



# Eleventh United Nations Congress on Crime Prevention and Criminal Justice

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Items 3, 4, 5, 6 and 7 of the provisional agenda\*

**Effective measures to combat transnational organized crime**

**International cooperation against terrorism and links between terrorism and other criminal activities in the context of the work of the United Nations Office on Drugs and Crime**

**Corruption: threats and trends in the twenty-first century**

**Economic and financial crimes: challenges to sustainable development**

**Making standards work: fifty years of standard-setting in crime prevention and criminal justice**

## **Preliminary text of the draft Bangkok Declaration on Crime and Justice, Synergies and Responses: Strategic Alliances in Crime Prevention and Criminal Justice\*\***

**Note by the Secretariat**

**Addendum**

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\* A/CONF.203/1.

\*\* The present document reflects comments received recently from a Government.



## II. Comments received from Governments

### Azerbaijan

[Original: Russian]

#### *Sixth preambular paragraph*

1. Bearing in mind the importance of drawing the attention of the international community to the fact that the conflict in Nagorny Karabakh remains unresolved and that Azerbaijani lands are under occupation, an addition should be made to the draft Declaration calling for the rapid settlement of existing conflicts with a view to preventing the emergence, in territories where there is ongoing conflict, of lawless areas where conditions are conducive to crime. Wording to that effect could be added to the sixth preambular paragraph or operative paragraph 9 or could be included as a separate new paragraph.

#### *Operative paragraph 2 bis*

2. With regard to international cooperation in the fight against crime, referred to in paragraphs 2 and 12, it is proposed that an addition be made to the text calling for simplification of the procedures mentioned, in particular depoliticization of the procedure for making decisions on the extradition of offenders. To this end, reference could be made to the positive experience of European countries, such as the use of the European arrest warrant, the need to continue efforts to remove potential obstacles to the draft comprehensive convention on international terrorism and the need to extend the convention to other types of serious crime, such as trafficking in persons.

#### *Operative paragraph 6*

3. Bearing in mind the increasingly important role played by civil society in preventing crime and achieving the objectives of justice, an addition should be made to paragraph 6 mentioning the need to involve representatives of civil society and civil associations in active and ongoing dialogue and cooperation with representatives of law enforcement agencies.

#### *Operative paragraph 7*

4. In the first sentence of operative paragraph 7, the words “in particular the prevention of crime among minors” should be added after the words “and control crime”.

#### *Operative paragraph 9 bis*

5. A new paragraph should be added after paragraph 9, to read as follows: “We call upon States to take all the necessary measures to prevent all types and forms of transnational organized crime, including terrorism, committed in territories that are outside international and national jurisdiction (‘grey zones’).”

#### *Operative paragraph 10*

6. It is also important to strengthen the provisions of the draft Declaration concerning the theft of and trafficking in cultural property. Bearing in mind the

relevance of this issue to countries in conflict situations, both in terms of the looting of cultural property in occupied territories and in terms of the difficulties experienced in connection with the return of stolen works of art, it is not sufficient to recognize the importance of the problem and express the intention to consider effective measures to strengthen international cooperation in this regard. Wording such as the following should be used: "Bearing in mind that offences involving the theft of and trafficking in cultural property are offences that impinge on the cultural development of future generations, which indicates the significance of the threat that they pose ...".

7. The importance of "ensuring proper international cooperation in this area" should also be mentioned. The following words should therefore be added after the word "cooperation": "and we affirm the importance of undertaking joint efforts to ensure the implementation of and compliance with the requirements of the international legal instruments that are in force, in particular the 1954 Convention for the Protection of Cultural Property in the Event of Armed Conflict".

*Operative paragraph 12*

8. The following sentence should be added at the end of paragraph 12: "In this connection, with a view to simplifying information exchange, the details of the competent national authorities of Member States responsible for combating crime, especially terrorism, should be systematically updated."

*Operative paragraph 17 bis*

9. We also consider that a new paragraph should be inserted after paragraph 17 of the draft Declaration, to read as follows: "We urge Member States to take the legislative and other measures necessary to prevent such acts preparatory to terrorism as incitement to commit terrorist acts and justification of terrorists, and also the recruitment and training of terrorists."

*Operative paragraph 23*

10. With regard to training for law enforcement officials, including prison officials, prosecutors and the judiciary, the importance of cooperation between Member States and specialized international organizations should be mentioned.

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