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## **Commission on Crime Prevention and Criminal Justice**

**Twentieth session**

Vienna, 11-15 April 2011

Agenda item 11

**Adoption of the report of the Commission on its twentieth session**

### **Statements of financial implications presented to the Commission on Crime Prevention and Criminal Justice before its consideration of draft resolutions at its twentieth session**

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## Annex I

### **Financial statement on draft decision entitled “Improving the governance and financial situation of the United Nations Office on Drugs and Crime: extension of the mandate of the standing open-ended intergovernmental working group on improving the governance and financial situation of the United Nations Office on Drugs and Crime”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs (d), (e) and (f) of the draft decision contained in document E/CN.15/2011/L.2, the Economic and Social Council would:
  - Reaffirm Commission on Crime Prevention and Criminal Justice resolution 18/3 of 24 April 2009, and decide to renew the mandate of the standing open-ended intergovernmental working group on improving the governance and financial situation of the United Nations Office on Drugs and Crime until the part of the session of the Commission to be held in the first half of 2013, at which time the Commission shall carry out a thorough review of the functioning of the working group and consider the extension of its mandate;
  - Also decides that the working group shall hold at least two formal meetings, one in the first quarter of 2012 and one in the first quarter of 2013, in advance of the part of the sessions of the Commission to be held in the first half of those years, and that the dates of those and possible additional informal meetings shall be determined by the co-chairs of the working group in consultation with the Secretariat;
  - Request that the relevant documentation be provided to the working group in a timely manner, and approve the provisional agenda of the working group as follows:
    1. Consolidated budget for the biennium 2012-2013 for the United Nations Office on Drugs and Crime.
    2. Governance and financial situation of the Office.
    3. Evaluation and oversight.
    4. Other matters.
3. Should the draft decision be adopted, resources in the amount of \$45,900 would be required under section 2 (“General Assembly and Economic and Social Council affairs and conference management”) of the proposed programme budget for 2012-2013, in order to provide for conference servicing of the working group, meeting for a total of four meetings (two days), with interpretation in the six official languages of the United Nations. An additional amount of \$52,100 would be

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\* For the final text of the draft decision, which originally appeared under the symbol E/CN.15/2011/L.2, see E/2011/30-E/CN.15/2011/21, chapter 1, section C, draft decision II.

required under Section 2 to cover the report of the working group (20 pages, in six languages). The Department for General Assembly and Conference Management has indicated that demand for meeting and documentation services included in the programme budget exceeds available capacities of the Department for General Assembly and Conference Management in general and of the Conference Management Service of UNOV in particular. Consequently, the documentation and meeting, including interpretation requirements could be met without incurring additional costs only if the following conditions were met:

(a) the timelines for the submission and processing of documentation, as well as the dates for the holding of the meetings of the working group, were determined in consultation between the Commission on Crime Prevention and Criminal Justice secretariat and the Department for General Assembly and Conference Management; and

(b) if following an internal review, outputs in the programme of work for the biennium 2012-2013 could be identified that would be changed, curtailed or discontinued to offset resources needed to meet the above requirements.

4. With regard to the requirements for the biennium 2010-2011, since the activities listed pertain to the biennium 2012-2013, adoption of the draft decision contained in document E/CN.15/2011/L.2 would not entail additional appropriation under the programme budget for the biennium 2010-2011.

## Annex II

### **Financial statement on the draft resolution entitled “Improving the governance and financial situation of the United Nations Office on Drugs and Crime: recommendations of the standing open-ended intergovernmental working group on improving the governance and financial situation of the United Nations Office on Drugs and Crime”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 4, 5 and 21(a) of the draft resolution contained in document E/CN.15/2011/L.3, the Commission on Crime Prevention and Criminal Justice would:
  - Request the Secretariat and the standing open-ended intergovernmental working group on improving the governance and financial situation of the United Nations Office on Drugs and Crime to develop, as follow-up to the strategy for the period 2008-2011 for the United Nations Office on Drugs and Crime,<sup>1</sup> an updated Strategy for the period 2012-2015, to present such a strategy to the Commission at its reconvened twentieth session for its consideration and to share that strategy with the Commission on Narcotic Drugs at its reconvened fifty-fourth session, in the second half of 2011;
  - Urge the Secretariat to continue to ensure that the updated strategy, as approved by Member States, and as reflected in the strategic frameworks covering the bienniums 2012-2013 and 2014-2015, guides the formulation of clearly defined objectives, improved benchmarks and performance indicators measuring both qualitatively and quantitatively the impact of the work of the Office, in full compliance with relevant resolutions of the General Assembly on result-based budgeting;
  - Recommend, with a view to improving the governing role and functioning of the Commission and the effective and adequate implementation of decisions adopted by the Commission, the following:
    - (a) The Commission on Narcotic Drugs and the Commission on Crime Prevention and Criminal Justice should hold joint reconvened sessions limited to agenda items included in the operational segment of the agendas of both Commissions, with a view to providing integrated policy directives to the United Nations Office on Drugs and Crime on administrative, budgetary and strategic management issues, and, in this context, the practice of holding back-to-back but separate reconvened sessions of the Commission on Narcotic Drugs and the Commission on Crime Prevention and Criminal Justice should

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.3, see E/2011/30-E/CN.15/2011/21, chapter I, section D, resolution 20/1.

<sup>1</sup> Economic and Social Council resolution 2007/12, annex.

be continued, in order to deal with agenda items included in the normative segment of the agenda of each Commission;

3. With regards to the request contained in operative paragraphs 4 and 5, it is envisaged that additional extrabudgetary resources in the amount of \$303,000 would be required to prepare an updated strategy for the period 2012-2015 and present it to the Commission at its reconvened twentieth session. The level of resource requirements would provide for 12 work months at the P-3 level and 12 work months at the GS (Other level), as well as a 16 pages report in 6 languages.

4. With regards to the requests for reports and documentation, no additional formal documents will be produced in addition to those included in the approved programme of work. The reports requested will be provided as part of existing documentation or alternatively as background documents or oral presentations. The Department for General Assembly and Conference Management has indicated that demand for meeting and documentation services included in the programme budget exceeds available capacities of the Department for General Assembly and Conference Management in general and of the Conference Management Service of UNOV in particular. Consequently, the requests for documentation could be met without incurring additional costs only if the following conditions were met:

(a) the timelines for the submission and processing of documentation are determined in consultation between the Commission on Crime Prevention and Criminal Justice secretariat and the Department for General Assembly and Conference Management, and

(b) if following an internal review, outputs in the programme of work could be identified that would be changed, curtailed or discontinued to offset resources needed to meet the above requirements.

5. With regards to the request contained in operative paragraph 21 (a), it was recalled that pursuant to ECOSOC decision 2009/251 the frequency and duration of the reconvened sessions of the Commission on Narcotic Drugs and the Commission on Crime Prevention and Criminal Justice was established as follows:

- Starting in 2010, the Commission on Narcotic Drugs and the Commission on Crime Prevention and Criminal Justice will hold reconvened sessions on an annual basis in the second half of the year;
- The annual reconvened sessions of the Commission on Narcotic Drugs and the Commission on Crime Prevention and Criminal Justice will have a duration of one day each, unless the respective Commission decides otherwise in the preceding year;
- The reconvened sessions of the Commission on Narcotic Drugs and the Commission on Crime Prevention and Criminal Justice will be held back-to-back.

6. If it were decided that the Commissions could hold joint reconvened sessions limited to agenda items included in their respective operational segment, and back-to-back, but separated, reconvened sessions on agenda items included in their respective normative segment, without increasing the number and frequency of meetings allocated for the reconvened sessions in a given year (a total of 2 meetings of a duration of one day each per year organized back to back), the request

contained in operative paragraph 21 (a) would be implemented from within existing resources.

7. Hence, provided the conditions outlined in paragraphs 4(a) and 4(b) above were met, adoption of the draft resolution contained in document E/CN.15/2011/L.3 would not entail any additional appropriation under the programme budget for the biennium 2010-2011.

### Annex III

#### **Financial statement on the revised draft resolution entitled “Implementation of the United Nations Global Plan of Action to Combat Trafficking in Persons”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 8 to 11 of draft resolution E/CN.15/2011/L.13/Rev.1 the Commission on Crime Prevention and Criminal Justice would:
  - Request the Executive Director of the United Nations Office on Drugs and Crime to take steps, as necessary, to strengthen the capacity of the United Nations Office on Drugs and Crime in the fight against trafficking in persons;
  - Request the United Nations Office on Drugs and Crime to continue to promote public-private partnerships to counter trafficking in persons, especially women and children, including for the purpose of organ removal, and to consider this a priority area for such partnerships under the terms of paragraph 4 of Commission on Crime Prevention and Criminal Justice resolution 19/1;
  - Also request the United Nations Office on Drugs and Crime to strengthen its capacity to collect and analyse information and to report biennially, starting in 2012, on patterns, forms and flows of trafficking in persons at all levels in a reliable and comprehensive manner, with a balanced perspective on both supply and demand, as a step towards, inter alia, improving the implementation of the Trafficking in Persons Protocol, in close cooperation and collaboration with Member States, and to share best practices and lessons learned from various initiatives and mechanisms;
  - Further request the United Nations Office on Drugs and Crime to consider and follow up on the need to include information relating to the fight against trafficking in persons, especially women and children, in its programmes, as appropriate;
3. With regards to the request contained in operative paragraph 9, it is envisaged that additional voluntary contributions in the amount of \$151,600 would be required to provide for one expert group meeting in Vienna, without interpretation, meeting for 3 days with 20 participants, consultancy services, and translation and printing of the matrix (16 pages in 6 languages).
4. As concerns the provisions contained in operative paragraphs 8, 10 and 11, in the current absence of resources from the programme budget, extrabudgetary resources are required to ensure UNODC has the capacity to contribute to the fight against trafficking in persons and to undertake field research work for the preparation of the biennial report in close consultation with Member States.

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.13/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section D, resolution 20/3.

5. With regards to the resource requirements for the biennium 2012-2013, they will be reviewed in the context of established budgetary procedures.
6. Hence, the adoption of draft resolution E/CN.15/2011/L.13/Rev.1 would not entail any additional appropriation under the programme budget for the biennium 2010-2011.

## Annex IV

### **Financial statement on the revised draft resolution entitled “Technical assistance for implementing the international conventions and protocols related to counter-terrorism”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 1-8 and 11 of draft resolution E/CN.15/2011/L.6/Rev.1, the General Assembly would:
  - Urge Member States that have not yet done so to consider becoming parties to the existing international conventions and protocols related to terrorism, and request the United Nations Office on Drugs and Crime, within its mandate, in close coordination with the relevant entities of the Counter-Terrorism Implementation Task Force, to continue to provide technical assistance to Member States for the ratification and legislative incorporation of those international legal instruments;
  - Urge Member States to continue to strengthen international coordination and cooperation in order to prevent and combat terrorism, in accordance with international law, including the Charter of the United Nations, and, when appropriate, by entering into bilateral and multilateral treaties on extradition and mutual legal assistance, and to ensure adequate training of all relevant personnel in executing international cooperation, and request the United Nations Office on Drugs and Crime, within its mandate, to provide technical assistance to Member States to that end, including by continuing and enhancing its assistance related to international legal cooperation pertaining to terrorism;
  - Stress the importance of the development and maintenance of fair and effective criminal justice systems, in accordance with applicable international law, as a fundamental basis of any strategy to counter terrorism, and request the United Nations Office on Drugs and Crime, whenever appropriate, to take into account in its technical assistance to counter terrorism the elements necessary for building national capacity in order to strengthen criminal justice systems and the rule of law;
  - Request the United Nations Office on Drugs and Crime, within its mandate, to continue to develop specialized legal knowledge in the area of counter-terrorism and pertinent thematic areas of relevance to the mandate of the Office and to provide assistance to requesting Member States with regard to criminal justice responses to terrorism, including, where appropriate, nuclear terrorism, the financing of terrorism and the use of the Internet for terrorist purposes, as well as assistance to and support for victims of terrorism;
  - Call upon the United Nations Office on Drugs and Crime, within its mandate, to continue to develop its technical assistance programmes, in consultation with

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\* For the final text of the revised draft resolution, which originally appeared under the symbol E/CN.15/2011/L.6/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section A, draft resolution II.

Member States, to assist them in ratifying and implementing the international legal instruments related to terrorism;

- Also call upon the United Nations Office on Drugs and Crime to continue to provide technical assistance for building the capacity of Member States to ratify and implement the international conventions and protocols related to terrorism, including through targeted programmes and the training of relevant criminal justice officials, upon request, the development of and participation in relevant initiatives and the elaboration of technical tools and publications;
- Urge the United Nations Office on Drugs and Crime, in coordination with the Counter-Terrorism Committee and its Executive Directorate and the Counter-Terrorism Implementation Task Force, to strengthen its cooperation with international organizations and relevant entities of the United Nations system, as well as with regional and subregional organizations and arrangements, in the delivery of technical assistance, whenever appropriate;
- Request the United Nations Office on Drugs and Crime to continue to give high priority to the implementation of an integrated approach through the promotion of its regional and thematic programmes;
- Request the Secretary-General to provide the United Nations Office on Drugs and Crime with sufficient resources to carry out activities, within its mandate, to assist Member States, upon request, in the implementation of the relevant elements of the United Nations Global Counter-Terrorism Strategy;

3. To implement the activities requested in operative paragraphs 1-8, the United Nations Office on Drugs and Crime would need:

(a) To undertake technical assistance to those countries requesting such assistance and, especially, conduct an increased number of specialized training sessions;

(b) To develop enhanced specialized legal knowledge in the area of counterterrorism and substantive expertise in pertinent thematic areas and cover increased in-depth substantive elements in the overall counter-terrorism programme activities;

(c) To elaborate a number of specialized technical assistance tools and substantive publications;

(d) To ensure the inclusion, in its technical assistance activities in counterterrorism, of elements necessary for building national capacity in order to strengthen criminal justice systems and the rule of law;

(e) To coordinate the expanded work with the Counter-Terrorism Implementation Task Force and its Executive Directorate;

(f) To coordinate and cooperate with partner entities at the international, regional and subregional levels;

(g) To continue providing technical assistance to Member States for the ratification and legislative incorporation of the previous international legal instruments on counter-terrorism.

4. Should the Commission adopt operative paragraphs 1-8 of draft resolution E/CN.15/2011/L.6/Rev.1, additional extrabudgetary resources would be required for the provision of technical assistance in implementing the international conventions and protocols related to terrorism. It will be recalled that the level of voluntary contributions received for 2010 for the activities related to the Terrorism Prevention Branch amounted to \$7 million. The level of extrabudgetary requirements for 2011 need to include the Branch's expanded regional and country programs based on increased requests from Member States. Hence, the full implementation of the activities set out in operative paragraphs 1-8 would be subject to the availability of extrabudgetary resources. A relatively small element of the activities would be carried out drawing on the regular budget allocations proposed under subprogramme 3 ("Terrorism Prevention") of section 16 ("International drug control, crime and terrorism prevention and criminal justice") of the proposed programme budget for the biennium 2012-2013.
5. As concerns the provisions contained in operative paragraphs 1 and 11, the resource requirements for the biennium 2012-2013, will be reviewed in the context of established budgetary procedures.
6. Hence, the adoption of draft resolution E/CN.15/2011/L.6/Rev.1 would not entail any additional appropriation under the programme budget for the biennium 2010-2011.

## Annex V

### **Financial statement on the revised draft resolution entitled “Promoting further cooperation in countering transnational organized crime”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 3, 6 and 7 of draft resolution E/CN.15/2011/L.14/Rev.1 the Commission on Crime Prevention and Criminal Justice would:
  - Request the United Nations Office on Drugs and Crime to continue to provide technical assistance, upon request, to facilitate the ratification and implementation of the United Nations Convention against Transnational Organized Crime and the Protocols thereto, including to the secretariat of the Conference of the Parties to the Convention and its Open-ended Interim Working Group of Government Experts on Technical Assistance;
  - Request the United Nations Office on Drugs and Crime to continue to provide support to the Conference and its working groups, including the Working Group on Trafficking in Persons and the Working Group on the Smuggling of Migrants in their work related to the implementation of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and the Protocol against the Smuggling of Migrants by Land, Sea and Air, supplementing the United Nations Convention against Transnational Organized Crime;<sup>2</sup>
  - Also request the United Nations Office on Drugs and Crime, in consultation with Member States and relevant regional and international organizations, to continue to develop global analyses of the threats and modalities of transnational organized crime, to study new forms and dimensions of transnational organized crime and to analyse new and emerging challenges, in order to support evidence-based policy guidance.
3. With regards to the requests contained in operative paragraph 3 and 7, additional extrabudgetary resources would be required.
4. With regards to the request contained in operative paragraph 6, it will be recalled that the Conference of Parties was informed of the cost implications related to the support to the Working Group on Trafficking in Persons and its other Open-Ended Intergovernmental interim Working Group on Smuggling of Migrants. These financial statements are available in the report of the Conference CTOC/COP/2010/17, Annex II and Annex III and remain valid.

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.14/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section D, resolution 20/4.

<sup>2</sup> United Nations, *Treaty Series*, vols. 2237 and 2241, No. 39574.

5. Hence, the adoption of draft resolution E/CN.15/2011/L.14/rev.1 would not entail any additional appropriation under the programme budget for the biennium 2010-2011.

## Annex VI

### **Financial statement on the revised draft resolution entitled “Combating the problem of transnational organized crime committed at sea”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 2 and 10 of draft resolution E/CN.15/2011/L.15/Rev.1 as revised, the Commission on Crime Prevention and Criminal Justice would:
  - Request the United Nations Office on Drugs and Crime to continue providing technical assistance to Member States, upon request, to facilitate the full implementation of the United Nations Convention against Transnational Organized Crime and the Protocols thereto, in order to more effectively combat transnational organized crime committed at sea;
  - Request, to that end, the United Nations Office on Drugs and Crime to convene an expert meeting with an advisory role towards the United Nations Office on Drugs and Crime, with due regard to proportional regional and geographic participation and focusing on the central authorities of Member States and their maritime and other law enforcement experts, to survey the significant and multifaceted challenges to the criminal justice system in the investigation and prosecution of cases arising from organized criminal activities at sea, within the mandates of the United Nations Office on Drugs and Crime, that are not already addressed in other forums or mechanisms, with a view to identifying specific areas where the Office and its resources may facilitate the investigation and prosecution of such cases by Member States, including by identifying gaps or possible areas for harmonization, and measures to strengthen national capacity, in particular in developing countries, to more effectively combat transnational organized crime;
3. With regards to the request contained in operative paragraph 2, it is envisaged that additional voluntary contributions would be required for travel to provide the technical assistance needed.
4. With regards to the request contained in operative paragraph 10, it is envisaged that additional voluntary contributions in the amount of \$102,400 would be required to convene one expert group meeting with representatives from all relevant international organizations to prepare a paper on good practices to combat crimes at sea and to enhance inter-agency cooperation.
5. Should the additional extrabudgetary resources mentioned above not be provided, the activities will not take place.

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.15/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section D, resolution 20/5.

## Annex VII

### **Financial statement on the revised draft resolution entitled “Crime prevention and criminal justice responses against illicit trafficking in endangered species of wild fauna and flora”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 8 to 10 and 12 of draft resolution E/CN.15/2011/L.5/Rev.1 the Economic and Social Council would:
  - Request the United Nations Office on Drugs and Crime, within its mandate, to join the relevant international organizations in promoting and organizing meetings, seminars, similar events and all types of relevant cooperation to which the Office can contribute as regards the crime prevention and criminal justice aspect of protection against illicit trafficking in endangered species of wild fauna and flora;
  - Also request the United Nations Office on Drugs and Crime, in consultation with Member States, in accordance with its mandate and in close cooperation with the competent international organizations referred to above in the present resolution, to explore ways and means to contribute to ongoing efforts to collect, analyse and disseminate relevant data, specifically addressing the scope, prevalence and other relevant aspects of illicit trafficking in endangered species of wild fauna and flora;
  - Further request the United Nations Office on Drugs and Crime, within its mandate, in cooperation with Member States, relevant international organizations and the private sector, to continue to provide, upon request, technical assistance to States, particularly as regards the prevention, investigation and prosecution of illicit trafficking in endangered species of wild fauna and flora through, inter alia, the development of tools and capacity-building activities and through education and awareness-raising campaigns;
  - Request the Secretary-General to prepare and submit a report to the Commission on Crime Prevention and Criminal Justice at its twenty-second session on the implementation of the present resolution.
3. The implementation of the requests contained in operative paragraphs 8 to 10 would be subject to the availability of extrabudgetary resources.
4. With regards to the request contained in operative paragraph 12, it is estimated that additional extrabudgetary resources in the amount of \$36,200 would be required for the preparation of a 16 pages report in 6 languages on Crime prevention and criminal justice response to the protection against the illicit trafficking in endangered species of wild flora and fauna.

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.5/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section B, draft resolution IV.

5. Should additional extrabudgetary resources not be provided, the activities will not take place.

## Annex VIII

### **Financial statement on the draft resolution entitled “Strengthening crime prevention and criminal justice responses to protect cultural property, especially with regard to its trafficking”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 3, 8 and 9 of draft resolution E/CN.15/2011/L.7 the General Assembly would:
  - Welcome the decision taken by the Economic and Social Council in its resolution 2010/19 to convene at least one additional meeting of the open-ended intergovernmental expert group on protection against trafficking in cultural property, and encourage Member States and other donors to support the convening of that expert group meeting, and to submit to the Commission on Crime Prevention and Criminal Justice at its twenty-second session practical proposals for implementing, where appropriate, the recommendations by the expert group meeting held in Vienna in November 2009, with due attention to aspects of criminalization, international cooperation and mutual legal assistance;
  - Invite Member States to continue to submit, in writing, comments on the model treaty for the prevention of crimes that infringe on the cultural heritage of peoples in the form of movable property, including views on its potential utility and on whether any improvements to it should be considered at the earliest possible date, in order to assist the Secretariat in preparing an analysis and a report to be presented to the open-ended intergovernmental expert group on protection against trafficking in cultural property at its next meeting, as well as to the Commission on Crime Prevention and Criminal Justice at its twenty-second session;
  - Request the United Nations Office on Drugs and Crime, within its mandate, in consultation with Member States and in close cooperation, as appropriate, with the United Nations Educational, Scientific and Cultural Organization, the International Criminal Police Organization and other competent international organizations:
    - (a) To further explore the development of specific guidelines for crime prevention and criminal justice responses with respect to trafficking in cultural property;
    - (b) To explore possibilities for the collection, analysis and dissemination of data specifically addressing the relevant aspects of trafficking in cultural property;

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.7, see E/2011/30-E/CN.15/2011/21, chapter I, section A, draft resolution III.

(c) To continue to collect, analyse, and disseminate information on crime trends through the United Nations Survey of Crime Trends and Operations of Criminal Justice Systems;

(d) To promote good practices, including in international cooperation;

(e) To assist Member States, upon request, in strengthening crime prevention and criminal justice responses to protect cultural property, especially with regard to its trafficking;

(f) To consider, where appropriate, addressing trafficking in cultural property in its regional, interregional and thematic programmes.

3. In order to reflect the provisions of operative paragraph 3, it is envisaged that additional extrabudgetary resources in the amount of \$279,900 would be required in order to convene one intergovernmental expert group meeting in Vienna, meeting for a total of 10 meetings (five days) with interpretation services in the six official languages of the United Nations. The documentation requirements of the working group would include an analytical report on the application of the Convention by the States Parties of the offences against cultural heritage and the recommendations of the working group (two reports of 16 pages each, in the six official languages). The level of resource requirements would also provide for consultancy services.

4. In order to reflect the provisions of operative paragraph 8 it is envisaged that additional extrabudgetary resources in the amount of \$227,800 would be required in order to convene one intergovernmental expert group meeting in Vienna, meeting for a total of 10 meetings (five days) with interpretation services in the six official languages of the United Nations. The documentation requirements of the working group would include the recommendations of the working group (26 pages, in the six official language sand consultancy services.

5. With regard to operative paragraph 9 a, it is envisaged that additional extrabudgetary resources in the amount of \$584,300 would be required for the development of specific guidelines for crime prevention with respect to trafficking in cultural property. The level of resource requirements would provide for consultancy services, two expert group meetings, with 20 experts each, one expert group meeting in Paris for a duration of 3 days and one expert group meeting in Vienna for a duration of 5 days with no interpretation services. The documentation requirements would include the recommendations of the expert groups (one report of 100 pages in the six official languages).

6. With regards to operative paragraphs 9 b, it is envisage that additional extrabudgetary resources would be required to undertake a feasibility study on the collection of data on trafficking in cultural property.

7. Should the additional extrabudgetary resources mentioned above not be provided, the activities will not take place.

## Annex IX

### **Financial statement on the draft resolution entitled “Strengthening international cooperation in combating the harmful effects of illicit financial flows resulting from criminal activities”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 11 to 15 of draft resolution E/CN.15/2011/L.10 the General Assembly would:
  - Request the United Nations Office on Drugs and Crime, in close cooperation and consultation with Member States and in cooperation with relevant international organizations, to strengthen, simplify and make more efficient the collection and reporting of accurate, reliable and comparable data on transnational organized crime;
  - Call upon the United Nations Office on Drugs and Crime to continue providing technical assistance, upon request, Member States, in order to enhance their capacity to collect, analyse and report data on illicit financial flows resulting from transnational organized crime, including, as appropriate, drug trafficking and related offences provided for in the United Nations Convention against Transnational Organized Crime, as well as to prevent, detect and deter illicit financial flows and money-laundering resulting from such criminal activities;
  - Urge the United Nations Office on Drugs and Crime to continue providing technical assistance to Member States to combat money-laundering and the financing of terrorism through the Global Programme against Money-Laundering, Proceeds of Crime and the Financing of Terrorism, in accordance with related United Nations instruments and internationally accepted standards, including where applicable, recommendations of relevant intergovernmental bodies, inter alia, the Financial Action Task Force on Money Laundering, and relevant initiatives of regional, interregional and multilateral organizations against money laundering;
  - Request the United Nations Office on Drugs and Crime to continue, in consultation with Member States, its research on transnational organized crime, including illicit financial flows;
  - Call upon the United Nations Office on Drugs and Crime to strengthen the Global Programme against Money-Laundering, inter alia, in line with the recommendations made by the Independent Evaluation Unit in its review of the Programme;
3. With regards to the requests contained in operative paragraph 11, it is envisaged that additional extrabudgetary resources in the amount of \$186,500 would be required to develop a new data collection instrument, in collaboration with other

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.10, see E/2011/30-E/CN.15/2011/21, chapter I, section A, draft resolution IV.

international organizations through the inclusion of an extensive module in the existing data collection systems (Crime Trends Survey). The level of resource requirements would provide for consultations with regional and international organizations in the development of a new questionnaire (travel), as well as 10 work months of temporary assistance at the P-3 level to update the data collection system and to process and disseminate the additional information, and the editing and translation of new questions to be attached to the existing questionnaire (20 pages in 6 languages).

4. With regards to operative paragraphs 12 and 13, the implementation of the Global Programme against Money-Laundering is subject to the provision of extrabudgetary resources. Its annual budget is estimated in the amount of \$3.5 million.

5. With regards to the requests contained in operative paragraph 14, it is noted that specific research on the financial dimension of transnational organized crime and drug trafficking currently undertaken episodically, with the support of short-term consultants. There is currently no dedicated research capacity at UNODC to further develop this activity. A request for UNODC to undertake more systematic research on this topic would thus require the establishment of a Research Officer post in Vienna, at P3. Alternatively, it is proposed that additional extrabudgetary resources in the amount of \$162,900 be provided to cover this requirement.

6. With regards to the implementation of activities called upon in operative paragraph 15, it is estimated that \$1.4 million would be required for the full implementation of the eleven recommendations in the independent evaluation report.

7. Should the additional extrabudgetary resources mentioned above not be provided, the activities will not take place.

## Annex X

### **Financial statement on the revised draft resolution entitled “Prevention, protection and international cooperation against the use of new information technologies to abuse and/or exploit children”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 15 and 16 of draft resolution E/CN.15/2011/L.8/Rev.1 the Economic and Social Council would:
  - Request the United Nations Office on Drugs and Crime, taking into account, where appropriate, relevant data collected by the open-ended intergovernmental expert group to conduct a comprehensive study on the problem of cybercrime, to carry out a study facilitating the identification, description and evaluation of the effects of new information technologies on the abuse and exploitation of children, while taking into account relevant studies carried out by regional organizations and by other organizations within the United Nations system, such as the United Nations Children’s Fund, the International Telecommunication Union and the Office of the United Nations High Commissioner for Human Rights, with a view to promoting the exchange of experience and good practices;
  - Also request the United Nations Office on Drugs and Crime, taking into account, where appropriate, relevant data collected by the expert group to conduct a comprehensive study on cybercrime, to design and carry out an assessment of the needs of States for training in the investigation of offences against children committed by using new information and communications technologies and, on the basis of the results of that survey, to design a training and technical assistance programme to assist Member States in combating such offences more effectively, subject to the availability of resources and not duplicating the efforts of the International Criminal Police Organization.
3. In order to reflect the provisions of operative paragraph 15, it is envisaged that additional extrabudgetary resources in the amount of \$76,300 would be required to provide for consultancy services and one 80 pages report in English only.
4. In order to reflect the provisions of operative paragraph 16 it is envisaged that additional extrabudgetary resources in the amount of \$34,700 would be required to provide for consultancy services and one 20 pages report in English only.
5. Should the additional extrabudgetary resources mentioned above not be provided, the activities will not take place.
6. The attention of the Commission is drawn to the provisions of section VI of General Assembly resolution 45/248 B, in which the Assembly reaffirmed that the

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\* For the final text of the revised draft resolution, which originally appeared under the symbol E/CN.15/2011/L.8/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section B, draft resolution I.

Fifth Committee was the appropriate Main Committee of the Assembly entrusted with responsibilities for administrative and budgetary matters, and reaffirmed also the role of the Advisory Committee on Administrative and Budgetary Questions.

## Annex XI

### **Financial statement on the revised draft resolution entitled “International cooperation in the prevention, investigation, prosecution and punishment of economic fraud and identity related crime”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.

2. In operative paragraphs 7, 8 and 9 of draft resolution E/CN.15/2011/L.11/Rev.1 the Economic and Social Council would:

- Request the United Nations Office on Drugs and Crime to continue its efforts, in consultation with the United Nations Commission on International Trade Law, to promote mutual understanding and the exchange of views between public and private sector entities on issues related to economic fraud and identity-related crime and, in particular, to focus the future work of the core group of experts on identity-related crime on, among other things, the various issues raised by engaging the resources and expertise of the private sector in the development and delivery of technical assistance in this field;
- Invite the United Nations Office on Drugs and Crime to cooperate with other international organizations active in this field, including the International Telecommunication Union and its Lead Study Group on Identity Management, as well as the International Criminal Police Organization and the International Civil Aviation Organization, in areas such as the setting of technical standards for documents, the forensic examination of fraudulent documents and the compilation of data that could be used for pattern analysis and the prevention of identity-related crime;
- Request the United Nations Office on Drugs and Crime to continue its efforts, including through the core group of experts on identity-related crime, to collect information and data on the challenges posed by economic fraud and identity-related crime in different geographical regions.

3. Should the Commission adopt revised draft resolution E/CN.15/2011/L.11/Rev.1, additional extrabudgetary resources in the amount of \$565,600 would be required as follows:

- \$76,400 for conference servicing of two meetings of the core group of experts on identity-related crime for a duration of five days each, with 15 participants and conference services including 60 pages of documentation in three languages (no interpretation services would be provided);

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.11/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section B, draft resolution III.

- and \$489,200 to provide for:
  - (a) Twelve work months of general temporary assistance at the P-3 level and six work months of general temporary assistance in the General Service (Other level) category for collection, development and dissemination of material and guidelines on the typology of identity-related crime and on relevant issues and to provide substantive input for the preparation of the meetings of the core group of experts;
  - (b) Travel of participants to the expert group meetings;
  - (c) Travel of staff for consultation purposes.
- 4. Should the additional extrabudgetary resources mentioned above not be provided, the activities will not take place.

## Annex XII

### **Financial statement on the revised draft resolution entitled “Countering fraudulent medicines, in particular their trafficking”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraph 8 of draft resolution E/CN.15/2011/L.12/Rev.1 the Commission on Crime Prevention and Criminal Justice would:
  - Request the United Nations Office on Drugs and Crime, in accordance with its mandate and in close cooperation with other United Nations bodies and international organizations, such as the International Narcotics Control Board, the World Health Organization, the World Customs Organization and the International Criminal Police Organization, as well as relevant regional organizations and mechanisms, national agencies that regulate medicines and, where appropriate, the private sector, civil society organizations and professional associations, to assist Member States in building capacity to disrupt and dismantle the organized criminal networks engaged in all stages of the illicit supply chain, in particular distribution and trafficking, to better utilize the experiences, technical expertise and resources of each organization and to create synergies with interested partners, and invites Member States and other donors to provide extrabudgetary contributions for the relevant provisions of the present resolution, in accordance with the rules and procedures of the United Nations.
3. It is envisaged that extrabudgetary resources in the amount of \$817,800 would be required to enable UNODC to start activities in the area of preventing, detecting and combating the trafficking in fraudulent medicines. The estimated requirement would provide for:
  - \$265,300 to organize two expert group meetings to develop a compendium on good practice legislation, except IPR, of a duration of 3 days each, with 10 participants, without interpretation services, a 16 pages report in 6 languages and consultancy services.
  - \$109,300 to organize one expert group meeting on good practices among law enforcement to prevent, detect and combat the trafficking in fraudulent medicines.
  - \$104,900 for consultancy services to undertake in depth research on the extent of trafficking in fraudulent medicines (8 month).
  - \$70,500 for consultancy services or temporary assistance in the laboratory and scientific section to establish and run a database of spectral profiles of

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.12/Rev.1, see E/2011/30-E/CN.15/2011/21, chapter I, section D, resolution 20/6.

fraudulent medicines, to complement the WCO's IPM and WHO's RAS systems.

- \$200,000 per year for a P4 full time staff member to develop and coordinate a global programme on fighting trafficking in fraudulent medicines and to develop a good practice guide.
  - \$67,800 for travel and assessment missions.
4. Should the additional extrabudgetary resources mentioned above not be provided, the activities will not take place.

## Annex XIII

### **Financial statement on the draft resolution entitled “Promotion of activities relating to combating cybercrime, including technical assistance and capacity building”\***

1. The present statement was made in accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council.
2. In operative paragraphs 3 to 5 and 7 of draft resolution E/CN.15/2011/L.4, as revised at its tenth meeting on 15 April 2011, the Commission on Crime Prevention and Criminal Justice would:
  - Invite the expert group on the comprehensive study of the problem of cybercrime to finalize the report on the deliberations of its first session, requests the Secretariat to disseminate it to Member States in all official languages, and also requests the Secretariat to continue providing support for the meetings of the expert group;
  - Request the United Nations Office on Drugs and Crime to strengthen cooperation with Member States, relevant organizations, such as the International Criminal Police Organization, the European Police Office, the International Telecommunication Union, the European Commission, the Council of Europe, the Shanghai Cooperation Organization and the Commonwealth of Independent States, as well as with the private sector, including computer companies and Internet service providers, on combating cybercrime;
  - Invite Member States to continue exchanging views on ways and means for better targeting technical assistance, especially in the light of the challenges they may face for purposes of international cooperation, and invites the expert group on the comprehensive study of the problem of cybercrime to consider those exchanges in its work, as and when appropriate;
  - Request the Secretary-General to prepare and submit a report to the Commission on Crime Prevention and Criminal Justice at its twenty-second session on the implementation of the present resolution.
3. With regards to the request contained in operative paragraph 3, it is estimated that additional extrabudgetary resources in the amount of \$386,100 would be required as follows: (a) \$68,900 to provide for the summary of the deliberations of the intergovernmental meeting on cybercrime of January 2011 (one report of 16 pages in 6 official languages, including temporary assistance to prepare the report); (b) \$317,200 to convene one expert group meeting in Vienna, meeting for a total of 6 meetings (three days) with interpretation services in the six official languages of the United Nations. The documentation requirements of the expert group would include pre-session documentation (annotated agenda and questionnaire, 55 pages in

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\* For the final text of the draft resolution, which originally appeared under the symbol E/CN.15/2011/L.4, see E/2011/30-E/CN.15/2011/21, chapter I, section D, resolution 20/7.

total in the six official languages) and the report of the expert group meeting (one report of 16 pages, in the six official languages).

4. With regards to the request contained in operative paragraph 7, it is estimated that additional extrabudgetary resources in the amount of \$36,200 would be required for the preparation of a 16 pages report in the six official languages.
  5. Should the additional extrabudgetary resources mentioned above not be provided, the activities will not take place.
  6. Hence, the adoption of draft resolution E/CN.15/2011/L.4 would not entail any additional appropriation under the programme budget for the biennium 2010-2011.
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