



Conference of the States Parties to the United Nations Convention against Corruption

Distr.: Limited
21 November 2013
English
Original: French

Fifth session

Panama City, 25-29 November 2013

Item 2 of the provisional agenda*

Review of the implementation of the United Nations Convention against Corruption

France: draft resolution

Strengthening the implementation of the criminalization provisions of the United Nations Convention against Corruption, in particular with regard to solicitation

The Conference of the States Parties to the United Nations Convention against Corruption,

Welcoming the entry into force on 14 December 2005 of the United Nations Convention against Corruption,¹

Recalling its resolution 1/7 of 14 December 2006, adopted at the first session of the Conference of the States Parties to the United Nations Convention against Corruption, in Amman,

Recognizing that the fight against corruption is a priority for the international community,

Recalling that corruption is an obstacle to the efficient mobilization of resources and means for sustainable economic development,

Bearing in mind the main purposes of the United Nations Convention against Corruption, which include the prevention and criminalization of corruption, the promotion of the proper management of public affairs and public property, the recovery of property and assets derived from corrupt practices and the provision of technical assistance and international cooperation,

Welcoming the significant progress made by States parties in giving effect to chapter III of the Convention, while recognizing that efforts must still be made to achieve universal and effective implementation,

* CAC/COSP/2013/1.

¹ United Nations, *Treaty Series*, vol. 2349, No. 42146.



Noting with concern the international phenomenon of direct or indirect national and foreign solicitation,

Recognizing that national legal systems are essential to the prevention of and fight against corruption and that they must be brought into conformity with the provisions of the Convention,

1. *Urges* Member States that have not yet done so to ratify or accede to the United Nations Convention against Corruption;¹

2. *Recalls* the importance of chapter III of the Convention, in particular its articles 15 and 16, which concern, respectively, bribery of national public officials and bribery of foreign public officials and officials of public international organizations, and emphasizes the need to fully incorporate, implement and ensure respect for those provisions within the domestic legislation of States parties;

3. *Calls upon* States parties, in particular, to take the necessary steps to establish as a criminal offence the solicitation or acceptance by a national or foreign public official or an official of a public international organization, directly or indirectly, of an undue advantage, for the official himself or herself or another person or entity, in order that the official act or refrain from acting in the exercise of his or her official duties;

4. *Encourages* States parties to share examples of good practice in the fight against passive corruption and of the measures taken to prevent such corruption;

5. *Requests* States parties to continue and to develop international cooperation, particularly through the United Nations Office on Drugs and Crime, in support of national, subregional and regional efforts to prevent and combat corruption, in particular solicitation;

6. *Decides* to review at the next session of the Conference of the States Parties the progress made in the implementation of the present resolution.