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COMMISSION ON HUMAN RIGHTS
Sub-Commission on the Promotion
and Protection of Human Rights
Fifty-fifth session
Agenda item 4

ECONOMIC, SOCIAL AND CULTURAL RIGHTS

**Mr. Alfonso Martínez, Mr. Bengoa, Mr. Chen Shiqiu, Mr. Decaux,
Mr. Dos Santos Alves, Mr. Eide, Mr. Guissé, Ms. Hampson,
Mr. Kartashkin, Ms. Koufa, Ms. Mbonu, Ms. Motoc, Ms. O'Connor,
Mr. Park, Ms. Rakotoarisoa, Mr. Sattar, Mr. Weissbrodt,
Mr. Yimer, Mr. Yokota and Ms. Zerrougui: draft resolution**

2003/... Prevention of corruption

The Sub-Commission on the Promotion and Protection of Human Rights,

Recalling General Assembly resolution 54/204 of 22 December 1999 and subsequent resolutions on the prevention of corrupt practices, the transfer of the proceeds of corruption, and the seizure, confiscation and repatriation of illicit funds,

Recalling also that the General Assembly requested the Ad Hoc Committee for the Negotiation of a Convention against Corruption in developing the draft convention to consider, inter alia, the seizure, confiscation and repatriation of illicit funds,

Noting that the Ad Hoc Committee has held six sessions and that the draft text of the convention against corruption has not yet been finalized,

Sharing the concern repeatedly expressed by the General Assembly at the seriousness of the problems posed by corrupt practices and the transfer of funds of illicit origin for the stability and security of societies, the values of democracy and morality and the social and economic development of societies,

Deeply concerned about the harmful impact of corrupt practices and the transfer of illicit funds on the economic and social as well as civil and political rights of people, including the rights to good governance, economic and social progress, an adequate standard of living, food, education and health care, especially in developing countries,

Taking into account the working paper on corruption and its impact on the full enjoyment of human rights (E/CN.4/Sub.2/2003/18) discussed at the fifty-fifth session of the Sub-Commission,

1. *Recommends* that the convention against corruption provide for strong measures to criminalize corrupt practices, and prevent the transfer of illicit funds and also provide for the seizure, confiscation and repatriation of illicit funds to countries of origin, overcoming obstructions posed by bank secrecy laws in some countries;

2. *Considers* that the process should be expedited with a view to finalizing the convention against corruption as soon as possible.
