



**Asia-Pacific  
Economic Cooperation**

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**2013/ACT/NET/003**  
Session 2 & 3

## **Proposed Initiative: APEC Anti-Corruption and Transparency Network Meeting**

Purpose: Information  
Submitted by: Indonesia



**Anti-Corruption and Transparency Network  
Preparatory Meeting  
Bali, Indonesia  
18-19 September 2013**

# PROPOSED INITIATIVE: APEC ANTI-CORRUPTION AND TRANSPARENCY NETWORK (ACT NET) MEETING

*An APEC Network of Anti-Corruption Authorities (ACAs) and Law Enforcement Agencies*

SUBMITTED BY INDONESIA

As outlined in the APEC Course of Action on Fighting Corruption and Ensuring Transparency, **APEC Leaders** agreed in 2004 to “cooperate in APEC to implement concrete actions to fight corruption and ensure transparency and accountability in the proper management of public affairs and public property.” The 2004 Santiago Commitment and the Course of Action also committed APEC members to “strengthen international cooperation in preventing and combating corruption as called for in the UN Convention against Corruption (UNCAC) including extradition, mutual legal assistance, the recovery and return of proceeds of corruption.” The 2004 Santiago Commitment and the Course of Action also called on APEC economies to “develop effective actions to fight all forms of bribery, taking into account the OECD Convention on Combating Bribery of Foreign Public Officials in International Business Transactions or other relevant anticorruption conventions or initiatives.”

APEC established the **Anti-Corruption and Transparency Experts’ Working Group (ACT)** in 2005 to support the Santiago Commitment and the Course of Action, as well as subsequent commitments made by APEC ministers and leaders to advance efforts to combat corruption and promote transparency. Member economies have agreed to continue to strengthen capacities within and through the ACT to more effectively prevent, investigate, and prosecute corruption and bribery in APEC.

In September 2012 in Vladivostok, **APEC Leaders** renewed their commitment to fight corruption and ensure transparency, pledging “to continue, in compliance with their respective international commitments and domestic legislation, to investigate and prosecute corrupt public officials and those who bribe them, including by vigorously enforcing domestic bribery laws and laws criminalizing the bribery of foreign public officials, to ensure that measures against both supply and demand of corruption are effectively implemented in accordance with domestic legislation.”

Therefore, APEC members need to reaffirm their commitment to fight corruption and bribery and to increase informal and formal regional and cross-border cooperation, including by:

- Implementing UNCAC by working to strengthen international cooperation in preventing and combating corruption as called for by the UNCAC, including measures regarding extradition, mutual legal assistance, and the freezing, seizure, forfeiture, and return of proceeds of corruption;
- Ensuring that law enforcement authorities proactively work to detect and investigate corruption and domestic and foreign bribery, money laundering, and other financial crimes;

- Ensuring that law enforcement authorities have the necessary independence to carry out their functions effectively and without undue interference in investigating and prosecuting corruption, money laundering, and other financial crimes;
- Providing training to law enforcement on anti-corruption and anti-bribery laws and raising public officials' awareness of how corruption and domestic and foreign bribery hurt economic growth;
- Combating money laundering and preventing the flow of illicit funds across borders;
- Enhancing cooperation, information exchanges, and intelligence sharing between ACT members in supporting investigation and prosecution of domestic and foreign bribery, corruption, and money laundering crimes.

Accordingly, in order to enhance the enforcement of members' laws addressing corruption and bribery in compliance with their respective international commitments and in accordance with the APEC Course of Action on Fighting Corruption and Ensuring Transparency, Indonesia invites APEC economies to establish **a network of Anti-Corruption & Law Enforcement Authorities (ACT-NET)** under the auspices of the ACT, to meet once a year to discuss anti-corruption and anti-bribery efforts.

- Purpose of the meeting
  - i. To encourage networking and foster relationship-building among anti-corruption and law enforcement officials who can assist one another in investigating and prosecuting corruption and domestic and foreign bribery, money laundering, and illicit trade cases;
  - ii. To provide a forum which can facilitate bilateral and multilateral side-meetings to discuss corruption, domestic and foreign bribery, money laundering, and illicit trade cases, as appropriate;
  - iii. To facilitate the sharing of expertise and experiences in investigating and prosecuting corruption, domestic and foreign bribery, money laundering, and illicit trade cases.
- Participants of the meeting  
Participants would include representatives of law enforcement authorities and/or anti-corruption agencies (investigators and prosecutors) from member economies who are responsible for the detection, investigation, or prosecution of corruption, domestic and foreign bribery, money laundering, illicit trade, and other financial crimes.
- Confidentiality  
In this meeting, participants from member economies are free to discuss and exchange information related with cases or other sensitive issues. Therefore, all participants shall keep the confidentiality of all information and materials relating to discussions at this meeting.

- Topics  
The participants in the law enforcement meetings will choose the topic(s) for all sessions. A time for discussing and selecting each subsequent meeting's topic will be reserved on the agenda at the end of each meeting (about 20 minutes). Indonesia will suggest a topic to be discussed in the first meeting.
- First meeting  
In addition to the discussion on the selected topic, the participants will also discuss the methodology and procedures to be followed in the law enforcement meeting.

### **Expected Outcomes and Deliverables**

- To host the Preparatory Meeting of the ACT NET meeting before the APEC Economies Leaders Meeting in Bali;
- To establish an annual ACT NET meeting (back-to-back with the ACT WG meeting in SOM 3);

### **Timeline**

- September 2013: the Preparatory Meeting of the ACT NET in Bali

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