UNCAC, UNODC and Collective Action in Fighting Corruption

Begrađe, 25 September 2018
Chapter II – Preventive Measures

- Anti-corruption policies and bodies
- Public Sector - Recruitment / Retention
- Rules relating to elections and political financing
- Codes of conduct for public officials
- Public Procurement – Establish objective criteria
- Integrity of the Judiciary
- Private Sector – Codes of Conduct / Auditing
- Public information, education, civil society
Paragraph 1
➢ Prevention of corruption involving the private sector (Overarching entry point)
➢ Accounting & auditing
➢ Penalties (deterrent effect)

Paragraph 2
➢ Codes of Conduct
➢ Conflict of interest
➢ Contractual relations business-States
➢ Identity of legal persons
➢ Regulation e.g. subsidies and licences
➢ Internal Auditing
➢ Cooperation with law enforcement agencies

Paragraph 3
➢ Rule of book-keeping and records & Prohibition of certain acts
➢ Disallowing tax-deductibility of bribes

Paragraph 4
Other UNCAC provisions related to Private Sector:

» public procurement (article 9);
» money-laundering (article 14);
» criminalization of offences of corruption (articles 15-19, 21-25);
» liability of legal persons (article 26);
Also related to Private Sector

» protection of witnesses, experts, victims, reporting persons (articles 32-33);

» consequences of acts of corruption (art. 34);

» cooperation with law enforcement authorities (article 37);

» cooperation between national authorities and the private sector (article 39); and

» bank secrecy (article 40).
Projects:
- Siemens Integrity Initiative projects aimed at strengthening private-public partnership
- Workshops such as this one 😊

Educational Initiatives
- Anti-Corruption Academic Initiative (ACAD) and UNCAC Model Course
- Education for Justice (E4J): Integrity and ethics education in schools and universities

Future directions:
- Involvement of private sector in the UNCAC review mechanism

Tools/publications
The Siemens Integrity Initiative

SII financed a number of UNODC projects aimed at strengthening private-public partnership through:

» Creating systems of legal incentives for integrity and combatting corruption in public procurement in India and Mexico.

» Strengthening legislation to combat private sector corruption and building private-public cooperation in Colombia.
ACAD INITIATIVE: TOOLS & ACTIVITIES

Model UNCAC Course – key tool for universities

“Menu of Resources” giving access to over 1800 academic articles, presentations and support tools

“Teach the teacher” workshops and symposia aimed at building capacity of academics to deliver anti-corruption courses

Growing interest and participation

http://www.track.unodc.org/Education/Pages/ACAD.aspx
EDUCATION FOR JUSTICE (E4J)

Building a culture of lawfulness among children and youth through:

➢ Developing & disseminating age-appropriate educational materials on topics related to criminal justice, crime prevention and rule of law, including:
  ✓ anti-corruption
  ✓ integrity and ethics

➢ Integrating these materials into the curricula of
  ☑ primary,
  ☑ secondary, and
  ☑ tertiary education levels

http://www.unodc.org/e4j
THE FIGHT AGAINST CORRUPTION

An e-learning tool for the private sector on the UN Convention against Corruption and the UN Global Compact’s 10th principle against corruption

www.thefightagainstcorruption.org

This e-learning tool is a joint product of the UN Global Compact and the UN Office on Drugs and Crime. It uses six interactive learning modules to further the audience’s understanding of the UN Global Compact’s 10th principle against corruption and the UN Convention against Corruption as it applies to the private sector. The tool is targeted at everyone who acts on behalf of a company. Each module only lasts about five minutes, providing a quick and effective way of learning. And it is fun too!

[Start the Certificate Course]

What would you advise Peter to do?

- Refer to the requirements of the UN Convention against Corruption and your company’s prohibition of making facilitation payments.
- Tell the officer she isn’t allowed to ask for facilitation payments.
- Ask to speak to the officer’s superior.

www.thefightagainstcorruption.org
UNODC Publications and Technical Tools

An Anti-Corruption Ethics and Compliance Programme for Business: A Practical Guide

BUSINESS, CORRUPTION AND CRIME IN THE WESTERN BALKANS: The impact of bribery and other crime on private enterprise

The United Nations Convention against Corruption
A Resource Guide on State Measures for Strengthening Corporate Integrity
Thank you for your attention

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