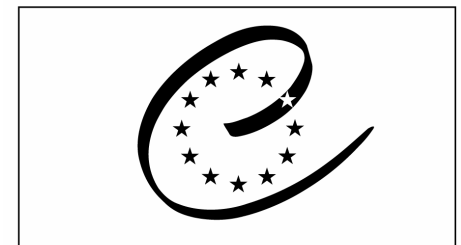


**Implementation and Incorporation of International Standards against Corruption  
Podgorica, 15-16 February 2006**

# **Council of Europe's Anti-corruption standards & monitoring**

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**COUNCIL OF EUROPE    CONSEIL DE L'EUROPE**

Convention for the Protection of Human Rights and Fundamental Freedoms

European Convention on Extradition

European Convention on Mutual Assistance in Criminal Matters

European Convention on the International Validity of Criminal Judgments

European Convention on the Transfer of Proceedings in Criminal Matters

Additional Protocol to the European Convention on Extradition

European Convention on the Suppression of Terrorism

Additional Protocol to the European Convention on Information on Foreign Law

Convention for the Protection of Individuals with regard to Automatic Processing of Personal Data

Convention on the Transfer of Sentenced Persons

Protocol No. 6 to the Convention for the Protection of Human Rights and Fundamental Freedoms concerning the Abolition of the Death Penalty

European Convention on the Compensation of Victims of Violent Crimes

Convention on Mutual Administrative Assistance in Tax Matters

Convention on Insider Trading

Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime

Convention on the Protection of Environment through Criminal Law

Criminal Law Convention on Corruption

Civil Law Convention on Corruption

Second Additional Protocol to the European Convention on Mutual Assistance in Criminal Matters

Convention on Cybercrime

Protocol No. 13 to the Convention for the Protection of Human Rights and Fundamental Freedoms, concerning the abolition of the death penalty in all circumstances

# Setting European standards

# The 20 Guiding Principles for the Fight against Corruption


## Resolution (97) 24

- A catalogue of measures to be included in comprehensive national strategies against corruption:
- Awareness of corruption, transparency in public administration, independence and specialisation of authorities, criminalisation of corruption, proceeds of corruption, legal persons, immunity, media, research etc.

Monitoring:



# Model Code of Conduct for Public Officials

- Ethical climate in public administration
- Ethical conduct expected from public officials
- Information to the public on conduct to be expected
- **Monitoring:** The logo for GRECO (Group of States Against Corruption) consists of five dark blue vertical bars of equal height, each containing a white letter: G, R, E, C, O.

# Criminal Law Convention on Corruption

- Wide scope to combat corrupt practices through criminal law
- Provides for:
  - co-ordinated criminalisation of a wide range of corruption related offences; including private corruption, trading in influence and accounting offences
  - complementary criminal law measures, including corporate liability
  - international co-operation

- **Monitoring:** **GRECO**



# Civil Law Convention on Corruption

- Civil remedies, compensation for damage resulting from corruption
- Validity of contracts
- Civil law measures
- Protection of whistleblowers

- **Monitoring:**

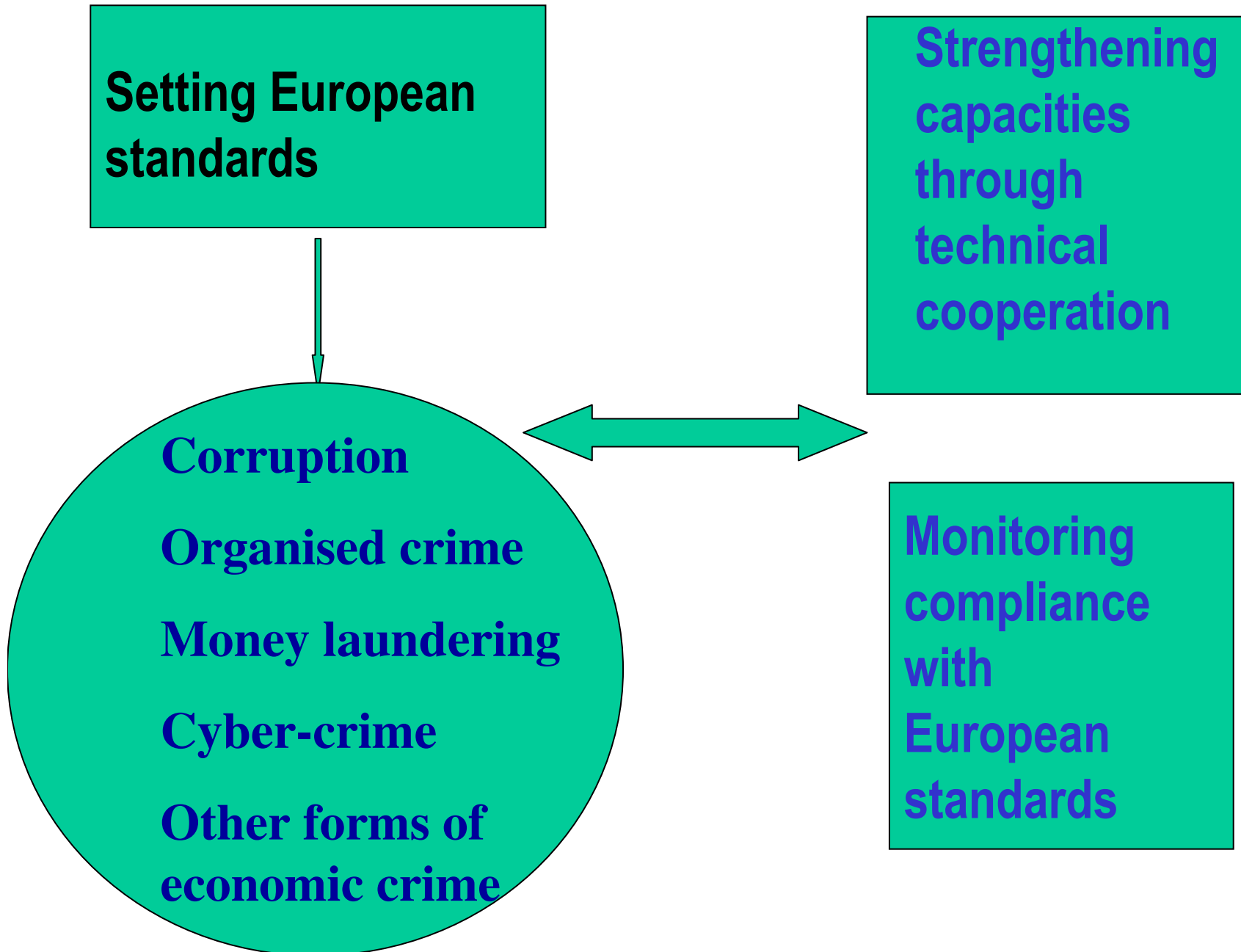
G R E C O

# Funding of Political Parties

- General principles of donations
- Limitations to tax deductibility
- Donations by legal persons
- Limits on foreign donations
- Limits on campaign expenditure
- Transparency
- Supervision

- **Monitoring:**







# Monitoring compliance



Groupe d'Etats contre la corruption

*Group of States against corruption*

**MONEYVAL**

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# Group of States against Corruption (GRECO)

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*Partial and Enlarged Agreement of  
the Council of Europe*

- International monitoring mechanism
- Established in 1999 by the Council of Europe
- 35 members
- Open to member and non-member States of the Council of Europe

## **TASK:**

- Monitoring the observance of Council of Europe's international legal instruments on corruption

# GRECO

## Working methods

- Mutual evaluation and peer pressure
- Follow-up mechanism

# GRECO Evaluations

## Procedure:

- Evaluation rounds
- Specific provisions selected
- Questionnaire
- Evaluation teams
- Country visits
- Evaluation reports
- Recommendations
- Compliance procedure
- Publication

# GRECO

## First Evaluation Round

- 1 January 2000 - 31 December 2002

### Evaluation themes:

- *Principle 3* : independence and autonomy of persons in charge of the prevention, investigation, prosecution and adjudication of corruption offences
- *Principle 6* : to limit immunity from investigation, prosecution or adjudication of corruption offences
- *Principle 7* : promotion of the specialisation of persons or bodies in charge of fighting corruption

(“20 Guiding Principles”)

# GRECO

## Second Evaluation Round

- 1 January 2003 - 1 July 2005

### Evaluation themes:

- Proceeds of Corruption
- Public Administration and Corruption
- Legal Persons and Corruption

("20 Guiding Principles" and Criminal Law Convention on Corruption)