



Resolution No. 6

GA-2023-91-RES-06

Subject: Report of the Working Group to Review Legal Provisions Relating to INTERPOL's Governance Bodies – Process for the expulsion or suspension of a Member of INTERPOL and Draft Resolutions regarding Article 2, 3 and 4 of INTERPOL's Constitution

The ICPO-INTERPOL General Assembly, meeting in Vienna, Austria, from 28 November to 1 December 2023, at its 91st session:

RECALLING Resolution GA-2018-87-RES-15, on the establishment of a Working Group to Review Legal Provisions Relating to INTERPOL's Governance Bodies ("Working Group on Governance"), and Resolution GA-2022-90-RES-04, tasking the Working Group on Governance to continue discharging its mandate in accordance with its Programme of Work and to submit a progress report to the General Assembly at its 91st session, including, if appropriate, draft amendments to INTERPOL's legal texts,

ALSO RECALLING Resolution GA-2022-90-RES-02, tasking the Working Group on Governance, to make a comprehensive review of and propose modifications to INTERPOL's legal texts in order to put in place criteria for the expulsion or suspension of a Member and the corresponding procedure that are in conformity with the current practice of international organizations and which would ensure transparency and consistency of the process;

FURTHER RECALLING Resolution GA-2022-90-RES-03, tasking the Working Group on Governance to carefully consider the various proposals by Russia referred to therein, notably the draft reports and draft resolutions (1. Pursuing non-involvement of political affairs in the Organization's activities, 2. Application of Article 2 of INTERPOL's Constitution in the context of the processing of information via INTERPOL's channels, 3. Impact of voluntary membership of the ICPO-INTERPOL on the aims of the Organization) submitted by Russia, and to examine separately the draft resolutions;

HAVING CONSIDERED Report GA-2023-91-REP-05, submitted by the Working Group on Governance, on the progress made and submitting the Working Group's conclusions on the proposals of Ukraine and Russia (as per Resolutions GA-2022-90-RES-02 and GA-2022-90-RES-03), in Appendix 10 to that report,

ENDORSES the conclusions therein, to the effect that the Working Group:

- Decided to focus on exploring the development of INTERPOL's legal framework governing the suspension of Members' rights, including the intention to convene a dedicated conference with experts on the matter;
- Once it draws conclusions on the potential developments of INTERPOL's legal framework governing the suspension of Members' rights, may consider further discussion at a later stage on a Member's expulsion and on the proposal pertaining to the "Impact of voluntary membership of the ICPO-INTERPOL on the aims of the Organization";
- Mindful of the General Secretariat's ongoing work to compile a repository of practice, acknowledged the importance of Members receiving adequate guidance on the processing of data through INTERPOL's communications channels, encouraged all Members to share their experience and views with the General Secretariat on the repository of practice and, as a result, recommended that the proposal pertaining to the "Application of Article 2 of INTERPOL's Constitution in the context of the processing of information via INTERPOL's channels" should not be further explored by the Working Group;
- Acknowledged the lack of necessity to reaffirm or expand upon Resolution AG-2006-RES-04, and recommended that the proposal pertaining to "Pursuing non-involvement of political affairs in the Organization's activities" should not be further explored by the Working Group on Governance;

ASKS the Committee on the Processing of Data, in accordance with its mandate set out in Resolution GA-2019-88-RES-03, to consider the report and conclusions reached by the Working Group on Governance with regard to suspension of access to services and other interim or corrective measures currently provided in INTERPOL's Rules on the Processing of Data, and the need for further development of these mechanisms;

ALSO ASKS the Committee on the Processing of Data to make proposals, as appropriate, on the further development of these mechanisms and related amendments to the Rules on the Processing of Data;

FURTHER ASKS the Working Group on Governance to submit a progress report on its ongoing review of suspension mechanisms to the General Assembly at its 92nd session, and to submit, as appropriate, proposals for amendments to the relevant provisions of the Organization's legal texts;

TASKS the General Secretariat to make the necessary arrangements to facilitate the work of the Working Group on Governance and assist it in discharging its mandate.

Adopted