

2002 Kananaskis Interim Compliance Report Transnational Crime - Corruption

Commitment:

Working to secure the early establishment of a UN Convention on Corruption, and the early ratification of the UN Convention Against Transnational Organized Crime.

Background:

The UN Convention Against Transnational Crime represents a major step forward in the fight against transnational organized crime. The Convention is a recognition by all U.N. members that transnational organized crime is a serious and growing problem which can only be solved through close international co-operation. The Convention was adopted by the UN General Assembly on 15 November 2000 and now has 145 signatories but only 28 parties.

The failing score that the Research Group gave to the G8 ratification of this convention last year was regarded as a big surprise given that the G8 states harbour strong criminal international organizations. More surprisingly, this year, after the G8 Africa Action Plan, the G8 Recommendations for Transnational Crime, and several ministerial meetings, advocated for the convention's ratification, only two countries Canada and France, have effectively done so. In addition Canada and France, as well as Japan, have also ratified two protocols: the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and the Protocol against the Smuggling of Migrants by Land, Sea and Air. Both protocols supplement the UN Convention against Transnational Organized Crime.

The establishment of a UN Convention on Corruption is still in progress. The fourth Ad Hoc Committee on the Negotiation of a Convention against Corruption will be held in Vienna in January 2003. Although the first three Ad Hoc Committee meetings have produced early drafts of a Convention, no country has yet signed or ratified any accord.

Assessment:

Score	Lack of Compliance -1	Work in Progress 0	Full Compliance +1
Country			
<i>Canada</i>			+1
<i>France</i>			+1
<i>Germany</i>		0	
<i>Italy</i>		0	
<i>Japan</i>		0	
<i>Russia</i>		0	
<i>United Kingdom</i>		0	
<i>United States</i>		0	
Overall			+0.25

Individual Country Compliance Breakdown:

1. Canada: +1

Canada has met its commitment to Convention ratification. Canada signed the UN Convention Against Transnational Crime on 14 December 2000 and ratified it, together with its two instrumental protocols on 13 May 2002. Canada acknowledges that no country is exempt from corruption, condemns it and ties it to international organized crime and terrorism.

2. France: +1

France has met its commitment to Convention ratification. France signed the UN Convention Against Transnational Crime on 12 December 2000 and ratified it, together with its two instrumental protocols on 29 October 2002.

3. Germany: 0

Germany is in the process of meeting its commitment. Germany signed the UN Convention Against Transnational Crime on 12 December 2000 but has yet to ratify it. The German Federal Foreign Office suggests that, "Critical to the success of the Convention and its Protocols will be their implementation", and confirms Germany's belief that the integrated fight against Transnational Crime is necessary.²⁴⁷ Germany is already a partner country on a pilot project of the

²⁴⁷ German Federal Foreign Office, "United Nations Convention against Transnational Organized Crime," 20 December 2002, <http://www.auswaertiges-amt.de/www/en/aussenpolitik/vn/konventionen_ok.html>.

Protocol to Prevent, Suppress and Punish Trafficking in Persons, especially Women and Children.²⁴⁸

4. Italy: 0

Italy is in the process of meeting its commitment. Italy signed the UN Convention Against Transnational Crime on 12 December 2000 but has yet to ratify it.²⁴⁹

5. Japan: 0

Japan is in the process of meeting its commitment. Japan signed the UN Convention Against Transnational Crime on 12 December 2000 but has yet to ratify it.²⁵⁰ Japan has, however, signed three protocols supplementing the Convention. Japan signed the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children (hereinafter referred to as the Protocol on Trafficking in Persons), the Protocol against the Smuggling of Migrants by Land, Sea and Air (hereinafter referred to as the Protocol on Smuggling of Migrants) and the Protocol against the Illicit Manufacturing of and Trafficking in Firearms, Their Parts and Components, and Ammunition (hereinafter referred to as the Protocol on Firearms) in December 2002.²⁵¹

6. Russia: 0

Russia is in the process of meeting its commitment. Russia signed the UN Convention Against Transnational Crime on 12 December 2000 but has yet to ratify it.²⁵²

7. Britain: 0

Britain signed the UN Convention Against Transnational Crime on 14 of December 2000 but has yet to ratify it.²⁵³

²⁴⁸ United Nations Office on Drugs and Crime, "Pilot Projects," http://www.undcp.org/odccp/trafficking_projects.html.

²⁴⁹ United Nations Office on Drugs and Crime, "United Nations Convention against Transnational Organized Crime – Signatories Page," 21 December 2002, http://www.undcp.org/odccp/crime_cicp_signatures_convention.html.

²⁵⁰ United Nations Office on Drugs and Crime, "United Nations Convention against Transnational Organized Crime – Signatories Page," 21 December 2002, http://www.undcp.org/odccp/crime_cicp_signatures_convention.html.

²⁵¹ Ministry of Foreign Affairs, Japan, "Signing of Three Protocols Supplementing the United Nations Convention against Transnational Organized Crime," 20 December 2002, <http://www.mofa.go.jp/announce/announce/2002/12/1206.html>.

²⁵² United Nations Office on Drugs and Crime, "United Nations Convention against Transnational Organized Crime – Signatories Page," 21 December 2002, http://www.undcp.org/odccp/crime_cicp_signatures_convention.html.

²⁵³ United Nations Office on Drugs and Crime, "United Nations Convention against Transnational Organized Crime – Signatories Page," 21 December 2002, http://www.undcp.org/odccp/crime_cicp_signatures_convention.html.

8. United States: 0

The United States signed the UN Convention Against Transnational Crime on 13 December 2000 but has yet to ratify it.²⁵⁴

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²⁵⁴ United Nations Office on Drugs and Crime, "United Nations Convention against Transnational Organized Crime – Signatories Page," 21 December 2002, <http://www.undcp.org/odccp/crime_cicp_signatures_convention.html>.