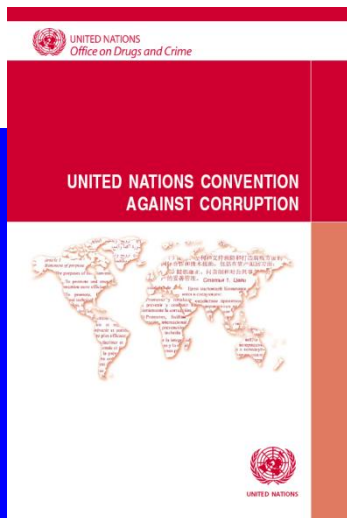




# UNODC

United Nations Office on Drugs and Crime

## The Role of Anti-Corruption Agencies: The International Experience



Reviewing Corruption Prevention Measures  
Under the UNCAC  
17 September 2013  
Amman, Jordan

**CORRUPTION**  
Your **NO** counts



## UNCAC: Articles 6 and 36

Article 6: Each State Party shall, in accordance with the fundamental principles of its legal system, ensure the existence of a body or bodies...that prevent corruption by such means as: a) Implementing the policies referred to in article 5 (regarding prevention); and b) Increasing and disseminating knowledge about the prevention of corruption.

Article 36: Each State Party shall, in accordance with the fundamental principles of its legal system, ensure the existence of a body or bodies of persons specialized in combating corruption through law enforcement.



## Types of Mandates

Prevention of Corruption: The emphasis is placed on mechanisms to prevent corruption in the public and private sectors. It could also include public awareness.

Detection and Investigation of Corruption: To carry out initial investigations, which can include the powers of arrest and prosecution.

Development of Policy and Legislation: To address questions of prevention and criminalization.

Intra-governmental Coordination: Often acting as a Secretariat for the coordination of governmental institutions involved in anti-corruption.



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## Malaysia Anti-Corruption Commission



official portal of

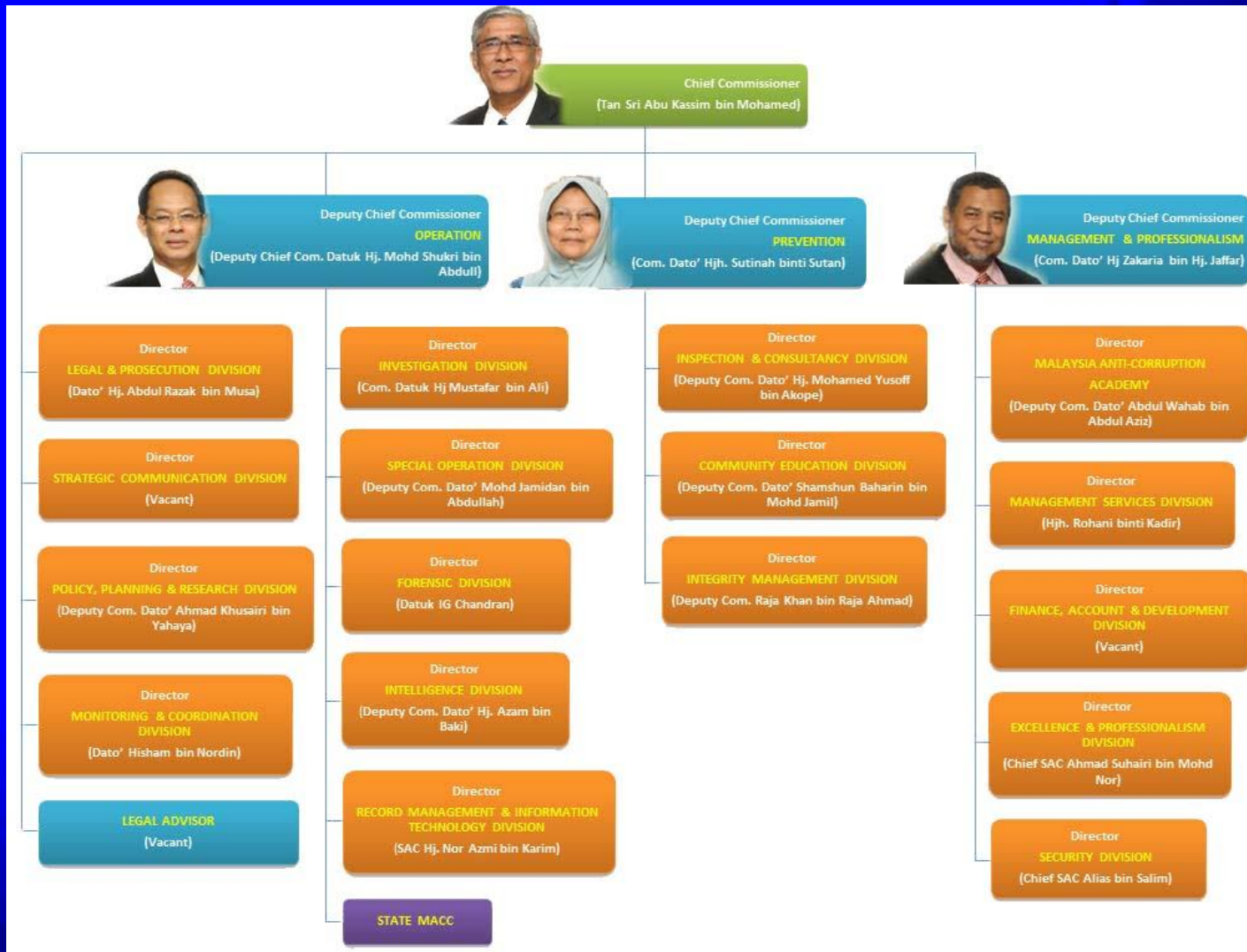
**MACC**

malaysian anti-corruption commission  
independent . transparent . professional

<http://www.sprm.gov.my/spr-ipma.html?&lang=en>




## Malaysia Anti-Corruption Commission





## Hong Kong Independent Commission against Corruption



The screenshot shows the homepage of the Hong Kong Independent Commission against Corruption (ICAC). At the top left is the ICAC logo, which consists of a red square containing the Chinese characters '廉' (top), '政' (right), '公' (left), and '署' (bottom), with 'ICAC' written below it. To the right of the logo are language options: 'ENG', '繁體', and '简体', followed by font size controls (A, A, A) and a 'Sitemap' link. A search bar is located on the far right. Below the logo is a navigation menu with the following items: 'Commissioner's Message', 'About ICAC', 'News and Events', 'Law Enforcement', 'Report Corruption Channels', 'Prevention and Education', 'Services and Resources', 'Checks and Balances', 'Useful Information', 'Elections', 'International Anti-corruption News', 'Career in ICAC', 'Contact Us', and 'Email Alert Subscription'. The main content area is divided into three columns. The left column is titled 'Operations Department' and features a 'PRESS RELEASES' section with three items: '6 Jun - Salesman in court for allegedly offering \$100,000 illegal rebates', '6 Jun - Six months' jail for bribery and fraud over food orders', and '6 Jun - Superintendent of Police jailed for misconduct over liquor licence application'. A '+ more' button is located below the third item. The middle column is titled 'Corruption Prevention Department' and features a large banner for 'HKEDC New Website Launch' with a QR code. The right column is titled 'Community Relations Department' and features a 'REPORT CORRUPTION HOTLINE 25' banner. At the bottom of the page, there are two sections: 'EVENTS' with two items: '20 May 13 - 31 Dec 13 Youth Integrity Micro Film Project' and '1 Jun 13 - 30 Jun 13 The ICAC Mobile Exhibitions', and 'QUOTABLE QUOTES' with a quote from Mr Richard Alderman: 'is very high. This is a very impressive record.'



<http://www.icac.org.hk/en/home/>



## Hong Kong Independent Commission against Corruption



<http://www.icac.org.hk/en/home/>



## Issues to Consider

- Establishment of a clear separation between the prevention functions and investigative functions
- Methodology and procedures necessary to facilitate active coordination and information exchange internally
- Ongoing risk of duplication or overlap of functions, responsibilities and jurisdictions
- If an agency has an investigation mandate, it is important to have clear Terms of Reference with other law enforcement bodies to clarify roles and responsibilities.





## Additional Questions to Consider

- Additional resources are required in order to ensure the effective implementation of an investigation mandate:
  - ✓ Protection of witnesses
  - ✓ Specialized personnel, particularly in financial investigations and electronic evidence
  - ✓ Legal and judicial experts
  - ✓ Corruption cases are often multi-faceted and complex
  - ✓ Use of tools for detection and investigation, including special investigative techniques



# UNODC

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## For more information:

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