

RESOLUTION No. 52/AGN/RES/3

SUBJECT:

ILLEGAL TRANSACTIONS INVOLVING THE  
PROCEEDS FROM CRIMINAL ACTIVITIES

TO BE CLASSIFIED AS FOLLOWS:

1 copy in the CHRONOLOGICAL SERIES:  
Year 1983

1 copy in the SUBJECT SERIES

Heading: Economic offences, commercial  
crime, tax offences

Sub-heading: General Resolutions

1 copy in the SUBJECT SERIES

Heading: Basic texts and internal  
administration of the ICPO-Interpol

Sub-heading: Role of the General  
Secretariat and the National Central  
Bureaus

1 copy in the SUBJECT SERIES

Heading: Co-operation with  
international organizations

Sub-heading: Co-operation with  
international organizations other than  
the United Nations

TEXT OF THE RESOLUTION

HAVING EXAMINED the proposals made by the Fourth Symposium on International Fraud and Commercial Crime held at the General Secretariat from 1st to 3rd June 1983,

NOTING WITH CONCERN the increasingly serious implications of operations carried out by banks and other financial institutions in order to facilitate illegal transactions involving the proceeds from criminal activities,

RECOGNIZING that this type of criminal activity has serious consequences for, and important repercussions on, national economies,

CONVINCED that international police co-operation is absolutely essential to combat this type of crime,

The ICPO-Interpol General Assembly, meeting in Cannes, from 18th to 25th October 1983 at its 52nd session:

RECALLS the resolutions already adopted on international fraud and commercial crime, and in particular the following resolutions:

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- AGN/35/RES/2 - Berne, 1966 - on international fraud,
- AGN/37/RES/9 - Tehran, 1968 - on exchange control violations,
- AGN/41/RES/10 - Frankfurt, 1972 - on economic offences,
- AGN/44/RES/4 - Buenos Aires, 1975 - on international fraud and commercial crime and Report No. 15 "International Frauds and Commercial Crime" submitted by the General Secretariat,
- AGN/45/RES/10 - Accra, 1976 - on international frauds and commercial crime (including economic offences) and Report No. 5 submitted by the General Secretariat,
- AGN/46/RES/8 - Stockholm, 1977 - on international frauds and commercial crime,
- AGN/48/RES/6 - Nairobi, 1979 - on financial assets and transactions related to illicit drug traffic,
- AGN/49/RES/1 - Manila, 1980 - on illicit drug traffic,
- AGN/50/RES/1 - Nice, 1981 - on financing illicit drug traffic;

ASKS the National Central Bureaus to continue to do their utmost to ensure that all the recommendations contained in the above resolutions are implemented;

RECOMMENDS:

1. That the General Secretariat pay particular attention to the processing and transmission of information relating to this type of fraudulent activity; that the General Secretariat devote a special section of its records to this purpose and also encourage those countries that have not previously replied to questionnaires on this subject to do so forthwith;
2. That the National Central Bureaus exchange comprehensive information on the activities of such banks and financial institutions, without delay, in order to limit the number of victims and maintain detailed records of operational value;
3. That the National Central Bureaus draw the attention of the appropriate authorities in their countries to the importance of making relevant legislation more stringent and comprehensive in order to facilitate:
  - a) identification of the methods used by criminals to launder the proceeds from illicit activities,
  - b) attachment and seizure of funds and assets obtained by means of such activities,
  - c) identification of persons transporting, mailing, shipping or otherwise transferring illegally obtained funds (including gold and bearer instrument) and of the means and frequency of transportation used,

- d) waiving of banking secrecy when there is reasonable suspicion that a transaction effected by a bank, pseudo-bank or financial institution is connected with criminal activities;
- 4. That the agendas for Regional Conferences should always include an item on this type of crime;
- 5. That the General Secretariat should establish contact with the international professional banking associations in order to obtain their co-operation on the prevention, detection and reporting of such crimes;
- 6. That the General Secretariat should continue to co-operate with other concerned international organizations, notably the Customs Co-operation Council, in the prevention and detection of such crimes.

