



Resolution No. 1

AG-2015-RES-01

Subject: Pilot project concerning a new category of notice specifically devoted to the tracing and recovery of assets (“Silver Notice”)

The ICPO INTERPOL General Assembly, meeting in Kigali, Rwanda, from 2 to 5 November 2015 at its 84th session:

CONVINCED that one of the most effective means of combating crime, including terrorism, cybercrime, corruption and organized crime, is the tracing, restraint, seizure, recovery and confiscation of proceeds and instrumentalities of crime in order to deprive criminals of their illicitly acquired gains,

BEARING IN MIND that over the past few years, only 3 to 5 per cent of global illicit financial flows have been seized and confiscated, thus increasing the need for improved international cooperation mechanisms on asset tracing and recovery, notably through better information sharing and the creation of new legal and operational tools,

RECOGNIZING the international community’s determination and engagement in the field of asset tracing and recovery through the strengthening of national, regional and international legal frameworks as well as through the implementation of numerous initiatives and networks specialized in the field, such as the Global Focal Point Initiative on Asset Recovery jointly established by INTERPOL and the Stolen Asset Recovery Initiative (StAR), the Camden Inter-Agency Asset Recovery Network (CARIN) and CARIN-style regional networks,

CONSIDERING the operational efforts regarding asset recovery already undertaken in recent years by INTERPOL which, on account of its very nature and through its international system of notices, diffusions and messages, is in a position to make a vital and essential contribution by facilitating the timely exchange of information in international and multijurisdictional asset recovery investigations,

RECALLING Resolution AG-2013-RES-03 on “Promoting international action in the identification, location and seizure of assets” under which the General Assembly established a Working Group to conduct “a study on the existing legal framework at the national and international levels (...) and provide recommendations on future steps to be taken in this field”,

NOTING with appreciation the work achieved and the recommendations issued by the Working Group, and THANKING the participating experts for their valuable contributions,

HAVING STUDIED Report AG-2015-RAP-11 entitled “Activities and Outcome of the Expert Working Group on the Identification, Location and Seizure of Assets – Introducing a new INTERPOL Notice Targeting Criminal Assets” including the final conclusions of the Working Group as well as the opinion of the Commission for the Control of INTERPOL’s Files (CCF),

DECIDES to:

- (1) Create a new INTERPOL notice devoted to the tracing and recovery of criminal assets;
- (2) Name the new notice “Silver Notice”;
- (3) Approve the draft legal provisions specific to the new notice as set out in Appendix 1 to General Assembly Report AG-2015-RAP-11 and to use them for the purpose of governing a pilot phase.

ASKS the General Secretariat to:

- (4) Create the template of the new notice, to draft general specifications, and to produce in 2016 a precise cost estimate for the development and implementation of the new tool;
- (5) Present a progress report to the General Assembly at its next session concerning the feasibility of the pilot phase with a concrete timeline and cost estimate and, if appropriate budget is available, to develop the new notice and implement and test it for an initial period of two years with member countries and international entities authorized to request its publication in order to determine its usefulness, whether the provisions governing it are adequate and whether any adjustments are required;
- (6) Create an Analysis File on Asset Recovery in order to centralize all data from INTERPOL’s notices, diffusions and formatted messages to facilitate analytical output such as cross-mapping or cross-matching available data to identify patterns, trends, possible linkages and inter-relations that could lead to the discovery of evidence;
- (7) Follow up on the recommendations and requests of the CCF of 14 August 2015 given at Appendix 2 to AG-2015-RAP-11.

CALLS UPON all National Central Bureaus, to the extent permitted under their national laws and in accordance with applicable international treaties, to participate in the pilot phase in order to ensure the utility, quality and effectiveness of the proposed new INTERPOL notice;

REQUESTS all member countries participating in the pilot phase to share with the General Secretariat their best practices, observations, suggestions and difficulties during the course of the pilot phase;

ASKS the General Secretariat to:

- (8) Report to the General Assembly during the implementation of the pilot project on the progress made;
- (9) Upon completion and evaluation of the pilot phase, propose any necessary adjustments to the legal provisions, based on the experience gathered;
- (10) Submit to the General Assembly at its session following the completion of the pilot phase the final legal provisions specific to the new notice for approval and incorporation in INTERPOL’s legal framework governing the processing of information through the Organization’s channels.

Adopted