



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

Distr.: Limited  
3 November 2017

Original: English

## Seventh session

Vienna, 6–10 November 2017

Item 4 of the provisional agenda\*

## Prevention

### Morocco: draft resolution

#### Follow-up to the Marrakech declaration on the prevention of corruption

*The Conference of the States Parties to the United Nations Convention against Corruption,*

*Concerned* about the seriousness of the threats that corruption poses to the stability of societies by eroding the legitimacy and effectiveness of key public institutions and values of democracy and by jeopardizing sustainable development and the rule of law,

*Highlighting* the importance of the United Nations Convention against Corruption<sup>1</sup> and the prominence it has given to the prevention of corruption as part of a comprehensive approach to fighting corruption by having its entire chapter II devoted to measures to prevent corruption,

*Reaffirming* its resolution 6/1 of 6 November 2015, in which it launched the second cycle of the Mechanism for the Review of Implementation of the United Nations Convention against Corruption, including, inter alia, the review of chapter II (Preventive measures),

*Underlining*, in view of the ongoing review of the implementation of chapter II of the Convention during the second cycle of the Implementation Review Mechanism, the importance of building legislative and institutional frameworks and capacities consistent with the requirements of that chapter,

*Recalling* its resolution 5/6 of 29 November 2013, entitled “Private sector” and resolution 6/5 of 6 November 2015, entitled “St. Petersburg statement on promoting public-private partnership in the prevention of and fight against corruption”,

*Welcoming* the progress made by States parties and the Secretariat in the implementation of Conference resolutions 5/4 of 29 November 2013 and 6/6 of 6 November 2015, entitled “Follow-up to the Marrakech declaration on the prevention of corruption”, and underlining the need to maintain efforts in that regard,

*Acknowledging* the crucial importance of technical assistance, in particular to developing countries, in strengthening structural, institutional and human capacity

\* [CAC/COSP/2017/1](#).

<sup>1</sup> United Nations, *Treaty Series*, vol. 2349, No. 42146.



and thereby facilitating implementation of the provisions of chapter II of the Convention,

1. *Encourages* States parties to promote universal adherence to the United Nations Convention against Corruption,<sup>1</sup> and urges all States that have not yet done so to consider ratifying or acceding to the Convention as soon as possible;

2. *Calls upon* States parties to continue and to reinforce the effective implementation of the preventive measures outlined in chapter II of the Convention and in the resolutions of the Conference of the States Parties;

3. *Welcomes* the ongoing efforts 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 relating to the topics considered at the meetings of the Working Group held in Vienna from 22 to 24 August 2016 and from 21 to 23 August 2017;

4. *Underlines* the importance of the conclusions and recommendations of the Working Group at the above-mentioned meetings, and encourages States parties to implement them as appropriate;

5. *Decides* that the Working Group should continue its work to advise and assist the Conference in the implementation of its mandate on the prevention of corruption and should hold at least two meetings prior to the eighth session of the Conference;

6. *Welcomes* the commitment made and efforts undertaken by States parties to provide information on good practices in preventing corruption that is gathered, systematized and disseminated by the Secretariat in the performance of its functions as an international observatory, requests States parties to continue sharing information, and requests the Secretariat, subject to the availability of extrabudgetary resources, to continue its work as an international observatory, including by updating the thematic website of the Working Group with relevant information;

7. *Highlights* the importance of the Secretariat continuing its work in accordance with the agreed terms of reference of the Implementation Review Mechanism as more reviews are finalized, on the preparation of thematic reports on the implementation of chapter II of the Convention against Corruption, as well as supplementary regional addenda;

8. *Encourages* States parties to develop or revise, where appropriate and in conformity with their national legal systems, national anti-corruption strategies and/or action plans addressing, inter alia, the needs identified during their country reviews, and to promote such strategies and/or action plans as a tool for country-led and country-based, integrated and coordinated technical assistance programming and delivery;

9. *Calls upon* States parties to take measures to enhance integrity, transparency, accountability and the rule of law in public administration, under the fundamental principles of their legal systems, including through the promotion of effective public service delivery, the use of information and communication technologies 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;

10. *Also calls upon* States parties to strengthen integrity across the entire criminal justice system, as called for in paragraph 5 (d) of the Doha Declaration on Integrating Crime Prevention and Criminal Justice into the Wider United Nations Agenda to Address Social and Economic Challenges and to Promote the Rule of Law at the National and International Levels, and Public Participation,<sup>2</sup> while bearing in mind the independence of the judiciary, and notes with appreciation the assistance provided by the United Nations Office on Drugs and Crime to States parties, upon

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<sup>2</sup> General Assembly resolution [70/174](#), annex.

request, to strengthen integrity and anti-corruption measures in institutions of the criminal justice system;

11. *Further calls upon* States parties to strengthen measures to prevent corruption in the public procurement process and the management of public finances, as well as to ensure adequate access to information, and to promote, as appropriate, the involvement of the private sector in the prevention of corruption;

12. *Calls upon* States parties to use the Convention as a framework for the development of tailored anti-corruption safeguards, including in specific vulnerable areas, and requests the Secretariat to assist States parties in doing so, upon request and subject to the availability of extrabudgetary resources;

13. *Reiterates* the importance of efforts by States parties to take, consistent with article 12 of the Convention and in accordance with the fundamental principles of their domestic law, comprehensive measures to prevent and combat corruption involving the private sector, and requests the Secretariat to continue to assist States parties, upon request, in those efforts;

14. *Encourages* States parties, with the assistance of the Secretariat and in collaboration with relevant regional and international organizations, where appropriate, to continue strengthening public-private partnerships in the prevention of and the fight against corruption by, inter alia, facilitating the adoption of domestic legislation or regulations implementing article 12 of the Convention, organizing opportunities for the exchange of relevant experience and good practices in this field, and raising awareness of the principles of the Convention within the private sector;

15. *Welcomes* the work of the United Nations Office on Drugs and Crime under its Global Programme for the Implementation of the Doha Declaration, supported by Qatar, on judicial integrity and education through its Education for Justice initiative, and requests the Office to continue, in close consultations with States parties, its efforts to promote education on the rule of law, anti-corruption and crime prevention and criminal justice in collaboration with other international organizations, as well as with other relevant partners;

16. *Requests* States parties to promote training and education in the prevention of corruption, welcomes the achievements made under the Anti-Corruption Academic Initiative, and requests the United Nations Office on Drugs and Crime to continue, in cooperation with relevant partners, such as the International Anti-Corruption Academy, to develop comprehensive academic and other educational materials in the field of anti-corruption for universities and other institutions and to support States parties in this field;

17. *Requests* the United Nations Office on Drugs and Crime to continue to provide and develop capacity-building initiatives, including new knowledge products and technical tools, upon request and subject to extrabudgetary resources, on measures to prevent corruption, to identify comparative good practices and to facilitate the exchange of expertise and lessons learned among States parties;

18. *Recognizes* the importance of including the prevention of corruption in the broader development agenda, including through the implementation of Sustainable Development Goal 16 and other relevant goals of Transforming our world: the 2030 Agenda for Sustainable Development,<sup>3</sup> and through other initiatives aimed at strengthening the coordination and exchange of such information with development partners;

19. *Requests* the Secretariat to continue, in close cooperation with multilateral and bilateral assistance providers, to provide technical assistance to States parties, particularly developing countries, upon request and subject to extrabudgetary resources, with a view to advancing the implementation of chapter II of the

<sup>3</sup> Assembly resolution 70/1.

Convention, including in the form of tailored assistance for participation in the review process for chapter II;

20. *Notes* that a large number of States parties have informed the Secretary-General of the designation of competent authorities that may assist other States parties in developing and implementing specific measures for the prevention of corruption, as required under article 6, paragraph 3, of the Convention, and calls upon States parties that have not yet done so to provide that information and to update existing information as necessary;

21. *Underlines* the importance of providing the United Nations Office on Drugs and Crime with sufficient and adequate funding to be able to respond to the increasing demand for its services, and encourages Member States to make adequate voluntary contributions to the account referred to in article 62 of the Convention, operated within the United Nations Crime Prevention and Criminal Justice Fund,<sup>4</sup> for the provision to developing countries and countries with economies in transition of the technical assistance that they may require to improve their capacities to implement chapter II of the Convention;

22. *Requests* the Secretariat to report on the implementation of the present resolution to the Working Group on the Prevention of Corruption at its intersessional meetings and to the Conference at its eighth session;

23. *Invites* States parties and other donors to provide extrabudgetary resources for the purposes identified in the present resolution, in accordance with the rules and procedures of the United Nations.

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<sup>4</sup> See General Assembly resolution [58/4](#).