

Reference: CU 2020/59(A)/DTA/CEB/ISS

The United Nations Office on Drugs and Crime (UNODC) presents its compliments to the [[[AddressLine1]]] and has the honour to draw the attention of the Government to its previous note verbale with reference CU 2020/40(A)/DTA/CEB/ISS concerning the 11th session of the Working Group on the Prevention of Corruption to be held from 9 to 10 June 2020.

The secretariat of the Conference of the States Parties to the United Nations Convention against Corruption would like to inform the Government that States parties have agreed, under a silent procedure, to include the topic of “enhancing the effectiveness of anti-corruption bodies” in the provisional agenda of the upcoming 11th session of the Working Group.

Accordingly, in preparation for that session, the secretariat will prepare a background paper on the topic of “enhancing the effectiveness of anti-corruption bodies” pursuant to resolution 8/7 of the Conference, entitled “Enhancing the effectiveness of anti-corruption bodies in fighting corruption”. In this respect, the Government is invited to share any pertinent information with the secretariat. Attached is a guidance note for the provision of such information by States parties.

The secretariat would be grateful if the Government could send the requested information by email to Mr. Samuel De Jaegere, Crime Prevention and Criminal Justice Officer (Anti-Corruption), Implementation Support Section, Corruption and Economic Crime Branch, Division for Treaty Affairs on samuel.dejaegere@un.org at its earliest convenience **but not later than 19 February 2020**.

The United Nations Office on Drugs and Crime avails itself of this opportunity to reiterate to the [[[AddressLine1]]] the assurances of its highest consideration.

5 February 2020



[[[AddressLine1]]]
[[[City]]], [[[CountryAddressName]]]

Annex I

Guidance Note for the provision of information by States parties for the eleventh session of the Working Group on Prevention from 9 to 10 June 2020

1. The Secretariat has produced this Guidance Note to assist States parties and signatories in providing information as to initiatives and practices they have implemented regarding the topic under consideration at the eleventh session of the Working Group on Prevention taking place from 9 to 10 June 2020.
2. The Secretariat wishes to recall paragraph 12 of the report of the Working Group on Prevention of its second session, in which the Group recommended that States parties should be invited to share their experiences of implementing the provisions of the Convention under consideration in advance of each meeting, preferably by using the self-assessment checklist.
3. In furtherance of that report, the Secretariat outlines below a selection of issues based on the questions from the self-assessment checklist that States parties may wish to use as a guide when providing information, while noting that some of the information may have been provided by their Governments in the context of their reviews under the second cycle of the Implementation Review Mechanism. States parties are encouraged to view the information below only as guidance and remain free to provide any information believed to be relevant to the topic under consideration.

Information requested from States parties in relation to best practices, lessons learned and challenges encountered in their efforts to enhance the effectiveness of anti-corruption bodies (art. 6 of the Convention)

Article 6, paragraph 1

1. *Each State Party shall, in accordance with the fundamental principles of its legal system, ensure the existence of a body or bodies, as appropriate, that prevent corruption by such means as:*
 - a) *implementing the policies referred to in article 5 of this Convention and, where appropriate, overseeing and coordinating the implementation of those policies;*
 - b) *Increasing and disseminating knowledge about the prevention of corruption.*

1. Please describe (cite and summarize) the measures/steps your country has taken, if any, (or is planning to take, together with the related appropriate time frame) to ensure full compliance with this provision of the Convention.

In relation to article 6, para 1 and measures/steps that have been taken, States parties and signatories may wish to consider including the following:

- Description of the main body or bodies that prevent corruption and, if applicable, oversee and coordinate the implementation of the policies referred to in article 5 of the Convention;
- Description of the measures taken that such body or bodies: effectively disseminate knowledge about the prevention of corruption and deal effectively with grievances and complaints from citizens concerning corruption;
- Description of measures taken to ensure that such body or bodies can assess their own effectiveness.

3. Please provide examples of the implementation of those measures, including related court or other cases and available statistics.

In relation to article 6, para 1 and examples of implementation of those measures, States parties and signatories may wish to consider including the following:

- Reports prepared by the body or bodies that prevent corruption, notably on their effectiveness;
- External reports on the effectiveness of the body or bodies that prevent corruption;
- Surveys of the extent of public knowledge about the prevention of corruption.

Article 6, paragraph 2

2. Each State Party shall grant the body or bodies referred to in paragraph 1 of this article the necessary independence, in accordance with the fundamental principles of its legal system, to enable the body or bodies to carry out its or their functions effectively and free from any undue influence. The necessary material resources and specialized staff, as well as the training that such staff may require to carry out their functions, should be provided.

4. Please describe (cite and summarize) the measures/steps your country has taken, if any, (or is planning to take, together with the related appropriate time frame) to ensure full compliance with this provision of the Convention.

In relation to article 6, para 2 and measures/steps that have been taken, States parties and signatories may wish to consider including the following:

- Description of laws, policies and procedures ensuring the independence of the body or bodies that prevent corruption, notably those aligned with the “Jakarta Statement on Principles for Anti-Corruption Agencies”, aimed at enabling them to carry out their functions effectively and protect them from any undue influence;
- Description of the material resources, specialized staff, and training facilities for staff.

5. Please provide examples of the implementation of those measures, including related court or other cases and available statistics

In relation to article 6, para 2 and examples of implementation of those measures, States parties and signatories may wish to consider including the following:

- Annual reports prepared by the body or bodies that prevent corruption, including budgets and expenditure reports;
- Analytical evaluations of the necessary independence and/or the human and material resources of body or bodies that prevent corruption, including number of employees working on prevention activities;

Monitoring and evaluation reports on the effectiveness and performance of the body or bodies that prevent corruption, including, for example, parliamentary reports.