



## General Assembly

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**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**

### **Proposals and contributions received from Governments**

#### **Philippines: amendments to article 25 and proposal of a new article**

##### **Article 25**

###### *Option 4*

###### *Subparagraph (a)*

1. With reference to its proposal contained in option 4 of article 25 (A/AC.261/3/Rev.1 and Corr.1), the delegation of the Philippines proposes to move subparagraph (a) of that option to a new article, 25 bis.

###### *Subparagraph (b)*

2. The delegation of the Philippines is prepared to withdraw its proposal for subparagraph (b) of option 4 and is willing to consider the proposal submitted by Argentina on behalf of the members of the Group of Latin American and Caribbean States (A/AC.261/L.136) and other options under consideration.

##### **New article 25 bis**

3. While similar to unlawful or illicit enrichment, the act being criminalized in article 25 bis is a distinct offence. The new article 25 bis should read as follows:



*“Article 25 bis*

*“Plunder*

“1. Each State party shall adopt such legislative and other measures as may be necessary to establish as a criminal offence, when committed intentionally, the unlawful massive enrichment of a public official by the commission of a combination or a series of criminal acts, or both, in the aggregate amount or of a total value to be determined by each State Party.

“2. Any State Party that has not established ‘plunder’ as an offence shall, in accordance with its domestic legal principles, provide assistance and cooperation with respect to this offence as provided for in this Convention.”

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