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Effective measures to combat transnational organized crime

International cooperation against terrorism and links between terrorism and other criminal activities in the context of the work of the United Nations Office on Drugs and Crime

Corruption: threats and trends in the twenty-first century

Economic and financial crimes: challenges to sustainable development

Making standards work: fifty years of standard-setting in crime prevention and criminal justice

Preliminary text of the draft Bangkok Declaration on Crime and Justice, Synergies and Responses: Strategic Alliances in Crime Prevention and Criminal Justice**

Note by the Secretariat

Addendum

Contents

	<i>Page</i>
I. Introduction	3
II. Comments received from Governments	3
Brazil	3
Canada	4

* A/CONF.203/1.

** The present document reflects comments received recently from Governments.



Egypt	6
El Salvador	6
Finland	7
France	8
Holy See	8
Japan	9
Lichtenstein	10
Morocco	11
Nigeria	12
Norway	12
Peru	13
Spain	13
Sweden	14
Syrian Arab Republic	15
Turkey	16
United States of America	17

I. Introduction

At its intersessional meeting on 1 March 2005, the Commission on Crime Prevention and Criminal Justice had before it comments on the preliminary text of the draft Bangkok declaration that had been received from Governments as at that date. At that meeting, the Commission agreed that those comments should be compiled and distributed to Member States as a document of the Eleventh United Nations Congress on Crime Prevention and Criminal Justice together with the preliminary draft of the declaration (A/CONF.203/16). At the same meeting, the Commission decided that comments received after that date should also be made available to the Eleventh Congress. The present addendum is submitted pursuant to that decision.

II. Comments received from Governments

Brazil

[Original: English]

Fifth preambular paragraph

1. In the second line, replace the words “and the links between the two” with “and the possible links that may exist between the two in certain countries”, since there are countries, such as Brazil, where such links do not exist.

Sixth preambular paragraph

2. Delete the words “preventing the indiscriminate targeting of different religions and cultures”.

Operative paragraphs 2 and 4

3. Replace the words “crime and terrorism” with “criminal activities”. It does not make sense to single out terrorism among other crimes in this general part of the document, since there is a whole chapter devoted to terrorism later in the declaration.

Operative paragraph 5

4. Brazil prefers the expression “democratic governance” to “[good governance][proper management of public affairs and public property]”. This expression was adopted during the Summit of the Americas.

Operative paragraph 6

5. Brazil believes that civil society plays a significant role in the denunciation of cases of corruption. For this reason, it supports the maintenance of paragraph 6.

Operative paragraph 8

6. Mention of the 12 international instruments against terrorism should be deleted from this paragraph since it is already included in paragraph 16.

Operative paragraph 15

7. The first line should read “We undertake to strengthen international cooperation, including mechanisms for rendering and expediting mutual legal assistance, in order to create ...”.

Operative paragraph 16

8. Paragraph 16 should mention the need to avoid duplication of efforts between the United Nations Office on Drug Control (UNODC) and the Counter-Terrorism Committee of the Security Council in activities of assistance to Member States in relation to the implementation of the international instruments on terrorism.

9. In the last line, the words “the provision of technical assistance to developing countries and countries with economies in transition, upon request” should be replaced with “assistance to countries, upon request, in building capacity to strengthen international cooperation, including mutual legal assistance, for the purpose of recovery and confiscation of assets”.

Operative paragraph 19

10. The words “are essential to the prevention and control of corruption” should be replaced with “are essential to the prevention of corruption, including, inter alia, effective measures for its detection, investigation and punishment”.

Canada

[Original: English]

Sixth preambular paragraph

1. It is important to use the agreed language from Security Council resolution 1566 (2004) of 8 October 2004 and General Assembly resolution 59/46 of 2 December 2004. Accordingly, the current last two lines of the paragraph, which read “in accordance with the Charter of the United Nations and international law”, should be replaced with “, reaffirming that States must ensure that any measure taken to combat terrorism complies with all their obligations under international law and should adopt such measures in accordance with international law, in particular international human rights, refugee and humanitarian law, and reaffirming that no terrorist act can be justified in any circumstances”.

Operative paragraph 4

2. To better reflect that sharing of intelligence may not always be appropriate or possible, and that other measures could also be used, the following amendments are suggested: in the second line, the words “inter alia” should be inserted before “by collecting and sharing”, followed by “, as appropriate,” before “information on crime and terrorism and effective countermeasures”.

New operative paragraph 4 bis

3. An operative paragraph should be reintroduced in the text that reflects the need for a balanced approach to the fight against crime:

“[...] We emphasize the importance of a balanced approach to reducing crime and victimization, including through effective development of crime prevention policies and strategies.”

Operative paragraph 5

4. Canada remains firmly of the view that the reference to “good governance” should be retained. If useful, it would also support the following reformulation: after the words “the rule of law and good governance are critical to the creation of an environment for successfully tackling crime” the following words should be inserted “and that effective crime prevention and criminal justice measures are required to support good governance and the rule of law”. After the words “We are committed to the” the word “coordinated” should be inserted.

Operative paragraph 6

5. Canada is strongly of the view that this paragraph should be retained.

Operative paragraph 9

6. The threat is not just related to “organized” crime. The following formulation is suggested: after the words “are particularly vulnerable to” the following words should be inserted “crime, and in particular organized crime and corruption,” and after the word “; therefore,” the words “in order to promote sustained rule of law and justice” should be replaced with “in order to establish, strengthen or maintain the rule of law and deliver justice”.

Operative paragraph 15

7. This paragraph should deal with crime in general as opposed to organized crime and should preferably be included in the first part of the declaration.

8. The word “conducive” before “to the fight against” should be deleted, as well as the word “organized” afterwards. The words “that is conducive to” should be inserted before “promoting growth ... and unemployment”, as well as the word “including” afterwards. The last line should read “effective and balanced development of crime prevention policies and strategies” instead of “effective and balanced development strategies and crime prevention policies”.

Operative paragraph 23

9. This paragraph should be separated into two, one for each of the two sentences.

10. The words “as appropriate” in the first sentence should be removed. In the last part of the second sentence, after “taking into account”, the words “best practices at the international level” should be replaced with “existing United Nations norms and standards, as well as best practices at the national and international levels”.

New operative paragraph

11. Canada proposes the addition of a new paragraph on crime prevention strategies:

“[...] We reaffirm our commitment, consistent with the Guidelines for the Prevention of Crime and in recognition of the sound evidence that crime and victimization levels can be significantly reduced, to the development and implementation of effective crime prevention strategies in partnership with civil society that are adapted to local circumstances, place particular emphasis on vulnerable populations and areas with high crime rates, include capacity-building and technical assistance to strengthen institutions and communities and foster social inclusion and participation.”

Egypt

[Original: English]

Operative paragraph 3

1. In the first line, replace the word “invite” with the word “urge”.

Operative paragraph 7

2. In the first line, replace the word “prevention” with the word “preventive”.

Operative paragraph 10

3. The original paragraph should be replaced with the following:

“10. With regard to the increased involvement of organized criminal groups in theft of and trafficking in cultural property and illicit trafficking in protected species of wild flora and fauna, we emphasize the importance for States of protecting and preserving their cultural heritage in accordance with the Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property, adopted by the United Nations Educational, Scientific and Cultural Organization on 14 November 1970, and other relevant instruments such as the Convention for the Protection of Cultural Property in the Event of Armed Conflict of 1954 and the Protocols thereto and the Unidroit Convention on Stolen or Illegally Exported Cultural Objects of 1955.”

El Salvador

[Original: Spanish]

Operative paragraph 6

1. The words “contributing to” should be inserted after the words “we recognize the important role that civil society has to play in”. The words “in accordance with the various international instruments” should be added at the end of the first sentence.
2. The second sentence should be deleted.
3. The above changes to paragraph 6 are necessary in order to emphasize that civil society has an important role in contributing to the fight against crime, but responsibility for actually fighting crime lies with the relevant authorities, which must do so within a legal framework. For the same reason, it would be appropriate to delete the second sentence of paragraph 6 or, failing that, to replace the word “*alentaremos*” in the Spanish text by a more neutral word, such as “*animaremos*”.

Operative paragraph 12

4. El Salvador suggests the inclusion of a sentence urging authorities to provide the necessary cooperation in the form of legal assistance.

Operative paragraph 13

5. El Salvador suggests the inclusion of a sentence urging authorities to provide the necessary cooperation to assist countries that have not yet developed a legal framework in that area.

Finland

[Original: English]

1. Since Finland has had an opportunity to comment on the substantive issues in the draft declaration, at this stage Finland presents only the stylistic comments below.

Sixth preambular paragraph

2. This paragraph refers to dialogue among civilizations. The question might be raised as to whether the modern world can be seen to have several distinct civilizations or whether we are not all members of the same putative (and amorphous) civilization. The reference could simply be to “enhanced dialogue” without needing to refer to “enhancing dialogue among civilizations”.

Operative paragraphs 2 and 8

3. There is needless repetition in paragraphs 2 and 8: both make the point that implementation of the key international instruments against crime and terrorism should be in compliance “with international law, in particular international human rights, refugee and humanitarian law”. One of these references should be deleted.

Operative paragraphs 3, 8 and 16

4. There are a total of three references to the 12 international instruments against terrorism. Consideration should be given to deleting some of these references as unnecessary. At the very least, the formulation should be the same in each case.
5. Both paragraph 8 and paragraph 16 urge States that have not yet done so to become a party to the 12 instruments just referred to. For this reason, the first sentence in paragraph 16 is unnecessary. Moreover, since the remainder of paragraph 16 deals with technical assistance, it could be combined with paragraph 3, thus eliminating the need for a separate paragraph 16 entirely.

Operative paragraphs 5 and 19

6. Both paragraph 5 (currently in square brackets) and paragraph 19 affirm commitment to the rule of law and proper management of public affairs. Paragraph 5 is more general and paragraph 19 refers specifically to corruption. Consideration should be given to deleting the second reference. At the very least, the formulation should be the same in both cases.

Operative paragraph 11

7. Paragraph 11 calls both for “urgent measures to ... combat” kidnapping and “the creation of practical mechanisms for countering” kidnapping. This is essentially tautology: combating and countering crime are essentially the same activities. (If the intention is to refer separately to prevention and to response, this should be clarified.)

France

[Original: French]

Operative paragraph 3

Paragraph 3 should read as follows:

“3. We invite donor countries and financing institutions to continue to make adequate regular voluntary contributions for the provision of technical assistance to developing countries and countries with economies in transition in order to help them build capacity to prevent and tackle crime in all its forms and apply the United Nations standards and norms and, in particular, to facilitate their becoming parties to and implementing the United Nations Convention against Transnational Organized Crime and the Protocols thereto, the United Nations Convention against Corruption and the twelve United Nations international instruments against terrorism.”

New operative paragraph 21 bis

“[...] We are conscious of the crucial importance of tackling document fraud in order to curb organized crime and terrorism. We shall seek to improve international coordination efforts to combat fraudulent documents and encourage the adoption of relevant national legislation.”

Holy See

[Original: English]

Operative paragraph 5

1. The text of the paragraph should be taken out of square brackets and accepted, since all of the points contained in it are important.

Operative paragraphs 8 and 16

2. The first sentence should be deleted, since it is already contained in paragraph 8. Paragraph 16 could therefore read:

“We express our support for multilateral and bilateral programmes and for the activities of relevant United Nations bodies, including the United Nations Office for Drugs and Crime, to provide technical assistance to developing countries and countries with economies in transition, upon request, in order to enhance the capacity of States to become parties to and implement the twelve international instruments against terrorism as soon as possible.”

Operative paragraph 14

3. The text should be made stronger. This can be accomplished by a simple reordering of the sentences. The paragraph should read:

“We commit ourselves to creating and strengthening, as needed, the appropriate legal and financial framework to provide support to victims, recognizing the importance of giving protection to witnesses and victims of crime, especially women, children and migrants who are victims of human trafficking.”

Japan

[Original: English]

General comments

1. As this declaration is a political declaration and is not legally binding, it is important to avoid using words such as “shall” or “undertake”. Instead, “will endeavour” or “will work to” should be employed.

2. The idea expressed in paragraph 9 of the Vienna Declaration on Crime and Criminal Justice: Meeting the Challenges of the Twenty-first Century (General Assembly resolution 55/59, annex) should be included in this declaration.

Operative paragraphs 2, 3 and 8

3. Paragraph 8 should come between paragraph 2 and paragraph 3, because paragraph 3 requests States to make voluntary contributions for technical assistance, including capacity-building, based on paragraph 2, which concerns the enhancement of each country’s capability to extend international cooperation. However, such kinds of technical cooperation should be extended to countries that need this kind of assistance only after those countries have taken initiatives on their own towards the ratification and implementation of the relevant international instruments.

4. In moving paragraph 8, it would also be desirable to delete the third sentence of paragraph 2, because there is similar wording in the latter part of paragraph 8.

Operative paragraph 9

5. Japan would like to know more about specific measures that have been implemented or are planned with regard to coordination between the Department of Peacekeeping Operations and UNODC. Japan is not opposed to the idea of coordination per se; however, the present wording is misleading in that the Department of Peacekeeping Operations is not necessarily the primary organization responsible for taking measures in post-conflict countries.

Operative paragraph 10

6. According to Japan’s understanding, the United Nations Environment Programme has not undertaken the activities stated in paragraph 10. The secretariat of the Convention on International Trade in Endangered Species of Fauna and Flora, however, has. Therefore, the latter should replace the Programme in this list of appropriate organizations.

Operative paragraph 21

7. The words “develop appropriate” should be replaced with “further strengthen” because money-laundering measures have already been taken in forums such as the Financial Action Task Force on Money Laundering.

Operative paragraph 22

8. The word “especially” should be deleted, because financial contributions and technical assistance for developing countries to fight economic and financial crimes only fall under capacity-building and not any other area.

Liechtenstein

[Original: English]

1. Liechtenstein understands that the current draft should serve as a point of departure for consideration at the Eleventh Congress, taking into account the consultations already held. In this sense, the following remarks are intended to streamline the text where there seems to be duplication and to propose some alternative wording where the working group could not reach an agreement yet. If the draft declaration is amended by the inclusion of new ideas that are not reflected in the current draft, Liechtenstein would obviously have to reserve its position.

Operative paragraph 5

2. Paragraph 5 should be replaced with the following version:

“5. We are convinced that the rule of law and good governance are prerequisites for creating and sustaining an environment that successfully tackles crime. We are committed to the development and maintenance of fair and efficient criminal justice institutions and to the consideration of effective measures designed to prevent crime, in particular at the local level.”

Operative paragraph 6

3. Paragraph 6 could read as follows:

“6. We recognize the important role of the support and involvement of individuals and groups outside the public sector, such as civil society, non-governmental organizations and community-based organizations in the prevention of and the fight against crime in its various aspects. We shall encourage measures to strengthen that role.”

Operative paragraph 13

4. Paragraph 13 should become paragraph 12.

Operative paragraph 21

5. Paragraph 21 should become paragraph 13 and be amended by incorporating text from current paragraph 12, which would no longer be necessary.

Operative paragraph 22

6. Paragraph 22 should then become paragraph 14.
7. That part of the declaration would then read as follows:

“12. We note that, in an age of globalization, information technology and the rapid development of new telecommunication and computer network systems have been accompanied by the abuse of those technologies for criminal purposes. We therefore welcome efforts to enhance and supplement existing cooperation to prevent, investigate and prosecute high-technology and computer-related crime. We recognize the important contribution of the United Nations as well as regional and other international forums in the fight against cybercrime and especially the technical assistance provided to Member States.

“13. We are conscious of the challenges of investigating and prosecuting complex cases involving economic and financial crimes, including money-laundering and including those conducted via, or facilitated by, information technologies, the protection of cultural property and the financing of terrorism. We reaffirm the fundamental importance of implementation of existing instruments and the development of appropriate policies, measures and institutions of national action and international cooperation in the prevention, investigation and prosecution of such crimes.

“14. In order to support the efforts of developing countries in fighting economic and financial crime effectively, we recommend that voluntary contributions and appropriate technical assistance be made available, especially in the area of capacity-building.”

Morocco

[Original: French]

Title of the declaration

1. Morocco proposes that the title agreed by the General Assembly appear as the heading of the draft declaration, as follows: “Synergies and responses: strategic alliances in crime prevention and criminal justice”.

Operative paragraph 2

2. Morocco proposes that the first sentence be deleted, since it is more in the nature of a general statement of principle and should appear in the preamble, if anywhere.

Operative paragraph 8

3. In paragraph 8, Morocco proposes that the words “We urge all States” in the second sentence be replaced with the words “We invite all States”.

Operative paragraph 10

4. Morocco proposes that the words “the Convention on International Trade in Endangered Species of Wild Fauna and Flora” be added after the words “United Nations Environment Programme” and that the first phrase should be deleted. The

paragraph would thus begin: “We recognize the importance of combating trafficking in cultural property ..., bearing in mind ...”.

Operative paragraph 20

5. Morocco proposes that paragraph 20 be worded as follows: “We emphasize the need to adopt measures to facilitate asset recovery ..., being convinced that asset recovery is one of the essential components of the United Nations Convention against Corruption”.

Nigeria

[Original: English]

Operative paragraph 1

1. The words “and commitment” should be added after the word “will”.

Operative paragraph 3

2. The word “invite” in the first line should be replaced with either the word “urge” or “call”. How can those be “invited” who are either signatories or parties to the United Nations Convention against Transnational Organized Crime and the United Nations Convention against Corruption?

Operative paragraph 5

3. There are two phrases in square brackets in operative paragraph 5: [good governance] and [proper management of public affairs and public property]. In principle, Nigeria is not against good governance, but in the context of crime prevention and criminal justice, good governance is inappropriate. Therefore, Nigeria’s preference is for “proper management of public affairs and public property”.

Operative paragraph 6

4. The word “important” in the first sentence should be deleted. In addition, the inclusion of the paragraph is contingent upon resolution of the problem of operative paragraph 5.

Norway

[Original: English]

Operative paragraph 14

1. In 2003 the Government of Norway launched a National Action Plan related to Human Trafficking to meet the challenges related to trafficking, both nationally and globally. For Norway, it is of great importance to establish global norms relating to this issue at the international level.

2. Trafficking has so far been of little risk to those involved because of the relative impunity prevailing in this area of crime. The lack of investigation and subsequent punishment is due to a large extent to the absence of solid witness protection programmes, including social and economic assistance, in exchange for

information from victims on those orchestrating the actual trafficking. Several countries have recognized this and have thus implemented witness protection programmes. The European Union has its own programme in the Balkans and the Norwegian Ministry of Justice is working to implement a similar programme for victims in Norway.

3. The Government of Norway would like to strengthen paragraph 14 by further emphasising the relation between witness protection programmes and effective law enforcement aimed at the organized criminal networks.

4. In this context, an alternative wording to paragraph 14 could be:

“14. We recognize the importance of giving particular attention to the victims of trafficking in human beings as effective law enforcement will depend on their testimony as witnesses. We urge States to establish as appropriate, structures for providing adequate assistance and protection to trafficked persons.”

Peru

[Original: English]

Operative paragraph 2

1. In the first sentence, after “Crime and terrorism” the following words should be inserted “and corruption as an increasingly expanding form of crime”.

2. In the second sentence, the middle part should read: “in the fight against crime, terrorism and corruption at the global, regional and bilateral levels”, instead of “in the fight against crime and terrorism, at the bilateral, multilateral and regional levels”.

3. The fourth sentence should read “In implementing the relevant international instruments against crime, terrorism and corruption, we commit ourselves to strictly comply with international law” instead of “In implementing the relevant international instruments against crime and terrorism, we commit ourselves to comply with international law”.

4. The end of the last sentence should accordingly be changed from “transnational organized crime and terrorism” to “transnational organized crime, terrorism and corruption”.

Operative paragraph 19

5. The words “and avoid impunity” should be added at the end of the paragraph.

Spain

[Original: Spanish]

Operative paragraph 6

1. The first sentence should be amended to read: “We recognize the important role that civil society has to play both in the fight against crime in its various aspects and in combating terrorism.”

Operative paragraph 14

2. The paragraph should be amended to read:

“14. We recognize the importance of giving special attention to the need to protect witnesses and victims of crime, in particular victims of terrorism and organized crime, especially women, children and migrants who are victims of trafficking in persons, and we commit ourselves to strengthening, where needed, the appropriate legal and financial framework to provide support to victims and their families.”

3. The reason for requesting these amendments is that the protection of victims of terrorism, as one of the issues to be taken into account in the fight against terrorism, is becoming a subject of discussion in all international forums and debates. For example, in its resolution 1566 (2004), the Security Council recognized the situation of victims of terrorism by establishing a working group to consider the possibility of establishing an international fund to compensate victims of terrorist acts and their families (para. 10).

Operative paragraph 16

4. In addition, paragraph 16, in its current form, does not mention the role of international and regional organizations in the fight against terrorism and the need for them to coordinate their action, in particular with regard to the provision of technical assistance.

5. In its resolution 1566 (2004), the Security Council calls upon relevant international, regional and subregional organizations to strengthen international cooperation in the fight against terrorism and to intensify their interaction with the United Nations and, in particular, the Counter-Terrorism Committee with a view to facilitating proper implementation of resolution 1373 (2001) of 28 September 2001. Spain therefore considers that a reference to the most relevant Council resolutions, including those mentioned above, should be added to paragraph 16. A further addition should be made to the paragraph highlighting the need to continue strengthening international cooperation and technical assistance through action that is better coordinated among the various international, regional and subregional organizations. Spain is flexible as to the wording to be used to incorporate this idea into paragraph 16.

Sweden

[Original: English]

Operative paragraph 4

1. Sweden would like to add “in accordance with national legislation”, so that the paragraph would read:

“4. We shall seek to improve our response to crime and terrorism nationally and internationally, by collecting and sharing information, in accordance with national legislation, on crime and terrorism and effective countermeasures.”

Operative paragraph 5

2. Sweden would like to see paragraph 5, including "good governance", remain in the declaration so that it would read:

“5. We are convinced that upholding the rule of law and good governance are critical to the creation of an environment for successfully tackling crime. We are committed to the development and maintenance of fair and efficient criminal justice institutions and to the consideration of effective measures to prevent crime, in particular at the local level.”

Operative paragraph 6

3. Sweden would like to see paragraph 6 remain in the declaration.

Operative paragraph 17

4. For paragraph 17, Sweden would like to propose the following wording:

“We stress the importance of striving towards a complete international framework of instruments relevant to the fight against terrorism, such as the Rome Statute of the International Criminal Court, the draft comprehensive convention on international terrorism and the draft international convention for the suppression of acts of nuclear terrorism, and call upon Member States to conclude the ongoing negotiations on these two draft conventions as soon as possible.”

Operative paragraph 19

5. In paragraph 19, Sweden would prefer the phrase “good governance” to “proper management in public affairs and public property”, so would like the paragraph to read:

“We are also convinced that good governance and the rule of law are essential for the prevention and control of corruption. Furthermore, in order to curb corruption, we recognize that it is necessary to promote a culture of integrity in both the public and private sectors.”

Syrian Arab Republic

[Original: Arabic]

General comments

1. With reference to the paragraphs contained in the preamble and the operative part of the draft programme of work of the Eleventh Congress, adopted at the intersessional meeting held on 26 January 2005, and the paragraph on terrorism, the Syrian Arab Republic asserts its position based on its legislation, principles and Arab commitments reflected in the Arab Convention on the Suppression of Terrorism, on the necessity of defining terrorism and differentiating between it and armed national struggle against occupation for the sake of the right of self-determination. The Syrian Arab Republic hopes that the forthcoming Bangkok declaration will include an invitation to the United Nations to convene an international conference to draft a comprehensive international treaty against terrorism, including a definition of terrorism that would differentiate between

terrorism and the legitimate right of peoples to self-determination and armed struggle against occupation, in confirmation of what has been previously stated in General Assembly resolutions that recognize the right of peoples to self-determination, including resolution 1514 (XV) of 14 December 1960.

2. The Syrian Arab Republic asserts the seriousness of trafficking in human organs and the increasing involvement of organized criminal groups in that activity. It therefore invites the Eleventh Congress to include in the Bangkok declaration a recommendation to initiate the negotiation of an additional protocol to the United Nations Convention against Transnational Organized Crime aimed at combating that type of trafficking.

Operative paragraph 5

3. Not applicable to English.

4. The word “further” should be added before “effective measures”.

Operative paragraph 6

5. The Syrian Arab Republic proposes the addition of the words “as compatible with domestic legislation in force” at the end of the paragraph.

Operative paragraph 9

6. The Syrian Arab Republic proposes the addition of the words “and major natural disasters” after “conflict”.

Operative paragraph 13

7. The Syrian Arab Republic proposes the addition of the words “in particular modern technologies provided to Member States according to their requirements” in place of “especially the technical assistance provided to Member States”.

Turkey

[Original: English]

General comments

1. Turkey considers that the declaration should be as concise and clear as possible. Compared with the previous text based on the recommendations of regional group meetings and taking into account the intensive deliberations conducted by the Friends of the Chair, during which various views of different countries were introduced into the draft declaration, Turkey finds that the draft text is satisfactory and meets its prior concern.

2. However, given the increasingly sophisticated activities of organized criminal groups, as well as the threats posed by international terrorism to international peace and security, Turkey believes that transnational organized crime and terrorism should be addressed in separate articles so that effective countermeasures tailored to their different features could be highlighted.

Operative paragraph 5

3. Turkey's preference is for the term "good governance", since it offers a broader concept and better suits the creation of an environment to tackle crime. Moreover, the importance of the second option (proper management of public affairs and public property) for the prevention and control of corruption has already been emphasized in paragraph 19 of the draft declaration.

Operative paragraph 6

4. Turkey attaches great importance to the leading role that civil society can play in the fight against crime and would be in favour of keeping the text. However, measures to strengthen that role would fail to be adequate unless the role was clearly defined. For that reason, Turkey believes that this article should be further elaborated upon.

United States of America

[Original: English]

Third preambular paragraph

1. The word "such" should be inserted after "the previous".

Fifth preambular paragraph

2. The paragraph should start with the words "*Greatly concerned by*", instead of "*Alarmed by*".

Operative paragraph 2

3. The word "also" should be inserted after the first word of the third sentence of operative paragraph 2, which would then read "We also encourage".

Operative paragraph 3

4. The words ", should they choose," should be inserted after "apply the United Nations standards and norms and, in particular, to enable them".

Operative paragraph 5

5. The United States would prefer the term "good governance" to the expression "proper management of public affairs and public property".

6. The last words of the paragraph, namely "in particular at the local level", should be deleted.

Operative paragraph 8

7. The middle part of the second sentence should read "to consider ratifying or acceding to and implementing the provisions of" instead of "to ratify or accede to and implement the provisions of".

Operative paragraph 10

8. At the end of the paragraph, the following language should be added: “in particular, by urging States to consider signing, ratifying and implementing the Convention on International Trade in Endangered Species of Wild Fauna and Flora”.

Operative paragraph 11

9. In the first line of paragraph 11, the words “for ransom” should be inserted after “We note with concern the rise of kidnapping”.

10. In the middle of the paragraph, the words “increasingly to fund” should be inserted after “often committed with the objective of funding criminal organizations and”.

Operative paragraph 14

11. Several additions should be made. After the words “We recognize the importance of giving special attention to the need to protect witnesses and victims of crime, in particular victims of organized crime, especially” the word “men” should be inserted; after “women” the word “and” should be inserted; and after “children” the words “and migrants” should be deleted.

12. The end of the paragraph should read “to provide support and services to victims and prosecute the criminals, human traffickers and enablers of such crimes”.

Operative paragraph 25

13. Perhaps it would be useful to further clarify what is meant by the phrase “children in conflict with the law”.
