



Strasbourg, 14 June 2012

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CONFERENCE OF THE PARTIES

**Council of Europe Convention on Laundering, Search,
Seizure and Confiscation of the Proceeds from Crime
and on the Financing of Terrorism (CETS no. 198)**

4th MEETING

Strasbourg, 11-14 June 2012*

LIST OF DECISIONS

Memorandum prepared by the Secretariat
Directorate General of Human Rights and Rule of Law

LIST OF DECISIONS

At its fourth meeting, held in Strasbourg from 12 to 14 June 2012, the Conference of the Parties to the Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime and on the Financing of Terrorism adopted the following decisions:

Item 1. Adoption of the Agenda

1. Adopted the Agenda as it appears in Appendix I to this document. The list of participants appears in Appendix II.

Item 2. Election of the Bureau of the Conference of the Parties

2. Elected Ms. Katerina BUHAYETS (Ukraine) and re-elected Ms. Hasmik MUSIKYAN (Armenia) and Mr. Sorin TANASE (Romania) as members of the Bureau, for a term of office of one year, under Rule 4 of the Rules of Procedure of the Conference of the Parties.

Item 3. Information from the Secretariat

3. Took note of the information provided by the Secretariat regarding the publication of the compilation with the major documents for the Conference of the Parties, the need of the Conference of the Parties to be represented in the new PC-TOC (Transnational Organized Crime) Committee and the new revised FATF Recommendations.

Item 4. Progress made by States in signing/ratifying the CETS No. 198

4. Agreed to hold further dialogue with the Council of Europe Secretariat and the European Commission on European Union ratification of the Convention. Took note of the Chair's and the Director of Information Society and Action against Crime's invitations to States to ratify the Convention as soon as possible. The European Union is invited to ratify the Convention and other members and non-member States of the Council of Europe are also invited to accede to the Convention.

Item 5. Review and discussion of Reservations and Declarations with respect to CETS No. 198

5. Noted that several countries considered that their reservations upon the ratification could now be lifted. Decided to invite countries to review their reservations and declarations in order to remove the ones that are no longer necessary.

Item 6. Discussion of the Conference of the Parties of the draft evaluation report on Romania

6. Adopted as amended and subject to further editorial changes the report on Romania, and noted that pursuant to its Rules of Procedure this report shall automatically be published within four weeks of adoption.

Item 7. The revised FATF Recommendations; consequences for the CETS No. 198

7. Took note of the information provided by the scientific expert regarding the revised FATF Recommendations and their possible consequences for the CETS No. 198. Decided to review within the Secretariat the issues in the Convention that may be problematic with the new standards and report back. Decided to explore the process for commencing the fast track amendment procedure in respect of designated categories of predicates offences.

Item 8. Discussion on a follow up mechanism to CETS No. 198

8. Adopted a Rule change, to insert paragraphs 30-36 into Rule 19 of the Rules of Procedure of the Conference of the Parties covering a follow up mechanism based on a questionnaire completed by the assessed Party, assisted by a rapporteur country and a draft analysis prepared by the Secretariat of the Conference of the Parties.

Item 9. Discussion on the assessment process of the Conference of the Parties

9. Agreed to explore the possibility of further taking advantage of MONEYVAL and FATF procedures to clarify issues in Conference of the Parties questionnaires in onsite visits. Decided to select at least two countries for reports in 2013 through the usual way.

Item 10. Further work programme of the Conference of the Parties

10. Decided to produce a report of the activities of the Conference of the Parties in order to report to the Committee of Ministers and to arrange a two day training seminar before the next Conference of the Parties.