



Conference of the Parties to the United Nations Convention against Transnational Organized Crime

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Technical assistance

Draft resolution submitted by the Co-Chairs of the Working Group of Government Experts on Technical Assistance

Organized fraud and the Sharing Electronic Resources and Laws on Crime knowledge management portal

*The Conference of the Parties to the United Nations Convention against
Transnational Organized Crime,*

Reaffirming that the United Nations Convention against Transnational
Organized Crime,¹ as a global instrument with wide adherence, offers a broad scope
for cooperation to address existing and emerging forms of transnational organized
crime, including forms of fraud falling within the scope of the Convention,

Welcoming the work of the Working Group of Government Experts on Technical
Assistance, taking into consideration the discussions held at its fourteenth and
fifteenth meetings, on the Sharing Electronic Resources and Laws on Crime
knowledge management portal and organized fraud,

1. *Endorses* the recommendations adopted by the Working Group of
Government Experts on Technical Assistance at its fourteenth meeting, held on
29 and 30 May 2023, which are set out in annex I to the present resolution;
2. *Also endorses* the recommendations adopted by the Working Group of
Government Experts on Technical Assistance at its fifteenth meeting, held on 3 and
4 June 2024, which are set out in annex II to the present resolution.

* CTOC/COP/2024/1.

¹ United Nations, *Treaty Series*, vol. 2225, No. 39574.



Annex I

Recommendation on the dissemination plan for the Sharing Electronic Resources and Laws on Crime knowledge management portal adopted by the Working Group of Government Experts on Technical Assistance at its fourteenth meeting, held on 29 and 30 May 2023

The Working Group of Government Experts on Technical Assistance, at its fourteenth meeting, held on 29 and 30 May 2023, adopted the following recommendation on the topic of the dissemination plan for the Sharing Electronic Resources and Laws on Crime (SHERLOC) knowledge management portal,² for endorsement by the Conference of the Parties to the United Nations Convention against Transnational Organized Crime:

Parties are encouraged to provide the United Nations Office on Drugs and Crime with extrabudgetary resources for the implementation of the technical assistance activities outlined in the dissemination plan for SHERLOC, developed pursuant to resolution 11/2, entitled “Implementation of the provisions on technical assistance of the United Nations Convention against Transnational Organized Crime”, of the Conference of the Parties to the Convention.

Annex II

Recommendations on organized fraud adopted by the Working Group of Government Experts on Technical Assistance at its fifteenth meeting, held on 3 and 4 June 2024

The Working Group of Government Experts on Technical Assistance, at its fifteenth meeting, held on 3 and 4 June, adopted the following recommendations on organized fraud,³ for endorsement by the Conference of the Parties to the United Nations Convention against Transnational Organized Crime:

(a) Parties are encouraged to consider organized fraud as a serious crime, as defined in article 2 (b) of the United Nations Convention against Transnational Organized Crime, in accordance with their national legislation, in order to ensure that, where the offence is transnational in nature and involves an organized criminal group, effective international cooperation can be afforded under the Convention;

(b) Parties are encouraged to take measures, consistent with their legal principles, to ensure that legal persons involved in organized fraud are held accountable and are subject to effective, proportionate and dissuasive criminal and non-criminal sanctions, including monetary sanctions, in accordance with article 10 of the Organized Crime Convention;

(c) Parties are encouraged to make effective use of the provisions of the Organized Crime Convention to detect and prosecute those involved in organized fraud and scam operations, including such operations carried out by means of illegal call centres;

(d) Parties should consider, in accordance with articles 24 and 25 of the Organized Crime Convention and consistent with their domestic legislation, taking appropriate measures within their means to provide effective assistance and protection to witnesses and victims of organized fraud, and to establish appropriate procedures to provide access to compensation and restitution for victims of organized fraud;

² See [CTOC/COP/WG.2/2023/4](#), para. 7.

³ See [CTOC/COP/WG.2/2024/5](#), para. 9.

(e) In order to prevent and combat organized fraud, parties are encouraged to strengthen their cooperation with relevant stakeholders, including the private sector, in particular communication and financial service providers, at both the national and international levels;

(f) Parties are encouraged to enhance and provide appropriate resources for the training of their law enforcement and criminal justice practitioners, as well as of relevant stakeholders, on the basis of their needs and priorities in relation to organized fraud;

(g) Parties are encouraged to consider initiating financial investigations in organized fraud cases, including in order to seize and confiscate assets derived from such fraud;

(h) UNODC should expand the Sharing Electronic Resources and Laws on Crime (SHERLOC) knowledge management portal to include information on organized fraud, subject to the availability of extrabudgetary resources for that purpose;

(i) Parties are encouraged to consider collecting and analysing their quantitative and qualitative data on organized fraud, including on recent trends, and sharing the relevant information through UNODC, in order to enhance the global understanding of the threat posed by organized fraud. Parties may also wish to consider sharing their relevant legislation, case law and strategies for countering organized fraud with UNODC for publication on SHERLOC;

(j) Parties are encouraged to fully consider gender, age, disability, vulnerability and other relevant factors relating to potential victims in the development and implementation of legislation, policies, programmes or initiatives to combat organized fraud;

(k) UNODC should continue to develop technical assistance tools and to provide technical assistance, including capacity-building, for the purposes of supporting parties in their efforts to effectively prevent and combat organized fraud in line with the Organized Crime Convention and the Protocols thereto, and States should consider providing resources to that end.
