



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

Distr.: Limited
15 October 2012

Original: English

Sixth session

Vienna, 15-19 October 2012

Agenda item 2 (a)

**Review of the implementation of the United Nations
Convention against Transnational Organized Crime and
the Protocols thereto: United Nations Convention against
Transnational Organized Crime**

China and Russian Federation: draft resolution

Non-governmental organizations and the Mechanism for the Review of the Implementation of the United Nations Convention against Transnational Organized Crime and the Protocols Thereto

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

Recalling its resolution 6/[...], entitled “Mechanism for the Review of the
Implementation of the United Nations Convention against Transnational Organized
Crime and the Protocols thereto”, by which the Conference established the
Mechanism for the Review of the Implementation of the United Nations Convention
against Transnational Organized Crime and the Protocols Thereto and adopted the
terms of reference of the Mechanism,

Bearing in mind that, in accordance with resolution 6/[...], the first review
cycle shall be devoted to reviewing the articles relating to the thematic cluster of
criminalization and international cooperation (mutual legal assistance and
extradition), as well as, in conjunction with those articles, training, technical
assistance and other measures, as identified in annex [IV] to that resolution,

Recalling that, in accordance with paragraph 41 of the terms of reference, the
Palermo Implementation Review Group shall be an open-ended intergovernmental
group of States parties to the United Nations Convention against Transnational
Organized Crime¹ and shall operate under the authority of and report to the
Conference,

¹ United Nations, *Treaty Series*, vol. 2225, No. 39574.



Bearing in mind that, in accordance with paragraph 43 of the terms of reference, the Palermo Group is entrusted to have an overview of the review process in order to identify challenges and good practices and to consider technical assistance requirements in order ensure effective implementation of the Convention and the Protocols thereto² and, on the basis of its deliberations, is to submit recommendations and conclusions to the Conference for its consideration and approval,

Recognizing the need to benefit from contributions by non-governmental organizations to the goals of the review mechanism,

1. *Decides* to apply the following:

(a) In order to promote constructive dialogue with non-governmental organizations dealing with issues relating to the purposes of the United Nations Convention against Transnational Organized Crime and/or the Protocols thereto,³ briefings shall be conducted on the outcomes of the review process, including on technical assistance needs identified;

(b) Such briefings shall be convened on the margins of the sessions of the Palermo Implementation Review Group and be conducted by the secretariat in cooperation with a member of the bureau at the request of the President of the Conference, on the basis of the Palermo Group reports, thematic implementation reports and regional supplementary agendas;

(c) No specific country situation shall be mentioned during such briefings;

(d) The Secretariat shall invite to the briefings relevant non-governmental organizations having consultative status with the Economic and Social Council, as well as other relevant non-governmental organizations, which, in accordance with rule 17, paragraphs 1 and 2, respectively, of the rules of procedure of the Conference, have been admitted to participate as observers in the session of the Conference prior to the briefing;

(e) If there is any objection to the participation of a non-governmental organization, the matter will be referred to the Palermo Group for decision, taking into account, *mutatis mutandis*, rule 17, paragraph 2, of the rules of procedure of the Conference;

(f) Non-governmental organizations wishing to attend a briefing shall confirm their attendance no later than ten days prior to the date of the briefing, at which time they will be allowed to provide comments in writing;

(g) The briefings shall be open to representatives of Member States and intergovernmental organizations;

(h) The secretariat will prepare summaries of the briefings and submit them to the Palermo Group as conference room papers;

(i) Non-governmental organizations are encouraged to report to the Conference and/or the Palermo Group, as appropriate, individually or collectively, on their activities and contributions to the implementation of the recommendations

² Ibid., vols. 2237, 2241 and 2326, No. 39574.

³ Ibid., vols. 2225, 2237, 2241 and 2326, No. 39574.

and conclusions of the Palermo Group and, as appropriate, other mechanisms established by the Conference, especially those recommendations and conclusions related to meeting technical assistance needs and advancing the capacity to effectively implement the Convention and the Protocols thereto;

2. *Requests* States parties and signatories to use the briefings to continue a constructive dialogue on the contribution of non-governmental organizations to the effective implementation of the Convention and Protocols thereto;

3. *Requests* the Palermo Group, at the conclusion of the first review cycle, to evaluate the present resolution, including practical outcomes of its implementation, and, on that basis, to prepare and submit to the Conference a report containing commonly agreed conclusions and recommendations.
