



Conference of the Parties to the United Nations Convention against Transnational Organized Crime

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Open-ended intergovernmental working group on the review of the implementation of the United Nations Convention against Transnational Organized Crime and the Protocols thereto

Vienna, 17-19 May 2011

Agenda item 3

**Terms of reference for the proposed review mechanisms,
guidelines for governmental experts and a blueprint for
the country review reports**

Revised draft indicative thematic distribution of the Organized Crime Convention and the Protocols thereto

1. The allocation of articles was discussed during the second session of the open-ended intergovernmental working group on the review of the implementation of the United Nations Convention against Transnational Organized Crime and the Protocols thereto held from 23 to 26 January 2012. The distribution of thematic areas to be reviewed during the cycles is provided below.

First cycle: proposed allocation of articles to thematic area

2. For the first cycle, the proposed allocation of articles by thematic area is provided below.

Cluster on criminalization and international cooperation: mutual legal assistance and extradition

Art. 5 Convention¹

Criminalization of participation in an organized
criminal group

¹ In conjunction with Art. 2 and Art. 3 Convention.



Art. 6 Convention ²	Criminalization of the laundering of proceeds of crime
Art. 7 Convention	Measures to combat money-laundering
Art. 8 Convention ³	Criminalization of corruption
Art. 9 Convention ⁴	Measures against corruption
Art. 10 Convention ⁵	Liability of legal persons
Art. 12 Convention	Confiscation and seizure
Art. 13 Convention	International cooperation for purposes of confiscation
Art. 14 Convention	Disposal of confiscated proceeds of crime or property
Art. 15 Convention	Jurisdiction
Art. 16 Convention	Extradition
Art. 18 Convention	Mutual legal assistance
Art. 23 Convention ⁶	Criminalization of obstruction of justice
Art. 34 Convention	Implementation of the Convention
Art. 5 Trafficking Protocol	Criminalization
Art. 6 Smuggling Protocol	Criminalization
Art. 5 Firearms Protocol	Criminalization
Art. 8 Firearms Protocol	Marking of firearms
Art. 29 Convention ⁷	Training and technical assistance
Art. 30 Convention ⁸	Other measures: implementation of the Convention through economic development and technical assistance

² In conjunction with Art. 2 and Art. 3 Convention.

³ In conjunction with Art. 2 and Art. 3 Convention. For countries which are not States parties to UNCAC.

⁴ For countries which are not parties to UNCAC.

⁵ In conjunction with Art. 2 and Art. 3 Convention.

⁶ In conjunction with Art. 2 and Art. 3 Convention.

⁷ In conjunction with other articles to be reviewed under this cluster.

⁸ In conjunction with other articles to be reviewed under this cluster.

Second cycle: proposed allocation of articles by thematic area

3. For the second cycle, the proposed indicative allocation of articles by thematic area is provided below.

Cluster on international cooperation and law enforcement

Art. 16 Convention ⁹	Extradition
Art. 17 Convention	Transfer of sentenced persons
Art. 18 Convention ¹⁰	Mutual legal assistance
Art. 19 Convention	Joint investigations
Art. 20 Convention	Special investigative techniques
Art. 21 Convention	Transfer of criminal proceedings
Art. 22 Convention	Establishment of criminal records
Art. 24 Convention	Protection of witnesses
Art. 26 Convention	Measures to enhance cooperation with law enforcement authorities
Art. 27 Convention	Law enforcement cooperation
Art. 28 Convention	Collection, exchange and analysis of information on the nature of organized crime
Art. 10 Trafficking Protocol	Information exchange and training
Art. 11 Trafficking Protocol	Border Measures
Art. 7 Smuggling Protocol	Cooperation
Art. 10 Smuggling Protocol ¹¹	Information
Art. 11 Smuggling Protocol	Border Measures
Art. 17 Smuggling Protocol	Agreements and arrangements
Art. 18 Smuggling Protocol ¹²	Return of smuggled migrants
Art. 6 Firearms Protocol	Confiscation, seizure and disposal
Art. 12 Firearms Protocol	Information
Art. 13 Firearms Protocol	Cooperation

⁹ To update, if needed, within this cycle.

¹⁰ To update, if needed, within this cycle.

¹¹ Art. 10 is also included under international cooperation cluster.

¹² Art. 18 is also included under international cooperation cluster.

Cluster on preventive measures

Cluster on assistance and protection measures

Art. 29 Convention¹³

Training and technical assistance

Art. 30 Convention¹⁴

Other measures: implementation of the Convention through economic development and technical assistance

Third cycle: proposed allocation of articles by thematic area

4. For the third cycle, the proposed indicative clusters by thematic area are provided below.

Cluster on preventive measures

Cluster on assistance and protection measures

Art. 29 Convention¹⁵

Training and technical assistance

Art. 30 Convention¹⁶

Other measures: implementation of the Convention through economic development and technical assistance

¹³ In conjunction with other articles to be reviewed under this cluster.

¹⁴ In conjunction with other articles to be reviewed under this cluster.

¹⁵ In conjunction with other articles to be reviewed under this cluster.

¹⁶ In conjunction with other articles to be reviewed under this cluster.