

# **Technical Assistance of Korea**

## **- To Facilitate UNCAC Implementation**

**June 4, 2014**

**Korean Ministry of Justice**

**Taihyung Kim, Prosecutor**



## UNCAC Ratified, Supported and Executed in Korea

### 1. Overview

2. UNCAC  
Provision on  
Technical  
Assistance

3. Ministry of  
Justice of Korea

4. Technical  
Assistance

5. Anti-corruption  
Efforts of  
Developing  
Countries

### Ratified

- Signed on 12/09/03
- Effectuated on 04/26/08

### Supported

- Int'l Cooperation
- Comprehensive & Multidisciplinary Approach

**ROK  
UPHOLDS  
UNCAC**

### Executed

- Provides Technical Assistance to Member States

**Special Focus  
Given to  
Developing  
Countries**

## UNCAC Provision on Technical Assistance

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### UNCAC Article 60.2

States Parties shall, according to their capacity, consider affording one another the widest measure of technical assistance, especially for the benefit of developing countries, in their respective plans and programmes to combat corruption, including material support and training in the area referred to in paragraph 1 of this article, and training and assistance and the mutual exchange of relevant experience and specialized knowledge, which will facilitate international cooperation between States Parties in the areas of extradition and mutual legal assistance.



## The Ministry of Justice of the Republic of Korea

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## The Ministry Overseas:

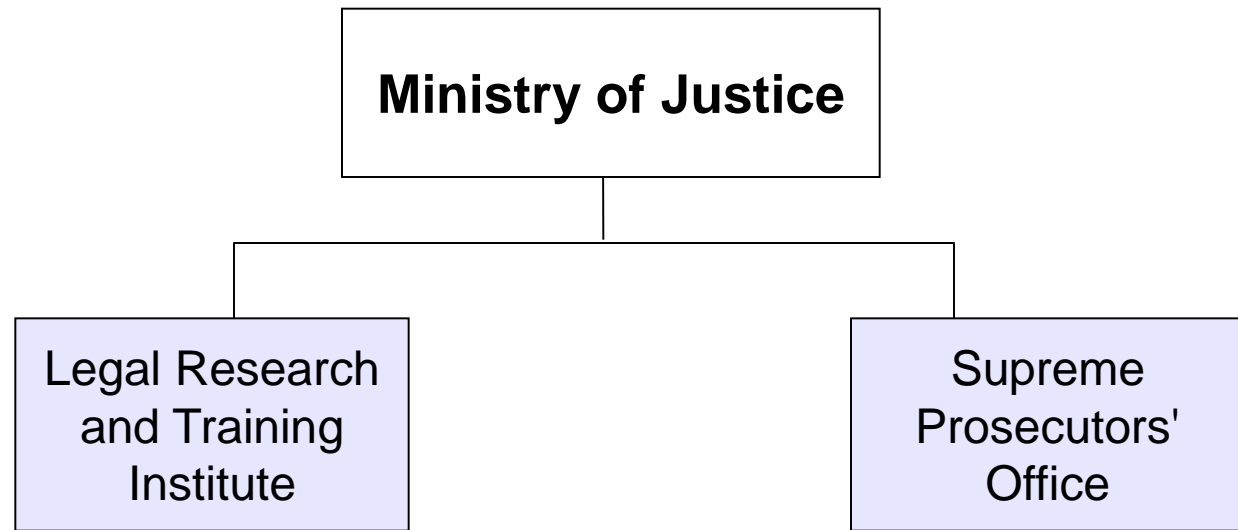
- **Prosecution Services**
- **Execution of Sentences**
- **International Affairs**
  - Investigation, extradition, mutual assistance, etc
- **Human Rights Protection**
- **Immigrations Control**
- **Legal Advice for Government**



## The Ministry of Justice of the Republic of Korea

### Organization Chart

#### - Ministry's Two Arms for Technical Assistance



- Provides training programs
- Conducts researches

- Directs and supervises District & High Prosecutors' Offices

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The Ministry of Justice of the Republic of Korea

1. Overview

Authority of Prosecutor in Investigation

2. UNCAC Provision on Technical Assistance

Decides on important matters at each stage

3. Ministry of Justice of Korea

Orders Police for supplementary investigation

4. Technical Assistance

5. Anti-corruption Efforts of Developing Countries



Overall supervision over investigation



## Details of Technical Assistance Provided by ROK

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## Legal Research and Training Institute

- Provided **62 sessions of training** under Official Development Assistance to government officials from **84 countries**
- Training **contents determined upon request** of the trainee country
  - Topics covered include anti-corruption, cybercrime and white-collar crimes
- **20 legal professionals** from Guatemala, Bolivia, Columbia, Paraguay and Peru received training in **March 2014**
- **Post-training follow-up** available through exclusive **website**
  - Encourages free exchange of information
  - Shares Korean law updates



# Training at Legal Research and Training Institute



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## Supreme Prosecutors' Office

- Ran **4 rounds of training programs** with KOICA for 52 Indonesian government officials since 2013
- Signed **MOU with Vietnam and Mongolia** for provision of technical assistance in the field of **anti-corruption investigation**
- Provided Bangladesh and the Philippines **investigation tools, equipment, vehicles and sharing investigation techniques**





## Background – Legal Research and Training Institute

### 1. Overview

### 2. UNCAC Provision on Technical Assistance

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### 5. Anti-corruption Efforts of Developing Countries

#### Training Program

▶ Run in cooperation with the Ministry of Foreign Affairs (MoFA) and the Korea International Cooperation Agency (KOICA)

#### Participant Selection

▶ Participating countries and trainees subject to decision of MoFA:  
Demand and necessity taken into account



## Background – Supreme Prosecutor's Office

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#### Training Program

▶ Training given to Indonesia, Kyrgyzstan and Thailand

#### Participant Selection

▶ Technical assistance provided usually at the request of the receiving country



## Budget – Where Does Money Come From?

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### Legal Research and Training Institute

Long-term technical assistance programs are operated in support of MoFA, KOICA and MoJ, provided to recipients as a part of KOICA's international support program packages

### Supreme Prosecutors' Office

Financial resources required for education and investigation tools support received directly from MoJ

## Anti-corruption Efforts of Developing Countries

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#### Prerequisite: Basic Framework

- Developing basic framework
- Legal system required to fight corruption

#### Fair and Efficient Personnel Management System

- Required for effective operation of anti-corruption laws and regulations

#### Prevention and Elimination of Corruption **POSSIBLE**

#### Continued Commitment of International Community

- UNCAC included
- Constant support and attention needed

#### No Bottomless Vessel

- Change does not come in one day
- Korea earned it hard



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# QUESTIONS and COMMENTS

