



# Conference of the States Parties to the United Nations Convention against Corruption

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## Implementation Review Group

### Fourth session

Vienna, 27-31 May 2013

## Annotated provisional agenda

### Provisional agenda

1. Organizational matters:
  - (a) Opening of the session;
  - (b) Adoption of the agenda and organization of work.
2. Review of implementation of the United Nations Convention against Corruption.
3. Technical assistance.
4. Financial and budgetary matters.
5. Other matters.
6. Provisional agenda for the fifth session of the Implementation Review Group.
7. Adoption of the report of the Implementation Review Group on its fourth session.

### Annotations

#### 1. Organizational matters

##### (a) Opening of the session

The fourth session of the Implementation Review Group will be convened on Monday, 27 May 2013, at 10 a.m. in C Building, Boardroom D.

##### (b) Adoption of the agenda and organization of work

The provisional agenda for the session was prepared in accordance with resolution 3/1, entitled "Review mechanism", adopted by the Conference of the



States Parties to the United Nations Convention against Corruption at its third session, held in Doha from 9 to 13 November 2009.

The proposed organization of work (see annex I) was prepared in line with the guidance provided by the Implementation Review Group. A briefing for permanent missions to the United Nations in Vienna was held on Monday, 18 March 2013, on the requirements of the Mechanism for the Review of Implementation of the United Nations Convention against Corruption and arrangements foreseen for the fourth session of the Implementation Review Group.

The resources available will permit the holding of two plenary meetings each day with interpretation in the six official languages of the United Nations.

## **2. Review of implementation of the United Nations Convention against Corruption**

The Conference adopted resolution 4/1, entitled “Mechanism for the Review of Implementation of the United Nations Convention against Corruption”, at its fourth session, held in Marrakech, Morocco, from 24 to 28 October 2011. In that resolution, the Conference endorsed the guidelines for governmental experts and the secretariat in the conduct of country reviews and the blueprint for country review reports.

### *Drawing of lots*

Pursuant to paragraphs 14 and 19 of the terms of reference of the Review Mechanism, lots are to be drawn to determine which States parties will participate in the reviews. One of the two reviewing States parties is to be from the same geographical region as the State party under review and, if possible, should have a legal system similar to that of the State party under review. The State party under review may request, a maximum of two times, that the drawing of lots be repeated.

At its first session, the Implementation Review Group drew lots for the States parties to be reviewed in the first review cycle. On the first day of the fourth session, lots will be drawn to select the States parties reviewing the States parties under review in the fourth year of the current review cycle. Lots may be redrawn on subsequent days of the fourth session for those States parties so wishing. In view of the large number of States parties under review in the fourth year, it is likely that a number of redraws will be required before reaching the final country review pairings. The list of States parties under review in the fourth year of the first review cycle as of 19 March 2013 is contained in annex II.

In its resolution 4/1, the Conference endorsed the practice followed by the Implementation Review Group with regard to the procedural issues arising from the drawing of lots, called upon States parties that had not yet done so to submit their lists of governmental experts well ahead of the drawing of lots, and reminded States parties to keep their lists of governmental experts up to date, in accordance with the terms of reference.

### *Progress report*

Pursuant to paragraph 25 of the terms of reference of the Review Mechanism, the schedule and requirements of each country review should be established by the secretariat in consultation with the reviewing States parties and the State party under

review and should address all issues relevant to the review. The guidelines for governmental experts and the secretariat in the conduct of country reviews set out indicative timelines for the conduct of reviews. In its resolution 4/1, the Conference urged States parties participating in the country review process in a given year to make every possible effort to adhere to the indicative timelines for review as contained in the guidelines.

In order to provide the Implementation Review Group with an overview of issues identified during individual country reviews and to seek guidance on addressing challenges encountered during the conduct of reviews, the secretariat has compiled information on the conduct of the reviews of the first to third years of the current cycle, as well as lessons learned and information on activities undertaken to assist States parties participating in the review process.

#### *Outcome of reviews*

Pursuant to paragraph 35 of the terms of reference of the Review Mechanism, the secretariat is to compile the most common and relevant information on successes, good practices, challenges, observations and technical assistance needs contained in the country review reports and include them, organized by theme, in a thematic implementation report and regional supplementary addenda, for submission to the Implementation Review Group.

The thematic implementation reports and regional addenda should serve as the basis for the analytical work of the Group. On the basis of its deliberations, the Group should submit recommendations and conclusions to the Conference for its consideration and approval.

Thematic reports on chapters III (Criminalization and law enforcement) and IV (International cooperation) of the Convention should contain the relevant information reflected in the country review reports. The thematic reports reflect the additional information obtained through the individual country review processes, because those reports are prepared on an ongoing basis. Reports containing updated information will be submitted to the Implementation Review Group at its fourth session in all the official languages of the United Nations.

Pursuant to paragraph 36 of the terms of reference, the executive summaries of the country review reports finalized by the fourth session should be translated into the six official languages of the United Nations and be made available as documents of the Implementation Review Group for information purposes only.

In line with past practice and taking into account the views expressed by the Group on the usefulness of holding trilateral meetings between States parties under review and reviewing States parties in the ongoing individual country review processes for advancing the review of implementation in order to achieve progress and discuss outstanding issues, the secretariat has made provision to continue this practice and has made arrangements under this agenda item on the fourth day of the session for scheduling such trilateral meetings.

**Documentation**

Progress report on the implementation of the mandates of the Implementation Review Group: note by the Secretariat (CAC/COSP/IRG/2012/4)

Implementation of chapters III (Criminalization and law enforcement) and IV (International cooperation) of the United Nations Convention against Corruption (review of articles 15-29): thematic report prepared by the Secretariat (CAC/COSP/IRG/2013/6)

Implementation of chapters III (Criminalization and law enforcement) and IV (International cooperation) of the United Nations Convention against Corruption (review of articles 30-39): thematic report prepared by the Secretariat (CAC/COSP/IRG/2013/7)

Implementation of chapters III (Criminalization and law enforcement) and IV (International cooperation) of the United Nations Convention against Corruption (review of articles 40-45): thematic report prepared by the Secretariat (CAC/COSP/IRG/2013/8)

Implementation of chapters III (Criminalization and law enforcement) and IV (International cooperation) of the United Nations Convention against Corruption (review of articles 46-50): thematic report prepared by the Secretariat (CAC/COSP/IRG/2013/9)

Report prepared by the Secretariat on regional implementation of chapter III (Criminalization and law enforcement) of the United Nations Convention against Corruption (CAC/COSP/IRG/2013/10)

Report prepared by the Secretariat on regional implementation of chapter IV (International cooperation) of the United Nations Convention against Corruption (CAC/COSP/IRG/2013/11)

Executive summaries of country review reports (CAC/COSP/IRG/I/1/1/Add.10-11)

Executive summaries of country review reports (CAC/COSP/IRG/I/2/1/Add.8-12)

**3. Technical assistance**

In its resolution 3/1, the Conference decided that the Implementation Review Group should be in charge of following up and continuing the work undertaken previously by the Open-ended Intergovernmental Working Group on Technical Assistance.

Paragraph 44 of the terms of reference states that the functions of the Implementation Review Group are to have an overview of the review process in order to identify challenges and good practices and to consider technical assistance requirements in order to ensure effective implementation of the Convention. Technical assistance needs identified in the country review reports will be compiled and issued in a note by the Secretariat.

At its second session, the Implementation Review Group took into account that, pursuant to paragraph 11 of the terms of reference, one of the goals of the Review Mechanism was to help States parties to identify and substantiate specific needs for technical assistance and to promote and facilitate the provision of technical assistance. The Group adopted recommendations in furtherance of that mandate, which were endorsed by the Conference at its fourth session, in its resolution 4/1.

In paragraph 13 of the resolution, the Conference recognized the continuing and valuable role of technical assistance within the Review Mechanism, as well as the importance of country-led and country-based, integrated and coordinated programming and delivery of technical assistance as an effective means of addressing technical assistance needs of States parties. In paragraph 21 of the resolution, the Conference requested the secretariat to continue to develop a three-tiered approach — global, regional and national — to the delivery of technical assistance in the light of the priority areas identified as a result of the review process.

The note by the Secretariat on technical assistance (CAC/COSP/IRG/2013/2) contains consolidated information on such priority areas in technical assistance and activities undertaken by the United Nations Office on Drugs and Crime (UNODC) to support implementation of the Convention at the global, regional and national levels. An analysis of technical assistance needs related to chapters III (Criminalization and law enforcement) and IV (International cooperation) of the Convention as emerging from the country review reports and executive summaries thereto is contained in document CAC/COSP/IRG/2013/3.

In order to focus the discussion under this agenda item, two panels will be organized on technical assistance needs emerging from country reviews and ways forward to respond to those needs.

#### **Documentation**

Note by the Secretariat on technical assistance in support of the implementation of the United Nations Convention against Corruption (CAC/COSP/IRG/2013/2)

Note by the Secretariat on the analysis of technical assistance needs emerging from the country reviews (CAC/COSP/IRG/2013/3)

#### **4. Financial and budgetary matters**

In its resolution 3/1, the Conference underlined that the Review Mechanism required a budget that ensured its efficient, continued and impartial functioning. Pursuant to that resolution, the General Assembly, in its resolution 64/237, requested the Secretary-General to ensure that the Review Mechanism was adequately funded.

In its resolution 4/1, the Conference decided that the Implementation Review Group should assist it in the fulfilment of its responsibility to consider the budget biennially by engaging with the Secretariat during the intersessional period with regard to expenditures and projected costs related to the Review Mechanism.

At its fourth session, the Implementation Review Group will have before it a note by the Secretariat containing budgetary information on expenditures incurred so far for the first three years of operation of the Mechanism; resources received for the same period, both from the regular budget and from voluntary contributions; and projected expenditures for the fourth year.

#### **Documentation**

Note by the Secretariat on financial resources (CAC/COSP/IRG/2013/5)

**5. Other matters**

In its resolution 4/6, entitled “Non-governmental organizations and the Mechanism for the Review of Implementation of the United Nations Convention against Corruption”, the Conference decided that briefings for non-governmental organizations should be convened on the margins of the sessions of the Implementation Review Group and be conducted by the secretariat in cooperation with a member of the bureau. The Implementation Review Group will receive a summary of the briefings, to be held on the margins of the fourth session, on Thursday, 30 May 2013, under the item “Other matters”.

**6. Provisional agenda for the fifth session of the Implementation Review Group**

The Implementation Review Group is to consider and approve, at its fourth session, a provisional agenda for its fifth session, which will be drafted by the secretariat in consultation with the Chair.

**7. Adoption of the report of the Implementation Review Group on its fourth session**

The Implementation Review Group is to adopt a report on its fourth session, the draft of which will be prepared by the secretariat.

## Annex I

## Proposed organization of work

<i>Date and time</i>	<i>Item</i>	<i>Title or description</i>
<b>Monday, 27 May</b>		
10 a.m.-1 p.m.	1 (a)	Opening of the session
	1 (b)	Adoption of the agenda and organization of work
3-6 p.m.	2	Review of implementation of the United Nations Convention against Corruption
<b>Tuesday, 28 May</b>		
10 a.m.-1 p.m.	2	Review of implementation of the United Nations Convention against Corruption ( <i>continued</i> )
3-6 p.m.	2	Review of implementation of the United Nations Convention against Corruption ( <i>continued</i> )
<b>Wednesday, 29 May</b>		
10 a.m.-1 p.m.	3	Technical assistance
3-6 p.m.	3	Technical assistance ( <i>continued</i> )
<b>Thursday, 30 May</b>		
10 a.m.-1 p.m.	2	Review of implementation of the United Nations Convention against Corruption ( <i>continued</i> )
3-6 p.m.	2	Review of implementation of the United Nations Convention against Corruption ( <i>continued</i> )
<b>Friday, 31 May</b>		
10 a.m.-1 p.m.	4	Financial and budgetary matters
	5	Other matters
3-6 p.m.	2	Review of implementation of the United Nations Convention against Corruption ( <i>continued</i> )
	6	Provisional agenda for the fifth session of the Implementation Review Group
	7	Adoption of the report of the Implementation Review Group on its fourth session

## Annex II

## States parties under review in the fourth year of the first review cycle

<i>Regional group</i>	<i>State party under review</i>	
<b>Group of African States</b>	Senegal	
	Liberia	
	Kenya	
	Nigeria	
	Gabon	
	Malawi	
	Libya	
	Madagascar	
	Namibia	
	Ethiopia	
	Democratic Republic of the Congo <sup>b</sup>	
	Botswana <sup>b</sup>	
	Egypt <sup>a</sup>	
	Guinea-Bissau <sup>a</sup>	
	Swaziland <sup>b</sup>	
	Comoros <sup>b</sup>	
	Côte d'Ivoire <sup>b</sup>	
	Mali <sup>a</sup>	
	<b>Group of Asia-Pacific States</b>	Kyrgyzstan
		Maldives
Lebanon		
Uzbekistan		
Palau		
Turkmenistan		
Singapore		
China		
Tajikistan		
Bahrain <sup>b</sup>		
Thailand <sup>b</sup>		
India <sup>b</sup>		
Nepal <sup>b</sup>		
Vanuatu <sup>b</sup>		
Cook Islands <sup>b</sup>		
Marshall Islands <sup>b</sup>		
Solomon Islands <sup>b</sup>		
Micronesia (Federated States of) <sup>b</sup>		
Nauru <sup>b</sup>		
Yemen <sup>a</sup>		
Cambodia <sup>a</sup>		
Myanmar <sup>b</sup>		

<i>Regional group</i>	<i>State party under review</i>
<b>Group of Eastern European States</b>	Poland
	Belarus
	Bosnia and Herzegovina
	Albania
	Republic of Moldova
<b>Group of Latin American and Caribbean States</b>	Ecuador
	Haiti
	Costa Rica
	Honduras
	Guatemala
	Antigua and Barbuda
	Bahamas
	Saint Lucia <sup>b</sup>
<b>Group of Western European and other States</b>	Turkey
	Greece
	Belgium
	Denmark
	Israel
	Liechtenstein <sup>b</sup>
	Iceland <sup>b</sup>
	Ireland <sup>b</sup>

<sup>a</sup> Deferred from previous year of the cycle.

<sup>b</sup> State party that ratified or acceded to the United Nations Convention against Corruption after the drawing of lots at the first session of the Implementation Review Group.