



# Conference of the Parties to the United Nations Convention against Transnational Organized Crime

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## Fifth session

Vienna, 18-22 October 2010

### Draft report

*Rapporteur*: Elizabeth Verville (United States of America)

## I. Organizational matters

### A. Opening of the session

1. The Conference of the Parties to the United Nations Convention against Transnational Organized Crime held its fifth session in Vienna from 18 to 22 October 2010. [...] meetings were held during the session.

### B. Election of officers

2. At its first session, the Conference had decided that the offices of President and Rapporteur should rotate among the regional groups and that such rotation should take place in alphabetical order. Accordingly, at the fifth session, the President of the Conference was nominated by the African Group, and the Group of Western European and Other States was asked to nominate one Vice-President and the Rapporteur.

3. At its 1st meeting, on 18 October 2010, the Conference elected the following officers by acclamation:

*President*: Amina C. Mohamed (Kenya)

*Vice-Presidents*: Taous Feroukhi (Algeria)  
Eugenio María Curia (Argentina)  
I Gusti Agung Wesaka Puja (Indonesia)  
Gianni Ghisi (Italy)  
Yerzhan Kazykhanov (Kazakhstan)  
Marisela Morales Ibáñez (Mexico)  
Dominika Krois (Poland)  
Simona Marin (Romania)

*Rapporteur*: Elizabeth Verville (United States of America)

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### **C. Adoption of the agenda and organization of work**

4. At its 1st meeting, on 18 October 2010, the Conference adopted the provisional agenda contained in document CTOC/COP/2010/1.

### **D. Attendance**

5. The following States parties to the Convention were represented at the fifth session of the Conference: Afghanistan, Albania, Algeria, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahrain, Belarus, Belgium, Bolivia (Plurinational State of), Bosnia and Herzegovina, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Canada, Chile, China, Colombia, Costa Rica, Croatia, Cuba, Cyprus, Democratic Republic of the Congo, Denmark, Dominican Republic, Ecuador, Egypt, El Salvador, Estonia, Finland, France, Gambia, Germany, Grenada, Guatemala, Hungary, Indonesia, Iraq, Ireland, Israel, Italy, Jordan, Kazakhstan, Kenya, Kuwait, Lebanon, Libyan Arab Jamahiriya, Liechtenstein, Luxembourg, Malaysia, Malta, Mexico, Mongolia, Montenegro, Morocco, Myanmar, Namibia, Netherlands, Nicaragua, Nigeria, Norway, Oman, Pakistan, Panama, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Moldova, Romania, Russian Federation, San Marino, Saudi Arabia, Senegal, Serbia, Singapore, Slovakia, Slovenia, South Africa, Spain, Sri Lanka, Sudan, Sweden, Switzerland, Tajikistan, the former Yugoslav Republic of Macedonia, Trinidad and Tobago, Tunisia, Turkey, Turkmenistan, Ukraine, United Arab Emirates, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela (Bolivarian Republic of), Yemen, Zambia and Zimbabwe.

6. The European Union, a regional economic integration organization that is party to the Convention, was represented at the session.

7. The following States signatories to the Convention were represented by observers: Andorra, Angola, Barbados, Côte d'Ivoire, Czech Republic, Greece, India, Iran (Islamic Republic of), Japan, Republic of Korea, Thailand and Viet Nam.

8. Maldives, an observer State, was represented.

9. Palestine, an entity maintaining a permanent observer mission to the United Nations, was represented.

10. The following Secretariat units, United Nations bodies, funds and programmes, institutes of the United Nations crime prevention and criminal justice programme network, specialized agencies and other organizations of the United Nations system were represented by observers: Department of Peacekeeping Operations of the Secretariat, United Nations Office on Drugs and Crime (UNODC), the secretariat of the International Narcotics Control Board, United Nations Children's Fund (UNICEF), Office of the United Nations High Commissioner for Human Rights (OHCHR), United Nations Interregional Crime and Justice Research Institute (UNICRI), International Labour Organization (ILO), United Nations Educational, Scientific and Cultural Organization (UNESCO), World Intellectual Property Organization (WIPO) and Naif Arab University for Security Sciences (NAUSS).

11. The following intergovernmental organizations were represented by observers: African Union Commission, Asian-African Legal Consultative Organization,

Conference of Ministers of Justice of the Ibero-American Countries, Council of Europe, International Centre for Migration Policy Development, International Organization for Migration, League of Arab States, Organization for Security and Cooperation in Europe, Organization of American States, Ibero-American Network for International Legal Cooperation (IberRed), Wassenaar Arrangement on Export Controls for Conventional Arms and Dual-Use Goods and Technologies.

12. The following entities maintaining permanent observer offices were also represented: International Federation of Red Cross and Red Crescent Societies and Sovereign Military Order of Malta.

13. The following non-governmental organizations in consultative status with the Economic and Social Council were represented by observers: Academic Council of the United Nations system, Academy of Criminal Justice Sciences, Anti-Slavery International, Asia Crime Prevention Foundation, Crime Stoppers International, Global Alliance against Traffic in Women, Greenpeace International, Inter-African Committee on Traditional Practices Affecting the Health of Women and Children, International Association Against Drug Trafficking and Drug Abuse, International Association of Judges, International Council of Women, International Federation of Business and Professional Women, International Federation of University Women, International Peace Institute, International Police Association, International Press Institute, International Real Estate Federation, International Sociological Association, Lawyers Without Borders, Mediterranean Women's Studies Center (KEGME), National Council of German Women's Organizations, Open Society Institute, Pax Romana, Soroptimist International, Syriac Universal Alliance, Transparency International, Women Trafficking and Child Labour Eradication Foundation, Women's Federation for World Peace International, World Forum on the Future of Sport Shooting Activities, World Society of Victimology, Youth Enhancement Organization.

14. In accordance with rule 17 of the rules of procedure, the Secretariat circulated a list of relevant non-governmental organizations not having consultative status with the Economic and Social Council that had applied for observer status. No objection to that list was received.

15. The following other non-governmental organizations were represented by observers: Dubai Foundation for Women and Children, Latin American Institute for the Promotion and Defence of Human Rights (ILADH), Institute for Studies on Law and Citizenship (IEDC), International Action Network on Small Arms, International Agency for Crime Prevention, Criminal Law and Jurisdiction, International La Strada Association, Legal Support for Children and Women, Movement for Youth and Children's Rights, Organization of the Families of Asia and the Pacific, Peace Campaign Group, Romani Group, Save the Children Spain, Small Arms Survey, Together against Cybercrime, Zanzibar Current Generation Forum.

## **E. Adoption of the report of the Bureau on credentials**

16. By its decision 4/7, the Conference amended rule 18, on submission of credentials, of its rules of procedure, modifying paragraph 3 and adding a new paragraph to read as follows:

“3. The credentials shall be issued by the Head of State or Government, by the Minister for Foreign Affairs or by the Permanent Representative to the United Nations of the State party in accordance with its domestic law or, in the case of a regional economic integration organization, by the competent authority of that organization.

“4. When the Conference is to consider proposals for amendments to the Convention in accordance with article 39 of the Convention and rule 62 of the rules of procedure for the Conference, the credentials shall be issued either by the Head of State or Government or by the Minister for Foreign Affairs of the State party or, in the case of a regional economic integration organization, by the competent authority of that organization.”

17. According to rule 19 of the rules of procedure, the Bureau shall examine the credentials of representatives of each State party and the names of the persons constituting the State party’s delegation and submit its report to the Conference.

18. The Bureau informed the Conference that, of the [...] States parties represented at the fifth session, [...] States complied with the credentials requirements. [...] States parties, namely, [...], did not comply with rule 18 of the rules of procedure. The Bureau emphasized that it was the obligation of each State party to submit the credentials of representatives in accordance with rule 18 of the rules of procedure and called on those States parties that had not yet done so to provide the Secretariat with their original credentials as soon as possible but not later than [...].

19. The Bureau also reported to the Conference that it had examined the submitted credentials and had found them to be in order.

20. The Conference of the Parties adopted the report of the Bureau on credentials at its [...] meeting, on [...] October 2010.