

PROVISION OF TECHNICAL ASSISTANCE BY G20 ANTI-CORRUPTION WORKING GROUP COUNTRIES

INFORMATION PROVIDED BY GERMANY

The 2017-2018 G20 Anti-Corruption Implementation Plan recognizes that, through provision of technical assistance¹, G20 countries can assist other countries in becoming States Party to, and effectively implementing, relevant international instruments such as the United Nations Convention Against Corruption (UNCAC).

1. National anti-corruption programmes/tools that could be shared with other countries:

[German Federal Ministry for Economic Cooperation and Development \(BMZ\) Strategy Paper 4/2012, Anti-Corruption and Integrity in German Development Policy](#) 

The paper highlights the central role of anti-corruption in German development policy and defines steps to be taken by Germany's official development cooperation actors. It is based on a multi actor approach encompassing the state, civil society and the private sector. To tackle corruption, the strategy comprises three levels of interventions: anti-corruption reforms in partner countries, compliance and risk management and international commitments.

[Strategic Partnership with the U4 Anti-Corruption Resource Centre](#) 

Germany is a founding member of the U4 Anti-Corruption Resource Center in Bergen/Norway. U4 provides research and publications on development-related corruption issues, online trainings for partner agencies, research-on-demand for practitioners, and targeted workshops in developing countries. U4 also serves as a valuable platform for exchange and coordination among like-minded donors.

TYPE OF ASSISTANCE²:



Legislative assistance



Institution-building



Policymaking



Capacity building



Research/data-gathering and analysis

2. Existing anti-corruption technical assistance programmes

Assistance in preventing and combating corruption (KPK) in Indonesia

The program's objective is to strengthen the national anti-corruption commission KPK. One important achievement was the setup of a whistleblowing mechanism that considerably raised the number of complaints from the civil society.

POTENTIAL OUTREACH: Bilateral

CONTACT INFORMATION: dorothea.grieger@giz.de

INSTITUTIONAL FRAMEWORK³: Implemented by Deutsche Gesellschaft für internationale Zusammenarbeit (GIZ) GmbH, commissioned by BMZ

Strengthening Integrity and Accountability in Kenya

The Programme supports Anti-Corruption Civilian Oversight Committees — a joint initiative of state and non-state organisations mandated to monitor the use of local, public funds and expose corruption. It increased significantly the number of corruption cases brought for prosecution between 2009 and 2012.

POTENTIAL OUTREACH: Bilateral

CONTACT INFORMATION: iris.breutz@giz.de

INSTITUTIONAL FRAMEWORK³: Implemented by GIZ, commissioned by BMZ

Justice and prison reform for promoting human rights and preventing corruption in Bangladesh

The justice sector adopts new reform approaches based on best practices for institutional cooperation from selected project sites. Within the corruption component, the program supports

the Anti-Corruption Commission (ACC) and promotes partnerships between civil society and state actors at the district level.

POTENTIAL OUTREACH:

Bilateral

CONTACT INFORMATION:

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INSTITUTIONAL FRAMEWORK³: Implemented by GIZ, commissioned by BMZ

Preventing and fighting corruption in Tunisia

The program aims at strengthening the Anti-Corruption Agency to fulfill its mandate, esp. in the field of investigation. Another objective is to raise awareness of public officials, office holders and citizens on corruption and corrupt practices.

POTENTIAL OUTREACH:

Bilateral

CONTACT INFORMATION:

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INSTITUTIONAL FRAMEWORK³: Implemented by GIZ, commissioned by the Ministry of Foreign Affairs (AA)

Combating illicit financial flows

The objective of the project is to improve conditions for the inter-sectorial, inter-state and inter-regional fight against illicit financial flows, both within and out of developing and emerging countries, at sector, national and regional levels.

The project involves three areas of activity designed to help achieve this objective.

POTENTIAL OUTREACH:

Global

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INSTITUTIONAL FRAMEWORK³: Implemented by GIZ, commissioned by BMZ

Alliance for Integrity

The program is a business-driven, multi-stakeholder initiative seeking to promote transparency

and integrity in the economic system. To achieve this goal, it fosters collective action of all relevant actors from the private sector, the public sector and civil society. It is a platform that offers practical solutions to strengthen the compliance capacities of companies and their supply chains. In addition, the Alliance for Integrity contributes to the improvement of framework conditions by fostering dialogue between the public and private sectors.

POTENTIAL OUTREACH: Global

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INSTITUTIONAL FRAMEWORK³: Implemented by GIZ, commissioned by BMZ

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in Ukraine 

Study visit for the National Anti-Corruption Bureau (NABU) of Ukraine to Germany in October 2016 and for the Specialized Anti-Corruption Prosecutor's office (SAPO) in April 2017 (PF AA). Expert meeting on Asset recovery for NABU und SAPO in Kyiv (IZ BMJV).

See also Cooperation Agreement between German and Ukrainian ministries of Justice.

Due to last years' amendments to the Law on Prevention of Corruption, however, IRZ in accordance with BMJV stopped further meetings because of unclear risks resulting from these amendments.

POTENTIAL OUTREACH: Bilateral

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INSTITUTIONAL FRAMEWORK³: German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ));
Cooperation Agreement between German and Ukrainian ministries of Justice

„Consolidation of the justice system in Albania – EURALIUS V“ 

Concrete anti-corruption activities as per EURALIUS V project proposal:

Activity 1.6.1. Support implementation of a zero-tolerance policy regarding corruption/misuse of funds inside MoJ & internal control mechanisms.

Activity 3.3.1. Support the transition from the Serious Crimes Courts to the Anti-Corruption and

Organized Crimes Courts.

Activity 3.3.2. Support the Anti-Corruption and Organized Crimes Courts in their set-up and elaboration of the special structures and procedures needed inc. the monitoring scheme.

Activity 3.3.3. Support the capacity building of the Anti-Corruption and Organized Crimes Court judges.

POTENTIAL OUTREACH:

Multilateral

CONTACT INFORMATION:

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INSTITUTIONAL FRAMEWORK³:

German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ)) as head of the consortium in cooperation with the Dutch “Centre for International Legal Cooperation” (CILC), Austrian “Agency for Economic Development” (AED) and the Italian „Consiglio Superiore della Magistratura“ (CSM).

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in Kazakhstan

On 23 May 2018, the IRZ together with the Agency for Civil Service and Anti-Corruption in the Republic of Kazakhstan and the Kazakh Embassy organized a Round Table in Berlin on “20 Years of Anti-Corruption Legislation and the Agency for Civil Service in the Republic of Kazakhstan”. To begin with, the President of the Agency, Alik Shpekbayev, presented the anti-corruption policy in the Republic of Kazakhstan and explained the key measures in place to fight corruption. German experts also took part in the event and reported on the situation in this field in Germany. The many different contributions reflected the various aspects of the fight against corruption in Germany and Kazakhstan.

POTENTIAL OUTREACH:

Bilateral

CONTACT INFORMATION:

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INSTITUTIONAL FRAMEWORK³:

German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in FYR Macedonia 

Bilateral Working visit by a delegation of 6 representatives of the Macedonian Special public prosecutor's office. The aim of the measure is to improve the capacity of the special prosecutor's office / to familiarize them with the working methods of German public prosecutors which are of interest in Macedonia. In this regard, some of the topics are: Manifestations of corruption in Germany; Organization of the Persecution of High Profile Corruption in Germany (Cooperation between the Public Prosecutor's Offices and Police) - from the 23rd to the 27th of September 2018 in Germany (Berlin).

POTENTIAL OUTREACH:

Bilateral

CONTACT INFORMATION:

Dr. Stefan Pürner (puerner@irz.de)

INSTITUTIONAL FRAMEWORK³:

German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in FYR Macedonia 

Working visit by a delegation of 11 young public prosecutors from Macedonia, as Part of The Project „Supporting young lawyers in Macedonia” Mai 2018 in Bonn and Introductory Event for the working Visit in Skopje November 2017

POTENTIAL OUTREACH:

Bilateral

CONTACT INFORMATION:

Dr. Stefan Pürner (puerner@irz.de)

INSTITUTIONAL FRAMEWORK³:

German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in FYR Macedonia and Serbia 

Providing information on the legal framework for the fight against *corruption by translation of the German Code of Criminal Procedure (StPO) and the German Criminal Code (StGB)*

POTENTIAL OUTREACH: Bilateral

CONTACT INFORMATION: Dr. Stefan Pürner (puerner@irz.de)

INSTITUTIONAL FRAMEWORK³: German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in Montenegro 

Conference „Prosecution and Fight against corruption“ in cooperation with NGO MANS in Podgorica (Support of the annual anticorruption Conference by a German speaker. (Bilateral Support in the framework of the project funded work by the German Ministry of Foreign Affairs)

POTENTIAL OUTREACH: Bilateral

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INSTITUTIONAL FRAMEWORK³: German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in Armenia 

In cooperation with the Special Investigation Service of the Republic of Armenia: a two-day-seminar in October 2018 with two IRZ-Experts); topics: combating corruption, exposure of the unjust enrichment; illegal acquired property.

POTENTIAL OUTREACH: Bilateral

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INSTITUTIONAL FRAMEWORK³: German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in Georgia 

Conference for the Ministry of Justice of Georgia and the Georgian Prosecutor's Office on „Prevention and Fight against Corruption“ in October 2018 (bilateral consultations).

The aim of this Project is to strengthen capacities in state institutions in studying new methods to conduct criminal investigations in the cases of corruption and economic crimes and to develop appropriate procedures and best practices to fight against corruption.

POTENTIAL OUTREACH: Bilateral

CONTACT INFORMATION: Nata Sanadiradze

INSTITUTIONAL FRAMEWORK³: German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in Uzbekistan 

Cooperation with the General Prosecution Office for fight against corruption (workshops with German criminal experts and study trips to Germany with meetings in relevant institutions)

POTENTIAL OUTREACH: Bilateral

CONTACT INFORMATION: Angela Schmeink

INSTITUTIONAL FRAMEWORK³: German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

Bilateral Consultation within the framework of the institutional funding provided by the German Federal Ministry of Justice and Consumer Protection (BMJV) in Kyrgyz Republic

Involvement in the EU Grant Project “The Rule of Law Programme in the Kyrgyz Republic - 2nd phase” (lead GIZ) with different Kyrgyz cooperation partners and various elements regarding fight against corruption

POTENTIAL OUTREACH:

Bilateral

CONTACT INFORMATION:

Angela Schmeink

INSTITUTIONAL FRAMEWORK³: German foundation for international legal cooperation (Deutsche Stiftung für internationale rechtliche Zusammenarbeit e.V. (IRZ))

3. Recent technical assistance provided

GIZ together with UNODC has been supporting the Judicial Integrity Group (JIG) since 2005. The JIG is a group of senior judges whose work includes the development of the Bangalore Principles of Judicial Conduct. Support for the Judicial Integrity Group has recently been provided through the GIZ sectoral programme “Anti-Corruption and Integrity”, commissioned by BMZ. Following from a conference jointly organised with the Inter-American Court of Human Rights on Judicial Ethics and the Fight against corruption in April 2017 in Costa Rica, the group had a prominent role in April 2018 at the first of a series of conferences hosted by BMZ to address “Rule of Law, Justice and Development in Africa”.

Another longstanding partner of BMZ is Transparency International (TI). It supports the TI-Secretariat, based in Berlin, through funds for international organisations. In addition, in 2014 a Strategic Partnership Agreement was initiated for the period until the end of 2015 which was renewed for the period 2016-2020 through the signing of a „Joint Declaration of Intent“. Activities that are/were funded through the partnership include TI’s Game Changer Initiative “Journalists for Transparency” which promotes investigative journalism on corruption. The Game Changer Initiatives accompany the International Anti-Corruption Conference (IACC), which is organized by TI and takes place every two years. Through the support for the “Journalists for Transparency Initiative”, Germany was one of the main partners of the 17th IACC which took place in December 2016 in Panama.” The next IACC will take place in October in Copenhagen, Denmark. Germany will again be one of the main partners.

In addition, against the backdrop that the African Union designated 2018 as the African year against corruption, the BMZ supports TI’s project on enhanced engagement of African civil society in monitoring the anti-corruption commitments made by their leaders. In 10 African countries the implementation of the African Union Convention on Preventing and Combatting Corruption is being monitored and stakeholders of the African Governance Platform are being engaged.

4. Challenges and gaps in providing technical assistance

It is very difficult to measure the impact of anti-corruption reforms, this is also true for German Development Cooperation projects. Governance programs need a long-term support and it is often challenging to show quick wins or successes that are easily communicable.

Another obstacle is policy coherence. Anti-corruption touches upon different areas of responsibility within the German government. Therefore, coordination is vital but can also be time-consuming.

It is difficult to find personal and technical capacities for programmes that support effective fight against corruption. Often German or international experts might not be available or able to work abroad or are needed in their current posts.

5. Current anti-corruption priorities

For the IRZ, a priority is to enhance the personal and technical capacity for the effective fight against corruption by training through peers.

Current priority of the BMZ is the “Marshall Plan with Africa”. Combatting Corruption takes a prominent role in this strategy and is seen as a major obstacle for private sector investment in Africa.

Aligned to this, digitalization remains a high priority for the BMZ. “The Digital Africa initiative” is a tool to implement digital solutions in German development cooperation. Especially in the fields of transparency and participation, digital solutions can prove to be valuable for fighting corruption.

Migration and displacement remain important priorities for German development cooperation. Corruption is seen as one of the causes for forced migration and displacement as well as an obstacle to the (re)integration of migrants and refugees. One initiative to tackle these challenges are the “Federal Government’s Guidelines on Preventing Crises, Resolving Conflicts, Building Peace”. The guidelines contain a clear commitment on the part of the German Government to prevent crises and to enhance civilian instruments.

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- 1 Technical assistance should be understood in line with UNCAC provisions, and cover relevant programs aimed at strengthening capacities in the prevention and fight against corruption as well as both public and private sectors’ integrity*
 - 2 For further information on each of these forms of technical assistance please refer to <https://www.unodc.org/documents/treaties/UNCAC/WorkingGroups/ImplementationReviewGroup/20-24June2016/V1603598e.pdf>*
 - 3 Institutional framework under which the program is undertaken (e.g, agency responsible for implementing the program, other agencies involved, legal framework, etc).*