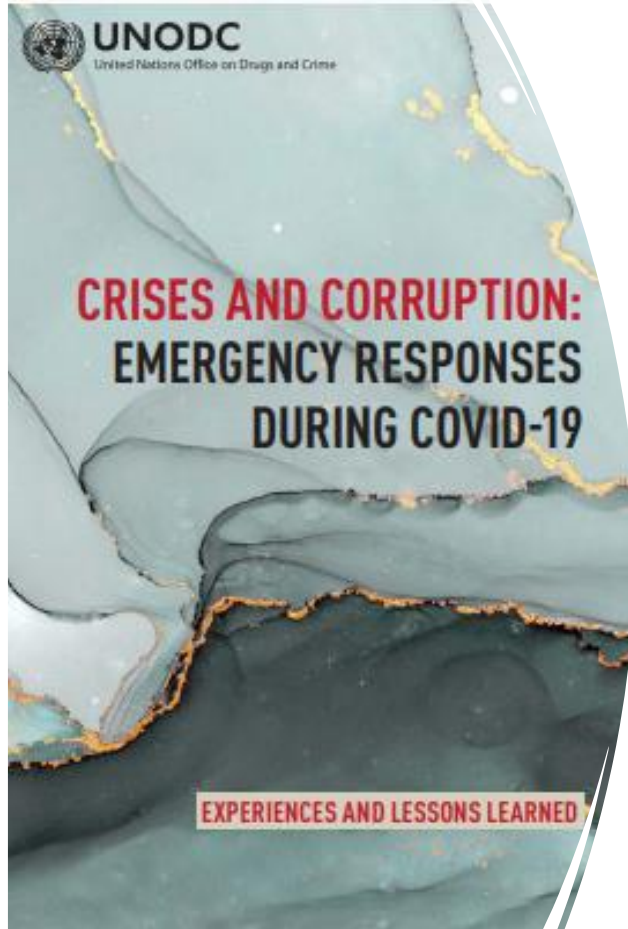
*Requests UNODC to develop a **compendium of good practices in relation to the role of parliaments and other legislative bodies in preventing and combating corruption***

*Invites States parties and other donors to provide **extrabudgetary resources** for the purposes identified in the present resolution*

Resolution 8/13, Abu Dhabi declaration (and follow-up res 9/3)

Encourages States parties, with due respect for the **independence of national legislatures** and supreme audit institutions, to strengthen relations between **national legislatures** and supreme audit institutions, and to **encourage national legislatures to be aware of the findings of supreme audit institutions so that they may be taken into account when exercising parliamentary functions**

Legislative oversight function in emergencies



Resolution 8/13, Abu Dhabi declaration

Enhancing the collaboration
between Supreme Audit
Institutions and Anti-Corruption
Bodies in preventing
and fighting corruption



Special session of the General Assembly against corruption *June 2021*

“Our common commitment to effectively addressing challenges and implementing measures to prevent and combat corruption and strengthen international cooperation”



UNGASS political declaration, Member States will:

Promote the **role of parliaments and other legislative bodies** in the management of public finances

Ensure their capacity to exercise effective **budget oversight**

Strengthen **relations between national legislatures and supreme audit institutions** and encourage national legislatures to be aware of the findings of such institutions

Take effective measures to prevent, investigate and prosecute corruption **involving members of national parliaments** in accordance with the Convention, taking into account questions **of privileges and immunities**

UNODC, GOPAC and UNCAC anniversary



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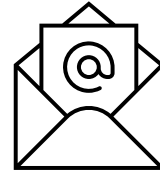
Parliamentary Forum at every
session of the CoSP 2006-2021

2023?

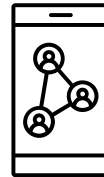
Thank you



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