



# Conference of the States Parties to the United Nations Convention against Corruption

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## Seventh session

Vienna, 6-10 November 2017

### Annotated provisional agenda

#### Provisional agenda

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## **Annotations**

### **1. Organizational matters**

#### **(a) Opening of the seventh session**

By its resolution [58/4](#), the General Assembly adopted the United Nations Convention against Corruption, article 63 of which establishes a Conference of the States Parties to the Convention to improve the capacity of and cooperation between States parties to achieve the objectives set forth in the Convention and to promote and review its implementation. Pursuant to paragraph 2 of that article, the first session of the Conference was held in Amman from 10 to 14 December 2006. In accordance with rule 3, paragraph 2, of the rules of procedure for the Conference, adopted at its first session, the second regular session was to be held within one year after the first session. Pursuant to Conference decision 1/1, the second session was held in Nusa Dua, Indonesia, from 28 January to 1 February 2008. Pursuant to Conference decision 2/1, the third session was held in Doha from 9 to 13 November 2009. Pursuant to Conference decision 3/1, the fourth session was held in Marrakech, Morocco, from 24 to 28 October 2011. Pursuant to Conference decision 3/1, the fifth session was held in Panama City from 25 to 29 November 2013. Also pursuant to Conference decision 4/1, the sixth session was held in St. Petersburg, Russian Federation, from 2 to 6 November 2015. In compliance with Conference decision 4/2, the seventh session will be held at the seat of the secretariat, in Vienna from 6 to 10 November 2017.

#### **(b) Election of officers**

In accordance with rule 22 of the rules of procedure for the Conference, at the opening of each session a president, three vice-presidents and a rapporteur shall be elected from among the representatives of the States parties present at the session.

In accordance with the same rule, the President, the Vice-Presidents and the Rapporteur shall serve as the officers of the Conference at each session. In electing the officers of the session, each of the five regional groups shall be represented by one officer. The offices of the President and the Rapporteur of the Conference shall normally be subject to rotation among the five regional groups.

In accordance with decision 4/2 of the Conference and rule 22 of the rules of procedure for the Conference, the Group of Latin American and Caribbean States would be expected to nominate the President and the Group of Eastern European States would be expected to nominate the Rapporteur.

Regional groups are urged to engage in consultations on the nomination of candidates to fill the elective offices well in advance of the beginning of the session, with a view to agreeing on a slate of candidates whose number is equal to the number of offices to be filled, thus allowing all officers of the Conference at its seventh session to be elected by acclamation and dispensing with the requirement for a secret ballot.

#### **(c) Adoption of the agenda and organization of work**

At its sixth session, the Conference decided not to take action on the draft provisional agenda for its seventh session. It was agreed that consultations should continue during the intersessional period, in particular on the proposed inclusion of an agenda item on the implementation of article 63, paragraph 4 (c), of the Convention, including discussions on cooperation with relevant international and regional organizations and mechanisms and non-governmental organizations.

At the initiative of Guatemala, informal consultations on the provisional agenda for the seventh session were convened in Vienna. Following those informal negotiations, consensus on the present provisional agenda was reached on xxx 2017.

The proposed organization of work was prepared by the secretariat in accordance with rule 8 of the rules of procedure for the Conference.

The organization of work is intended to facilitate consideration of the agenda items within the time and resources available to the Conference. The resources available to the Conference at its seventh session will permit the holding of parallel meetings with simultaneous interpretation from and into the six official languages of the United Nations. The Conference will thus be able to hold 18 meetings with simultaneous interpretation.

**(d) Participation of observers**

Rule 14 of the rules of procedure for the Conference provides that, subject to prior written notification to the Secretary-General, any State or regional economic integration organization signatory to the Convention shall, in accordance with its article 67, paragraphs 1 and 2, be entitled to participate as an observer in the Conference, and may accordingly take part in its deliberations.

Rule 15 of the rules of procedure provides that any State or regional economic integration organization that has not signed the Convention in accordance with its article 67, paragraphs 1 and 2, may apply to the bureau for observer status, which shall be accorded unless otherwise decided by the Conference.

Rule 16 of the rules of procedure provides that, subject to prior written notification to the Secretary-General, the following shall be entitled to participate as observers in the deliberations of the Conference: representatives of entities and organizations that have received a standing invitation from the General Assembly to participate as observers in the sessions and work of all international conferences convened under its auspices, representatives of United Nations bodies, specialized agencies and funds, as well as representatives of functional commissions of the Economic and Social Council.

Rule 17 of the rules of procedure provides that relevant non-governmental organizations having consultative status with the Economic and Social Council may apply to the bureau for observer status, which should be accorded unless otherwise decided by the Conference. Other relevant non-governmental organizations may also apply to the bureau for observer status. The secretariat shall circulate as a document a list of such organizations with sufficient information at least 30 days prior to the session of the Conference. If there is no objection to a non-governmental organization being granted observer status, such status should be accorded unless otherwise decided by the Conference. If there is an objection, the matter will be referred to the Conference for a decision.

**(e) Adoption of the report of the bureau on credentials**

Rule 19 of the rules of procedure provides that the bureau of any session shall examine the credentials and submit its report to the Conference. Rule 20 provides that, pending a decision of the bureau upon their credentials, representatives shall be entitled to participate provisionally in the session. Any representative of a State party to whose admission another State party has made objection shall be seated provisionally with the same rights as other representatives of States parties until the bureau has reported and the Conference has taken its decision.

**(f) General discussion**

A sub-item entitled “General discussion” is included in the agenda to allow time for high-level representatives to make statements on matters of a general nature that are related to the implementation of the Convention. The secretariat proposes that the general discussion of the Conference be held at the beginning of its session to provide high-level representatives with an opportunity to express their views and set out the political direction for the Conference. Such organization of the session’s work would also allow more focused and interactive exchanges to take place under the substantive items of the agenda.

A list of speakers will be opened by the secretariat on 6 October 2017 and will remain open until noon on 6 November 2017. Requests for inscription on the list will be honoured on a “first come, first served” basis, on the understanding that priority will be given to representatives of ministerial or similar rank. Speakers are requested to limit their statements to five minutes.

## **2. Review of the implementation of the United Nations Convention against Corruption**

Pursuant to article 63, paragraph 5, of the Convention, the Conference is to acquire the necessary knowledge of the measures taken by States parties in implementing the Convention — and the difficulties encountered by them in doing so — through information provided by them and through such supplemental review mechanisms as may be established by the Conference.

In its resolution 1/1, adopted at its first session, the Conference agreed that it was necessary to establish an appropriate mechanism to assist it in reviewing the implementation of the Convention, and established an open-ended intergovernmental expert working group to make recommendations to it. In the same resolution, the Conference underlined the characteristics that the review mechanism should have.

In its resolution 2/1, the Conference set out additional principles that the review mechanism should reflect and tasked the Open-ended Intergovernmental Working Group on Review of the Implementation of the Convention with preparing terms of reference for a review mechanism for consideration, action and possible adoption by the Conference at its third session.

At its third session, the Conference adopted resolution 3/1, establishing the Mechanism for the Review of Implementation of the Convention, in accordance with article 63, paragraph 7, of the Convention. The annex to resolution 3/1 contains the terms of reference of the Mechanism, as well as the draft guidelines for governmental experts and the secretariat in the conduct of country reviews and the draft blueprint for country review reports.

In the same resolution, the Conference established the Implementation Review Group, the functions of which would be to have an overview of the review process in order to identify challenges and good practices and to consider technical assistance requirements in order to ensure the effective implementation of the Convention. On the basis of its deliberations, the Group is to submit recommendations and conclusions to the Conference for its consideration and approval.

The Conference decided that each implementation review phase would be composed of two review cycles, each of five years, and to review, during the first cycle, the implementation of chapters III (Criminalization and law enforcement) and IV (International cooperation) of the Convention and, during the second cycle, the implementation of chapters II (Preventive measures) and V (Asset recovery).

In its resolution 4/1, entitled “Mechanism for the Review of Implementation of the United Nations Convention against Corruption”, the Conference endorsed the guidelines for governmental experts and the secretariat in the conduct of country reviews and the blueprint for country review reports, which had been finalized by the Implementation Review Group at its first session.

In its decision 5/1, entitled “Mechanism for the Review of Implementation of the United Nations Convention against Corruption”, the Conference decided that the Implementation Review Group should begin promptly to collect, with the support of the secretariat, and discuss relevant information to facilitate the assessment of performance in accordance with paragraph 48 of the terms of reference, following the completion of the first review cycle, and that the Group should include in its future sessions an agenda item allowing for the discussion of such information; and that the Group, in the collection of information pursuant to paragraph (a) of the decision, shall take into account future requirements for follow-up in accordance with paragraphs 40 and 41 of the terms of reference.

In its resolution 6/1, entitled “Continuation of the review of implementation of the United Nations Convention against Corruption”, the Conference launched the second cycle of the Mechanism, pursuant to paragraph 13 of the terms of reference of the Mechanism and in line with Conference resolution 3/1. It further decided that one fifth of the States parties were to be reviewed in each of the five years of the second review cycle, and that States acceding to the Convention after the sixth session of the Conference should complete the review of implementation of chapters III and IV of the Convention no later than two years after the deposit of their instrument of accession, and should participate in the review of implementation of chapters II and V of the Convention during the final year of the second review cycle.

Pursuant to paragraph 35 of the terms of reference of the Review Mechanism, the secretariat is to compile the most common and relevant information on successes, good practices, challenges, observations and technical assistance needs contained in the country review reports and to include them, organized by theme, in a thematic implementation report and regional supplementary addenda, for submission to the Implementation Review Group. Accordingly, the secretariat has provided updates on the outcomes of the completed country reviews of the second cycle on the implementation of chapters II and V of the Convention ([CAC/COSP/2017/CRP.5](#) and [CAC/COSP/2017/CRP.4](#), respectively).

Taking note of the thematic reports on the implementation of chapters III and IV of the Convention prepared by the secretariat, the Conference, in its resolution 4/1, invited States parties to be guided, bearing in mind paragraph 8 of the terms of reference, by the experience being accumulated through those reports in their efforts to implement their obligations under the Convention.

On the basis of the reviews completed by the time of reporting, the secretariat is making available to the Conference an updated consolidated analytical study entitled *State of Implementation of the United Nations Convention against Corruption: Criminalization, Law Enforcement and International Cooperation* and will submit to the Conference a summary of the state of implementation of the Convention ([CAC/COSP/2017/10](#)).

Further, in resolution 6/1, the Conference requested the Implementation Review Group to analyse the information on successes, good practices, challenges, observations and technical assistance needs emanating from the country reviews of the first review cycle, considering the thematic implementation report prepared in accordance with paragraph 35 of the terms of reference of the Mechanism, and to submit a set of non-binding recommendations and conclusions based on lessons learned regarding the implementation of chapters III and IV of the Convention to the Conference for its consideration and approval at its seventh session.

In its resolution 6/1, the Conference encouraged States parties to continue voluntarily sharing information on good practices, experiences and relevant measures taken after the completion of their country review reports, including information on technical assistance, and to consider providing such information to the Secretariat for publication on its website. Subsequently, three notes verbales were sent by the secretariat inviting States to outline steps they had taken in that regard. In a note on the analysis of good practices, experiences and relevant measures, the Secretariat ([CAC/COSP/2017/12](#)) provides a comprehensive analysis of the responses received from the States parties on good practices, experience and relevant measures taken since the completion of the country reviews under the first implementation review cycle. In addition, the responses collected and the statements made on this topic during the sessions of the Implementation Review Group have been made available online, both on the relevant session pages and on the Group’s country profile page.

The Implementation Review Group has met on the following occasions: first session from 28 June to 2 July 2010; resumed first session from 29 November to 1 December 2010; second session from 30 May to 2 June 2011; resumed second session from 7 to 9 September 2011; continued resumed second session on 25 October 2011, on the margins of the fourth session of the Conference; third session from 18 to 22 June

2012; resumed third session from 14 to 16 November 2012; fourth session from 27 to 31 May 2013; resumed fourth session on 26 and 27 November 2013, on the margins of the fifth session of the Conference; fifth session from 2 to 6 June 2014; resumed fifth session from 13 to 15 October 2014; sixth session from 1 to 5 June 2015; resumed sixth session on 3 and 4 November 2015, on the margins of the sixth session of the Conference; seventh session from 20 to 24 June 2016; resumed seventh session from 14 to 16 November 2016; and the eighth session from 19 to 23 June 2017. The resumed eighth session of the Group will be held during the seventh session of the Conference in Vienna.

Building on the background documents and on the discussions held during the meetings of the Implementation Review Group, the secretariat will provide an oral update on the assessment of the performance of the Review Mechanism.

In its resolution 6/1, the Conference launched the second cycle of the Review Mechanism pursuant to paragraph 13 of the terms of reference of the Mechanism and in line with Conference resolution 3/1.

The Conference may wish to base its deliberations on the information contained in the note prepared by the Secretariat on financial and budgetary matters ([CAC/COSP/2017/13](#)), and on the note by the Secretariat on projected costs for the functioning of the second cycle of the Review Mechanism ([CAC/COSP/2015/10](#), annex I). The projected resource requirements for the first two years of the second cycle are based on the note by the Secretariat on projected costs for the functioning of the second cycle of the Review Mechanism. That note provides a detailed analysis and outline of the overall workload and resource requirements for operating the first two years of the second cycle.

### **Documentation**

Set of non-binding recommendations and conclusions based on lessons learned regarding the implementation of chapters III and IV of the Convention, in line with Conference resolution 6/1, paragraph 11 ([CAC/COSP/2017/5](#))

Summary of the state of implementation of the United Nations Convention against Corruption: criminalization, law enforcement and international cooperation ([CAC/COSP/2017/10](#))

Note by the Secretariat on good practices in identifying the victims of corruption and parameters for their compensation ([CAC/COSP/2017/11](#))

Note by the Secretariat on the analysis of good practices, experiences and relevant measures taken by States parties after the completion of the country reviews during the first implementation review cycle ([CAC/COSP/2017/12](#))

Note by the Secretariat on financial and budgetary matters ([CAC/COSP/2017/13](#))

Meeting of the extended Bureau held in Vienna on 21 June 2017 ([CAC/COSP/2017/CRP.1](#))

Thematic report prepared by the Secretariat on the implementation of Chapter V (Asset recovery) of the United Nations Convention against Corruption ([CAC/COSP/2017/CRP.4](#))

Thematic report prepared by the Secretariat on the implementation of Chapter II (Preventive measures) of the United Nations Convention against Corruption ([CAC/COSP/2017/CRP.5](#))

### **3. Technical assistance**

In its resolution 3/1, the Conference decided that the Implementation Review Group was to follow up and continue the work previously undertaken by the Open-ended Intergovernmental Working Group on Technical Assistance. In accordance with that resolution, technical assistance is an integral component of the Review Mechanism. In line with its terms of reference, one of the guiding principles of the Review

Mechanism is to assist States parties in the effective implementation of the Convention. The Conference, in its resolution 3/4, endorsed country-led and country-based, integrated and coordinated technical assistance delivery as an effective vehicle for the further implementation of the Convention, and encouraged donors and other assistance providers to incorporate those concepts and capacity-building into their technical assistance programmes.

The Conference will have before it a note by the Secretariat on technical assistance in support of the implementation of the Convention ([CAC/COSP/2017/3](#)). The background paper is intended to provide a brief overview of technical assistance delivered in the two years since the previous note by the Secretariat and to give a preview of technical assistance activities UNODC is planning to implement, some of them in close cooperation with bilateral and multilateral partners as has been recommended by the Implementation Review Group.

In its resolution 6/1, the Conference invited States parties under review, together with the Secretariat, to jointly inform local representatives of international, bilateral and multilateral technical assistance providers and donors, as well as relevant non-governmental organizations, where appropriate, about technical assistance needs identified in country reviews. In that context, the Conference will have before it a note by the Secretariat on analysis of technical assistance needs emerging from the country reviews under the first implementation review cycle ([CAC/COSP/2017/7](#)).

### **Documentation**

Note by the Secretariat on technical assistance in support of the implementation of the United Nations Convention against Corruption ([CAC/COSP/2017/3](#))

Note by the Secretariat on analysis of technical assistance needs emerging from the country reviews under the first implementation review cycle ([CAC/COSP/2017/7](#))

## **4. Prevention**

At its third, fourth, fifth and sixth sessions, the Conference emphasized the central importance of preventive measures in the fight against corruption and adopted Conference resolutions 3/2, 4/3, 5/4 and 6/6 on prevention of corruption.

In its resolution 3/2, the Conference established the Open-ended Intergovernmental Working Group on the Prevention of Corruption and mandated it to assist the Conference in, inter alia: (a) developing and accumulating knowledge in the area of prevention of corruption; (b) facilitating the exchange of information and experience among States on preventive measures and practices; (c) facilitating the collection, dissemination and promotion of best practices in the prevention of corruption; and (d) assisting the Conference in encouraging cooperation among all stakeholders and sectors of society in order to prevent corruption.

At its fourth session, the Conference adopted resolution 4/3, entitled “Marrakech declaration on the prevention of corruption”. Building on that resolution, the Conference adopted resolution 5/4, entitled “Follow-up to the Marrakech declaration on the prevention of corruption”. In both resolutions, the Conference decided that the Open-ended Intergovernmental Working Group on the Prevention of Corruption would continue its work of advising and assisting the Conference in the implementation of its mandate on the prevention of corruption and would hold at least two meetings prior to the following session of the Conference.

In its resolution 6/6, entitled “Follow-up to the Marrakech declaration on the prevention of corruption”, the Conference noted with appreciation the achievements of the Open-ended Intergovernmental Working Group on the Prevention of Corruption in facilitating the sharing of information between States parties on their initiatives and good practices related to the topics considered by the Group at its meetings held in Vienna from 8 to 10 September 2014 and from 31 August to 2 September 2015, and encouraged States parties to continue to share with the Secretariat new and updated

information and good practices on their implementation of chapter II of the Convention.

Pursuant to Conference resolutions 3/2, 4/3 and 5/4, the Working Group has held eight meetings. At its seventh and eighth meetings, held in Vienna from 22 to 24 August 2016 and from 21 to 23 August 2017, respectively, the Working Group discussed the following topics: the use of information and communications technologies to implement the Convention; integrity in sports; education in schools and universities on anti-corruption efforts; and integrity in criminal justice institutions. The Conference may wish to consider the discussions and recommendations made by the Working Group at those meetings, which are contained in the reports of the Secretariat (see [CAC/COSP/WG.4/2016/5](#) and [CAC/COSP/WG.4/2017/4](#)).

In its resolution 6/6, the Conference underlined the importance of building legislative and institutional frameworks and capacities consistent with the requirements of chapter II of the Convention. More specifically, the Conference called upon States parties, inter alia, to do the following: reinforce the effective implementation of the preventive measures outlined in chapter II of the Convention; ensure that anti-corruption bodies established in line with the Convention have the necessary independence and resources to carry out their functions effectively; take measures to enhance integrity, transparency, accountability and the rule of law in public administration, including through the promotion of effective public service delivery and the establishment of measures and systems to facilitate the reporting of incidents that may be considered to constitute offences established in accordance with the Convention; strengthen integrity across their criminal justice systems; also strengthen measures to prevent corruption in the public procurement process and the management of public finances, as well as ensure adequate access to information and promote the involvement of the private sector in the prevention of corruption; promote training and education in the prevention of corruption at all levels of the public sector and to work with the private sector in this field. Additionally, the Conference requested the Secretariat, inter alia, to continue in the performance of its functions as an international observatory, gathering information on good practices in preventing corruption; to provide technical assistance to States parties, upon request, with a view to advancing the implementation of chapter II, including in the form of tailored assistance for participation in the review process for chapter II.

In its resolution 6/5, entitled “St. Petersburg statement on promoting public-private partnership in the prevention of and fight against corruption”, the Conference called upon States to foster public-private partnership in the prevention of corruption.

In its resolution 6/7, entitled “Promoting the use of information and communications technologies for the implementation of the United Nations Convention against Corruption”, the Conference called upon States parties to continue developing and promoting the use of information and communications technologies to prevent corruption. In addition, in its resolution 6/8, entitled “Prevention of corruption by promoting transparent, accountable and efficient public service delivery through the application of best practices and technological innovations”, the Conference encouraged States parties to share best practices and transfer knowledge on the application of technological innovations and electronic services in public service delivery.

In its resolution 6/9, entitled “Strengthening the implementation of the United Nations Convention against Corruption in small island developing States”, the Conference encouraged States parties and other interested donors to support the implementation of anti-corruption reforms in small island developing States, including the priorities and reforms identified in the Mauritius Communiqué.

In its resolution 6/10, entitled “Education and training in the context of anti-corruption”, the Conference requested States parties to further strengthen their efforts to support anti-corruption education and raise public awareness of corruption



and its negative impact on society through education programmes involving all relevant stakeholders.

### **Documentation**

Report of the Secretariat on the status of implementation of Conference resolution 6/6, entitled “Follow-up to the Marrakech declaration on the prevention of corruption” ([CAC/COSP/2017/4](#))

Report of the Secretariat on the status of implementation of Conference resolution 6/9, entitled “Strengthening the implementation of the United Nations Convention against Corruption in small island developing States” ([CAC/COSP/2017/9](#))

Report on the meeting of the Open-ended Intergovernmental Working Group on the Prevention of Corruption held in Vienna from 22 to 24 August 2016 ([CAC/COSP/WG.4/2016/5](#))

Report on the meeting of the Open-ended Intergovernmental Working Group on the Prevention of Corruption held in Vienna from 21 to 23 August 2017 ([CAC/COSP/WG.4/2017/4](#))

## **5. Asset recovery**

Asset recovery has been an issue of high priority for the Conference since its first session. In its resolution 1/4, the Conference decided to establish an interim open-ended intergovernmental working group to advise and assist it in the implementation of its mandate on the return of proceeds of corruption.

The Open-ended Intergovernmental Working Group on Asset Recovery was mandated to assist the Conference in, inter alia, developing cumulative knowledge in the area of asset recovery, encouraging cooperation, facilitating exchange of information and identifying the capacity-building needs of States parties in that area.

In its resolution 2/3, the Conference decided that the Working Group should continue its work with a view to identifying ways and means of translating into concrete action the recommendations of its first meeting, held on 27 and 28 August 2007. In its resolutions 3/3, 4/4, 5/3, 6/2 and 6/3, the Conference renewed the mandate of the Working Group and decided that it should continue its work of advising and assisting the Conference in the implementation of its mandate on the return of the proceeds of corruption, and that it should also submit reports on its activities to the Conference. Pursuant to resolution 6/2 and 6/3, two meetings of the Working Group were held in Vienna, on 25 and 26 August 2016 and on 24 and 25 August 2017.

The Conference may wish to devote attention to the debates within the Working Group and the outcome of its meetings. In resolution 6/2, the Conference directed the Open-ended Intergovernmental Working Group on Asset Recovery to initiate the process of identifying best practices for identifying victims of corruption and the parameters for compensation, and to also initiate the process of identifying best practices and developing guidelines for the proactive and timely sharing of information to enable States parties to take appropriate action, in accordance with article 56 of the Convention. The Conference also directed the Working Group to collect information, with the support of the Secretariat, regarding States parties’ use of settlements and other alternative mechanisms and analyse the factors that influence the difference between the amounts realized in settlements and other alternative legal mechanisms and the amounts returned to affected States, with a view to considering the feasibility of developing guidelines to facilitate a more coordinated and transparent approach for cooperation among affected States parties and effective return. Furthermore, the Conference directed the Working Group to report its findings on each of these matters to the Conference at its seventh session. The Working Group held thematic debates on each of these topics. It also held discussions on advancing practical aspects of asset recovery, including challenges and good practices, as well as on updates on and

developments relating to the thematic discussions, and on capacity-building and technical assistance.

### **Documentation**

Progress report on the implementation of the mandates of the Working Group on Asset Recovery ([CAC/COSP/2017/6](#))

Note by the Secretariat on identifying victims of corruption, spontaneous sharing of information and the use of settlements and other alternative mechanisms ([CAC/COSP/2017/8](#))

Thematic report prepared by the Secretariat on the implementation of Chapter V (Asset recovery) of the United Nations Convention against Corruption ([CAC/COSP/2017/CRP.4](#))

Report on the meeting of the Open-ended Intergovernmental Working Group on Asset Recovery held in Vienna on 25 and 26 August 2016 ([CAC/COSP/WG.2/2016/4](#))

Report on the meeting of the Open-ended Intergovernmental Working Group on Asset Recovery held in Vienna on 24 and 25 August 2017 ([CAC/COSP/WG.2/2017/4](#))

## **6. International cooperation**

At its fourth session, the Conference adopted resolution 4/2, entitled “Convening of open-ended intergovernmental expert meetings to enhance international cooperation”. In that resolution, the Conference decided to convene open-ended intergovernmental expert meetings on international cooperation to advise and assist it with respect to extradition and mutual legal assistance.

In the same resolution, the Conference decided that the expert meetings should perform the following functions: (a) assist it in developing cumulative knowledge in the area of international cooperation; (b) assist it in encouraging cooperation among relevant existing bilateral, regional and multilateral initiatives and contribute to the implementation of the related provisions of the Convention under the guidance of the Conference; (c) facilitate the exchange of experiences among States by identifying challenges and disseminating information on good practices to be followed in order to strengthen capacities at the national level; (d) build confidence and encourage cooperation between requesting and requested States by bringing together relevant competent authorities, anti-corruption bodies and practitioners involved in mutual legal assistance and extradition; and (e) assist the Conference in identifying the capacity-building needs of States.

In its resolution 6/4, the Conference invited Member States to continue to provide to the Secretariat information on civil and administrative proceedings relating to corruption, when feasible and on a voluntary basis, in order to identify the scope of assistance that could be provided in relation to such proceedings, as well as to provide information about good practices and tools relevant to the implementation of article 53 of the Convention, and requested the Secretariat to continue collecting and disseminating such information by, inter alia, reporting to the Conference and its relevant subsidiary bodies, including by providing suggestions regarding technical assistance needs and mechanisms to provide such assistance, and developing a study to identify best practices and ways to facilitate cooperation on the matter, subject to the availability of resources.

The fifth meeting of experts convened to enhance international cooperation under the Convention was held in Vienna on 17 and 18 November 2016.

The expert meeting reiterated the importance of States parties providing each other with the greatest possible degree of assistance in the investigation and prosecution of corruption cases, including by using the Convention as a basis for international cooperation and by enhancing the efficiency of such cooperation through the simplification of the relevant procedures, where consistent with domestic law.

The expert meeting recommended that States parties should continue their efforts to use the Convention as a legal basis for extradition and mutual legal assistance. With regard to extradition, in particular, it was also recommended that States parties should conclude treaties in cases where the Convention was not used as a legal basis.

The expert meeting further recommended that States parties should endeavour to keep statistics on the use of the Convention as a legal basis and should, where available, provide information on the use of the Convention as a legal basis for actual cases to the secretariat on a regular basis.

The expert meeting recommended that States parties should continue to share with the secretariat information, where available, on electronic tools and systems used by national authorities for processing assistance requests.

The expert meeting recommended that the secretariat should continue its work on the analysis of technical assistance needs in the area of international cooperation, including on the operations of central authorities and the use of the Convention as a legal basis for cooperation.

The expert meeting highlighted the importance of continuing to update information received from States parties on their central authorities for mutual legal assistance and for extradition, as well as on national focal points on asset recovery, and of including that information in the online directory of competent national authorities under the Convention maintained by the secretariat. It was recommended that the secretariat should explore the possibility of creating a separate section under the online directory of competent national authorities containing information on the requirements and procedures for granting extradition under article 44 of the Convention.

The expert meeting reiterated that, where applicable and on a voluntary basis, States parties should continue to provide the secretariat with information on civil and administrative proceedings relating to corruption, including by informing the secretariat about designated officials or institutions appointed as focal points on the use of civil and administrative proceedings against corruption, including for purposes of international cooperation.

It was recommended that the expert meeting should continue its efforts to further enhance synergies between its work and the work conducted under the framework of the Implementation Review Group, the Working Group on Asset Recovery and the Working Group on International Cooperation established by the Conference of the Parties to the United Nations Convention against Transnational Organized Crime.

The sixth meeting of experts convened to enhance international cooperation under the Convention will be opened on 6 November 2017, at 3 p.m., on the margins of the seventh session of the Conference.

### **Documentation**

Note by the Secretariat on international cooperation in civil and administrative proceedings for the detection of offences established in accordance with the United Nations Convention against Corruption ([CAC/COSP/2017/2](#))

Report of the fifth open-ended intergovernmental expert meeting to enhance international cooperation under the United Nations Convention against Corruption, held in Vienna on 17 and 18 November 2016 ([CAC/COSP/EG.1/2016/2](#))

Report prepared by the Secretariat on progress in implementing the mandates of the open-ended intergovernmental expert meetings to enhance international cooperation under the United Nations Convention against Corruption ([CAC/COSP/EG.1/2017/2](#))

## **7. Other matters**

The inclusion of these sub-items does not prejudice the conclusions of discussions of the agendas of future sessions of the Conference.

**(a) Implementation of article 63, paragraphs 4 (c) and (d), concerning cooperation with relevant international and regional organizations and mechanisms and non-governmental organizations; as well as appropriate use of relevant information produced by other international and regional mechanisms for combating and preventing corruption, in order to avoid unnecessary duplication of work**

The General Assembly, in its resolutions [69/199](#) and [71/208](#), invited the Conference to give due consideration to the implementation of article 63, paragraph 4 (c), of the Convention.

In considering sub-item 7 (a) of the agenda, the Conference may wish to further continue its deliberations on the full implementation of article 63, paragraph 4 (c), which states that the Conference shall agree upon activities, procedures and methods of work to achieve the objectives set forth in paragraph 1 of that article, including by cooperating with relevant international and regional organizations and mechanisms and non-governmental organizations. Furthermore, in its resolution 6/1, the Conference called upon the Secretariat to continue exploring and, where appropriate, enhancing synergies, in coordination and cooperation with the secretariats of other relevant multilateral mechanisms in the field of anti-corruption. The Conference may wish to review progress made in enhancing synergies, in particular with respect to the appropriate use of relevant information produced by other international and regional mechanisms for combating and preventing corruption, in order to avoid unnecessary duplication of work, in line with article 63, paragraph 4 (d), of the Convention.

For its consideration, the Conference will have before it a conference room paper presented to the Implementation Review Group at its eighth session ([CAC/COSP/IRG/2017/CRP.1](#)). Furthermore, secretariats of other relevant multilateral mechanisms as well as interested States parties will be invited to report on their activities in that regard.

**(b) Status of ratification of and notification requirements under the Convention**

In considering sub-item 7 (b) of the agenda, the Conference may wish to review progress made in the further promotion of the ratification of or accession to the Convention, in order to increase the number of parties thereto and thus contribute to universal adherence to the instrument. Information on the status of ratification and notifications of the Convention will be made available in a conference room paper.

With regard to notification requirements under the Convention, the Conference may wish to consider how best to ensure the availability of up-to-date information required in accordance with article 6, paragraph 3; article 23, paragraph 2 (d); article 44, paragraph 6 (a); article 46, paragraphs 13 and 14; article 55, paragraph 5; and article 66, paragraph 4, of the Convention.

For its consideration of the item, the Conference will have before it a conference room paper on the status of ratification of the Convention as at 16 October 2017 ([CAC/COSP/2017/CRP.2](#)) and a conference room paper containing the authorities designated for assistance in prevention, mutual legal assistance and asset recovery as at 16 October 2017 ([CAC/COSP/2017/CRP.3](#)).

**8. Provisional agenda for the eighth session**

The Conference is to consider and approve the provisional agenda for its eighth session, which will be drawn up by the secretariat in consultation with the bureau.

**9. Adoption of the report**

The Conference is to adopt the report on its seventh session, which will be drafted by the Rapporteur.

## Annex

**Proposed organization of work of the seventh session of the  
Conference of the States Parties to the United Nations  
Convention against Corruption, to be held in Vienna from  
6 to 10 November 2017**

<i>Date</i>	<i>Time</i>	<i>Item</i>	<i>Title or description</i>	<i>Title or description</i>
Monday, 6 November	10 a.m.- 1 p.m.	1 (a)	Opening of the session	
		1 (b)	Election of officers	
		1 (c)	Adoption of the agenda and organization of work	
		1 (d)	Participation of observers	
		1 (e)	Adoption of the report of the bureau on credentials	
	3-6 p.m.	1 (f)	General discussion	Experts convened to enhance international cooperation
Tuesday, 7 November	10 a.m.- 1 p.m.	1 (f)	General discussion ( <i>continued</i> )	Experts convened to enhance international cooperation ( <i>continued</i> )
	3-6 p.m.	4	Prevention	Resumed eighth session of the Implementation Review Group
Wednesday, 8 November	10 a.m.- 1 p.m.	5 and 6	Asset recovery; and international cooperation	Resumed eighth session of the Implementation Review Group ( <i>continued</i> )
	3-6 p.m.	2 and 3	Review of implementation of the United Nations Convention against Corruption; technical assistance	Informal consultations
Thursday, 9 November	10 a.m.- 1 p.m.	2 and 3	Review of implementation of the United Nations Convention against Corruption; technical assistance ( <i>continued</i> )	Informal consultations
	3-6 p.m.	7 (a)	Other matters	Informal consultations
Friday, 10 November	10 a.m.- 1 p.m.	7 (a) and (b)	Other matters ( <i>continued</i> )	Informal consultations
	3-6 p.m.	2, 3, 4, 5 and 6	Consideration and adoption of resolutions and decisions	
		8	Provisional agenda for the eighth session	
		9	Consideration and adoption of the report	