

OECD Working Group on Bribery

Public Summary Record

Plenary Meeting
11-14 December 2018



Made up of representatives from the Parties to the Anti-Bribery Convention, the OECD Working Group on Bribery meets four times per year at the OECD headquarters in Paris, France.

Country reports on implementation of the Anti-Bribery Convention and 2009 Anti-Bribery Recommendation

The Working Group on Bribery (WGB):

- Adopted the Phase 4 report of Chile and, in accordance with standard procedure, invited Chile to provide a written follow-up report in two years (i.e. December 2020) on the implementation of all Phase 4 recommendations, follow-up issues and its enforcement efforts.
- Adopted the Phase 4 report of Korea and, invited Korea to provide an oral follow-up report in one year (i.e. December 2019) on progress made to increase foreign bribery sanctions, in particular for legal persons (recommendations 12 (a) and (b)), and a written follow-up report in two years (i.e. December 2020) on the implementation of all Phase 4 recommendations, follow-up issues and its enforcement efforts.
- Considered Poland's Phase 3 additional follow-up report on implementation of Phase 3 Recommendations 1, 2(a), 3(c) and 8(b). Invited Poland to provide a further additional written report in March 2019 on the implementation of Recommendations 1, 2(a), 3(c) and 8(b). Agreed that, in the absence of the significant progress, the WGB will decide on future action including the possibility of creating a sub-group consisting of the lead examiners and the other member states to monitor and assist Poland with the implementation of the remaining issues.
- Considered an update report on a high-level mission to Russia. The mission will take place in the week of 15 April 2019, following consultation with the lead examiners countries, as well as the Russian authorities.
- Considered an update report on a high-level mission to Sweden. Agreed on the scope of the high-level mission, and noted that new dates for the high-level mission will need to be proposed given that Sweden's new Government has not yet been established.

Future and ongoing WGB projects and events

The WGB:

- Held its [annual consultation](#) with the private sector and civil society on fighting foreign bribery on 11 December 2018. Launched the OECD publication, "[Foreign Bribery Enforcement: What Happens to the Public Officials on the Receiving End?](#)".
- Heard the OECD Secretariat provide information about the [OECD Global Anti-Corruption and Integrity Forum](#), which will take place on 20 - 21 March 2019. Heard that the theme for the 2019 edition revolves around New Technologies.
- Discussed the draft consultation paper for the review of the 2009 Recommendation for Further Combating Bribery of Foreign Public Officials in International Business Transactions (2009 Anti-Bribery Recommendation). Heard the Secretariat report on latest developments concerning face-to-face consultations on the review of the 2009 Anti-Bribery Recommendation during the 2019 OECD Global Anti-Corruption and Integrity Forum, notably that these consultations would take place during one general and three thematic panels.
- Discussed a revised draft of the study on the use of settlements of foreign bribery cases, entitled "Resolving foreign bribery cases with non-trial agreements", which will be launched at the OECD Global Anti-Corruption and Integrity Forum on 20-21 March 2019.

Global relations activities

The WGB:

- Heard Vietnam report on the status of its anti-corruption legal framework and the fight against corruption to the date.

Heard an update about the Anti-Corruption Initiative for Asia Pacific

- Heard an update by the OECD Secretariat on the OECD Southeast-Asia Anti-Corruption and Business Integrity Project and update the WGB on progress so far. The Project focuses on enhancing private sector initiatives for combating corruption in Indonesia, Malaysia and Vietnam. Also heard the OECD Secretariat provide an update on recent events in the context of the Anti-Corruption Initiative for Asia-Pacific and the OECD Southeast Asia Business Integrity Project, including the following: International Business Integrity Conference in Indonesia (4-6 December 2018); and Twelfth Regional Seminar on Good Governance for Southeast Asian Countries focusing on “The Latest Regional Trends in Corruption and Effective Countermeasures by Criminal Justice Authorities”, co-hosted by United Nations Asia and Far East Institute for the Prevention of Crime and the Treatment of Offenders (UNAFEI) and the Supreme People’s Procuracy of Viet Nam (SPP), in Vietnam (27 to 29 November 2018).

Heard an update about the Latin America and Caribbean Anti-Corruption Initiative

- Heard the OECD Global Relations Secretariat report on the positive outcomes of the High Level Meeting on Integrity and Good Governance and the regional Business Integrity Dialogue held in Lima, Peru on 17-19 October 2018, in the context of the OECD Latin America and the Caribbean Regional Programme. Heard the OECD Secretariat provide information about the OECD publication “[Integrity for Good Governance in Latin America and the Caribbean: from Commitments to Actions](#)”, which gathers relevant OECD expertise and proposes an Action Plan of 103 recommendations that governments in the region may undertake to support the implementation of the Lima Commitment “Democratic Governance Against Corruption”, adopted by the Summit of the Americas in April 2018. Also heard the Head of Argentina’s Office of the Prosecutor for Economic Crime and Money Laundering and the Chair of the Latin America and the Caribbean Law Enforcement Network (LAC LEN) report on the positive outcomes of the inaugural meeting of LAC LEN held on 22-23 October in Buenos Aires, Argentina.

Reports from other OECD Bodies and International Organisations

The WGB:

- Heard the Secretariat to the OECD Working Party on Export Credit and Credit Guarantees report on the agreement by the Working Party on a new Recommendation on Bribery and Officially Supported Export Credits, to be adopted by the OECD Council in early 2019.
- Heard the Secretariat to the OECD Working Party on State Ownership and Privatisation Practices update the Working Group on the development of Anticorruption and Integrity Guidelines for State Owned Enterprises (SOEs).
- Heard the OECD Representative to the G20 Anti-Corruption Working Group (ACWG), report on developments under Argentina’s Presidency, notably with regard to language on the Anti-Bribery Convention in the recently adopted Leaders Communiqué as well as in the G20 ACWG three-year Action Plan for 2019-2021, as well as the adoption of two major deliverables by the G20: High-Level Principles for Preventing Corruption and Ensuring Integrity in State-Owned Enterprises and High-Level Principles for Preventing and Managing ‘Conflict of Interest’ in the Public Sector. Heard Japan, as the 2019 President of the G20, note that its priorities for 2019 include whistleblower protection and infrastructure.

- Heard the Council of Europe's Group of States Against Corruption (GRECO) provide an update on recent activities, including [decisions made at its Plenary Meeting on 3-7 December 2018](#).
- Further discussed a proposal for preparing texts on supply-side bribery for use in IMF Article IV consultation reports.

Tour de Table

The WGB:

- Heard updates by the Argentina, Australia, Austria, Belgium, Brazil, Bulgaria, Canada, Chile, Colombia and New Zealand on their steps taken to implement and enforce the Convention on Combating Bribery of Foreign Public Officials in International Business Transactions, namely in regards to cases under investigation, as well as exchange of information on the presented cases.
- Heard requests for, and approved the deletion of registered cases from various countries.