

1996/27. Implementation of the Naples Political Declaration and Global Action Plan against Organized Transnational Crime

The Economic and Social Council,

Recalling General Assembly resolution 49/159 of 23 December 1994, in which the Assembly approved the Naples Political Declaration and Global Action Plan against Organized Transnational Crime⁸⁴ and urged States to implement them as a matter of urgency,

Recalling also its resolution 1995/11 of 24 July 1995 on the implementation of the Naples Political Declaration and Global Action Plan against Organized Transnational Crime,

Recalling further its resolution 1994/13 of 25 July 1994 on the control of the proceeds of crime,

Welcoming Commission on Narcotic Drugs resolution 5 (XXXIX) of 24 April 1996,⁸⁵

Emphasizing the need for strengthened and improved international cooperation at all levels and for more effective technical cooperation to assist States in their fight against organized transnational crime,

Aware that criminal organizations vary in size, scale, bonding mechanisms, their range of activities, their geographical scope, their relationship with power structures, their internal organizations and structures and the combination of instruments that they use both to promote their criminal enterprises and to protect themselves against law enforcement efforts,

Recalling that, while not constituting a legal or comprehensive definition of the phenomenon, organized transnational crime characteristically uses group organizations to commit crime, has hierarchical links or personal relationships that permit leaders to control the group, uses violence, intimidation and corruption to earn profit or control territories or markets, launders illicit proceeds both to further criminal activity and to infiltrate the legitimate economy, has the potential to expand into new activities and beyond national borders and cooperates with other organized transnational criminal groups,

Convinced that a structured programme of activities is essential to the full implementation of the Naples Political Declaration and Global Action Plan,

1. Takes note of the report of the Secretary-General on the implementation of the Naples Political Declaration and Global Action Plan against Organized Transnational Crime;⁸⁶

2. Takes note also of the Buenos Aires Declaration on Prevention and Control of Organized Transnational Crime,⁸⁷ adopted by the Regional Ministerial Workshop on Follow-up to the Naples Political Declaration and Global Action Plan against Organized Transnational Crime, held at Buenos Aires from 27 to 30 November 1995;

3. Takes note further of the report of the Secretary-General on control of the proceeds of crime;⁸⁸

4. Requests the Secretary-General, taking into account work done in other international forums, to assist in the implementation of the Naples Political Declaration and Global Action Plan to meet the needs of Member States for:

(a) Increased knowledge on the structure and dynamics of organized transnational crime in all its forms, as well as trends in its development, areas of activity and diversification, taking into account the growing dangers of links between organized transnational crime and terrorist crimes;

(b) Reviewing existing international instruments and exploring the possibility of elaborating new ones to strengthen and improve international cooperation against organized transnational crime;

(c) Intensified technical assistance in the form of advisory services and training;

5. Requests the Secretary-General to continue collecting and analysing information on the structure, dynamics and other aspects of all forms of organized transnational crime throughout the world;

6. Also requests the Secretary-General, while avoiding duplication of the work of the United Nations International Drug Control Programme, to establish a central repository for:

(a) National legislation, including regulatory measures, on organized transnational crime;

(b) Information on organizational structures designed to combat organized transnational crime;

(c) Instruments for international cooperation, including bilateral and multilateral treaties and legislation to ensure their implementation, with a view to making them available to requesting Member States;

7. Urges Member States, other entities of the United Nations system and relevant intergovernmental and non-governmental organizations to assist the Secretary-General in implementing the request contained in paragraphs 4 to 6 above by providing and regularly updating relevant information and legislative and regulatory texts;

8. Requests the Secretary-General to continue his consultations with Governments on the possibility of elaborating a convention or conventions against organized transnational crime and on the elements that could be included therein;

9. Also requests the Secretary-General, drawing on the expertise of Governments:

(a) To make a thorough analysis of the views of Governments on the possibility of elaborating a convention or conventions against organized transnational crime, taking into account, *inter alia*, the Buenos Aires Declaration on Prevention and Control of Organized Transnational Crime;

(b) To make proposals on the action that would be appropriate;

(c) To make proposals for the undertaking of practical activities by States to implement the Naples Political Declaration and Global Action Plan;

(d) To report thereon to the Commission on Crime Prevention and Criminal Justice at its sixth session;

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10. *Decides* that the Commission should establish an in-session open-ended working group at its sixth session for the purpose of:

(a) Considering the report and proposals of the Secretary-General;

(b) Identifying practical activities for effectively implementing the Naples Political Declaration and Global Action Plan;

(c) Considering the possibility of elaborating a convention or conventions against organized transnational crime and identifying elements that could be included therein;

11. *Requests* the Secretary-General to provide advisory services and technical assistance to requesting Member States in needs assessment, capacity-building and training, as well as in the implementation of the Naples Political Declaration and Global Action Plan;

12. *Further requests* the Secretary-General, for the purpose of providing the assistance referred to in paragraph 11 above, to develop training manuals for specialized law enforcement and investigative personnel on action against organized transnational crime, taking into account differences in legal systems;

13. *Stresses* the importance of the activities carried out by the United Nations to strengthen international efforts against money laundering, including, where possible, money laundering involving the proceeds of serious crimes other than drug-related crimes and, for this purpose, requests the Secretary-General to increase and intensify cooperation between the Crime Prevention and Criminal Justice Division of the Secretariat and the United Nations International Drug Control Programme and to continue to work with the Financial Action Task Force and other relevant multilateral and regional institutions against money laundering;

14. *Requests* the Secretary-General to report to the Commission on Crime Prevention and Criminal Justice on the implementation of the present resolution.

*47th plenary meeting
24 July 1996*