



General Assembly

Distr.: Limited
10 October 2002

Original: English

**Ad Hoc Committee for the Negotiation of a
Convention against Corruption**

Third session

Vienna, 30 September-11 October 2002

Agenda item 3

**Consideration of the draft United Nations Convention
against Corruption, with particular emphasis
on articles 1-39**

Revised draft United Nations Convention against Corruption

[Preamble was not taken up during the third session of the Ad Hoc Committee.]

I. General provisions

Article 1

Statement of purpose

The purposes of this Convention are:

(a) To promote [propagate] [encourage] and strengthen measures to prevent [detect] combat [and eradicate] [more efficiently and effectively] corruption [in all its forms] [and criminal acts and other offences related specifically to corruption];

(b) To promote, [encourage] facilitate and support international cooperation in the [prevention of and] fight against corruption, including the return of the proceeds of corruption [to their countries of origin] [to their original sources];

[(c) To promote integrity, ethical conduct [the rule of law, transparency and accountability] and good public and private governance [good management of public affairs].

Article 2

Definitions [Use of terms]

For the purpose of this Convention:

(a) "Public official" shall mean any person holding a [legislative], executive or administrative, judicial [or military] office [in] [of] a State Party, at any level of



its hierarchy, whether appointed or elected, and any other person performing a public function for the State Party, [including for a public agency, public or mixed enterprise, public institution or autonomous body] [as defined in the domestic law of the State Party and as applied in the pertinent area of law of that State Party]. [“Public official” shall also mean any person who enters into contract or is engaged in any way with any State Party for the purpose of carrying out any function, even if he or she does not, according to the law of the contracting State Party or the law of his or her State, enjoy the status of public official or citizen of that State Party.]
