



ANNUAL REPORT

**GENERAL MEETING IAP – BEIJING
13 SEPTEMBER 2017**

THIS REPORT COVERS THE PERIOD SEPTEMBER 2016 – SEPTEMBER 2017

INDEX

- Foreword
- IAP Executive Committee (2016 – 2017)
- IAP Officials and staff
- IAP Granting Programme
- Membership situation
- Meetings of the Executive Committee
- Senate Meetings
- IAP Awards
- Constitutional Amendments
- Memorandum of Understanding (MoU)
- Prosecutors in “Difficulties” Programme
- IAP Programme and Project Plan 2016 - 2018
- Professional Networks and Community Building
- Mutual Legal Assistance
- Securing evidence in Counter-Terrorism cases through Judicial Cooperation
- Victim Offender mediation guidelines
- Research Activities
- Operational Assistance
- IAP Training Programme
- Prosecutors Exchange Programme
- Bringing IAP Standards to life
- Partnerships
- IAP Publications
- Reports from past IAP events
- Future IAP events
- Meetings and Representation
- IAP Secretariat: Guest visits
- Financial Report
- Financial Statements 2016

FOREWORD

This report is IAP's 18th formal Annual Report. Copies of this report will be available to the participants at the General Meeting on Wednesday, 13 September 2016 in Beijing, China and to other members on request. The report is also available on the IAP website: <http://www.iap-association.org/Resources-Documentation/Annual-Reports>

IAP EXECUTIVE COMMITTEE (2016 – 2017)

PRESIDENT:

Gerhard Jarosch, Chief Prosecutor, Austria.

VICE PRESIDENTS:

1. Dr. Ali Albuainain, Attorney General, Bahrain;
2. Satyajit Boollel, Director of Public Prosecutions, Mauritius;
3. Serge Brammertz, Prosecutor ICTY, the Netherlands;
4. Rory Field, Former Director of Public Prosecutions, Bermuda;
5. Manuel Pinheiro Freitas, Director General, Superior Law School of the Public Prosecution Service, Brazil;
6. Cheol-Kyu Hwang, High Chief Prosecutor, Daegu Province, South Korea;
7. Alexander Zvyagintsev, Former Deputy Prosecutor General, Russian Federation;
8. Hu Zejun, Former Deputy Prosecutor General, People's Republic of China.

IMMEDIATE PAST PRESIDENT:

James Hamilton, Former Director of Public Prosecutions, Ireland.

MEMBERS:

1. Mohammed Hassan Abdul Rahim, Senior Chief Prosecutor, Dubai, United Arab Emirates;
2. Shaun K. Abrahams, National Director of Public Prosecutions, South Africa;
3. Mohammad Ahsan, Deputy Director of Public Prosecutions (temporary seconded to Danish Eastern High Court), Denmark;
4. Kamran Aliyev, Deputy Prosecutor General, Director of the Anticorruption Directorate Near the Prosecutor General of the Republic of Azerbaijan;
5. Thomas Burrows, Senior Counsel for Multilateral Matters, Office of International Affairs, USA;
6. Luis Cevasco, Fiscal General, Ministerio Publico Fiscal Ciudad Autonoma De Buenos Aires, Argentina;
7. Josip Cule, Deputy Attorney General and National Member of Eurojust for Croatia;
8. Rodrigo Janot, Attorney General, Brazil;
9. Vitaliy Kasko, Former Deputy Prosecutor General, Ukraine;
10. Claire Loftus, Director of Public Prosecutions, Ireland;
11. Nicola Mahaffy, Crown Counsel, British Columbia, Canada;
12. Mutembo Nchito, Former Director of Public Prosecutions, Zambia;

13. Jean Fils Kleber Ntamack, Prosecutor General, Court of Appeal of Yaoundé, Cameroon;
14. Sabin Ouellet, Chief Prosecutor, Québec, Canada;
15. Edith Pocsai, Chief County Prosecutor, Hungary;
16. Kathleen Roussel, Director of Public Prosecutions, Canada;
17. Patrick Stevens, International Director, CPS, England and Wales;
18. Jean-Francois Thony, Prosecutor General, Court of Appeal of Colmar, France;
19. Runar Torgersen, Senior Public Prosecutor, Norway;
20. Christopher Toth, Deputy Director of NAAG and Director of NAGTRI, USA;
21. Pongniwat Yuttapanboripam, Attorney General, Thailand.



THE 43RD EX. COM. MEETING HOSTED IN BUSAN, SOUTH KOREA 4 – 5 APRIL 2017

IAP OFFICIALS AND STAFF

IAP SECRETARY-GENERAL

After Han Moraal took over the position of the suspended Secretary-General in March 2016 as acting Secretary-General, he agreed with the Dutch Board of Prosecutors General on dividing until Dublin, September 2016, his time between his primary job as Chief Prosecutor and National Member for the Netherlands at Eurojust, and Secretary-General. After a request from the IAP, the Dutch Board of Prosecutors-General agreed on an extended period for Han Moraal as acting Secretary-General parallel with his job as National Member at Eurojust for a year, until the Annual Conference in Beijing, September 2017.



Early 2017, the Dutch Board of Prosecutors-General showed its willingness to grant the IAP and Han Moraal another two years as Secretary General with the IAP, under the same conditions.

The Executive Committee gratefully accepted this offer and appointed Han Moraal as its third Secretary-General. His formal appointment will therefore last until Spring 2023, but his position is so

far guaranteed by the Dutch Board of Prosecutors-General until the end of 2019. The salary of Han Moraal is fully covered by the Dutch Prosecution Service.

The appointment as Secretariat General, in accordance with the IAP Constitution Article 12.3 further caused his immediate resignation as Member of the IAP Executive Committee.

IAP SENIOR LEGAL ADVISER



Edith van den Broeck, Belgium

The Secretariat is pleased to have the assistance of a new staff member, Ms. Edith van den Broeck. Edith van den Broeck is seconded from the Belgian Prosecution Service to the IAP as senior legal advisor, supporting the General Counsel in the development and facilitation of training-, workshop- and conference programmes and in development of learning material and specialized resource databases.

As a senior advisor/senior expert/manager (senior prosecutor, founding member and President of the Belgian High Council for the Justice, founding director of the Belgian school for the Judiciary, past president of the ENCJ (European network for the Councils for the Justice) and key player in the EJTN (European Judicial training network) Edith will have much added value to our Association.

Edith is seconded to the IAP full time for a period of two years. Her salary is covered by the Belgian Prosecution Service.

OFFICE MANAGER LEFT IAP

After 18 years, Office Manager Evie Sardeman has left the IAP Secretariat in order to pursue a new challenge. The IAP thanks Evie for the many years she reinforced IAP's work.

IAP GRANTING PROGRAMME

The annual donation period follows the interim period between two General Meetings. Together with the standard allocated amount of 10.000 EUR (from the IAP budget) the IAP has received almost 5.000 EUR in private donations. The IAP thanks those 38 people (and one organization) who made a standard or special donation for the 2017 programme.



Of these donations, one should be mentioned separately, as the IAP received once more a very generous donation from IAP Senator and IAP Honorary Member, Judge Salvatore Vasta from Australia. Apart from the donations, the Chinese host of the Beijing Conference generously waived 12 registration fees, worth 11.400 euro. The total budget for the 2017 granting programme accounted therefore to over 26.000 euro, more than ever.

Following 13 prosecutors (out of 25 applicants) will be supported by the 2017 programme through a financial support of their flight expenses, hotel expenses and/or registration fee:

1. David J. Bisamunyu, Uganda;
2. Ezmarai Osmany, Afghanistan;
3. Joseph Kiula, Tanzania;
4. Bola Akinsete, Nigeria;
5. Florence B. Joel, Solomon Islands;
6. Elivera du Plooy, South Africa;
7. Ismail Ali Jama, Somalia;
8. Frederique Samba Viegas d'Abreu, Sao Tome e Principe;
9. Josaia Naigulevu; Vanuatu
10. Steven Kayuni, Malawi;
11. Padma R. Lakkaraju, India;
12. Vitalyi Kasko; Ukraine
13. Leone Sua-Mailo, Samoa

The IAP Granting Committee discussed the eligibility of each applicant and agreed on this group of candidates who appeared to best fit the selection criteria.

The IAP Newsletter 63 (January 2017) brought feedback from the 2016 granting recipients.

MEMBERSHIP SITUATION

On 1st of September 2016, the IAP had 183 Organizational Members and 2241 Individual Members. On 1st of September 2017, the IAP had 180 Organizational Members and 1705 Individual Members.

INDIVIDUAL MEMBERS

The relative drastic decrease in the number of Individual members can be explained by a recent cleaning (maintenance) of the membership database. Since the electronic membership system was taken into use in 2007, there has been no manual maintenance of the membership database. In relation to the recent professionalization of the Bureau of the Secretary General and the working processes we experienced many dormant memberships and a high number of applicants, who failed finalizing the application process. Last December all of these members/applicants were contacted by the Secretariat with the view to convince them to re-join the Association. Several members reacted positively but those who did not react were deleted from the database in August 2017 (848 dormant members and 310 applicants failing to finalize application process).

During the last year 547 new members were registered in the IAP Membership database. This number is the highest number of recruitment of Individual members ever and thus a clear proof that all initiatives taken to grow the network started working. To summarize, although the number of individual members decreased, the number of active members increased.

NEW ORGANIZATIONAL MEMBERS :

Since the last General Meeting in Dublin, the Executive Committee approved organizational membership of following organizations:

1. **Yemen**, Public Prosecutor Office (1120 Prosecutors)
2. **Colombia**, Asociación Nacional de Fiscales (250 Prosecutors)
3. **Togo**, L'Association Togolaise des Procureurs et Pursuivants (46 prosecutors)
4. **Pakistan**, Pubjan Criminal Prosecution Service (1200 prosecutors)
5. **Tajikistan**, The Prosecutor General's Office (1000 prosecutors)
6. **Mali**, Ministry of Justice
7. **Costa Rica**, Asociación Costarricense de Fiscales
8. **Luxembourg**, Ministère de la Justice
9. **Mauritius**, The Independent Commission Against Corruption
10. **Somalia**, Office of the Attorney General of the Federal Republic
11. **Kosovo**, State Prosecutors Office
12. **Botswana**, Directorate of Public Prosecutions

Next to the recruitment of new members the IAP Secretariat succeeded convincing three suspended organizations to re-join: The Office of the Prosecutor General, **Guatemala**, the Association of Prosecutors, **Afghanistan** and the Criminal Law Division, Ontario Ministry of Justice, **Canada**. Thanks to those assisting the Secretariat during the recruitment process.

SUSPENDED ORGANIZATIONAL MEMBERSHIPS :

In accordance with the IAP Constitution Article 6.3: The Executive Committee may suspend the membership of or expel an Organizational member who or which is two years in arrears in payment of annual dues and may reinstate the member to full membership on payment of the arrears.

Since last General Meeting in Dublin, the following five Organizational Memberships were terminated due to repeated lack of payment of their annual subscriptions:

1. **Brazil**, Associação do Ministério Público do Estado de Acre (AMPAC)
2. **Brazil**, Associação Paulista do Ministério Público, Sao Paolo (APMP)
3. **Brazil**, Associação do Ministério do Estado do Maranhão (AMPEM)
4. **Brazil**, Associação do Ministério Público do Estado do Rio Grande do Norte (AMPERN)
5. **Brazil**, Associação Piauiense do Ministério Público (APMP)
6. **Poland**, The Association of Prosecutors
7. **Uganda**, The Inspectorate of Government
8. **Bolivia**, Ministerio Publico
9. **Guatemala**, Ministerio Publico
10. **Senegal**, Parquet Général
11. **Togo**, Parquet Général
12. **USA**, National District Attorneys Association
13. **Venezuela**, Ministerio Publico

A close reader will note the mismatch between the current number of organizational members and the number published in Dublin. This mismatch is caused by a miscalculation of members for the 2015 -2016 report as the number 183 included 5 Organizational Members who were already suspended in the beginning of 2016.

MEETINGS OF THE EXECUTIVE COMMITTEE

The IAP Executive Committee has held two meetings since last Annual Report. The first in connection with the 21st Annual Conference and General Meeting in Dublin, Ireland, September 2016 and the second in Busan, South Korea in April 2017.

Below a brief summary of the outcome of both meetings.

THE 42ND MEETING OF THE EXECUTIVE COMMITTEE, DUBLIN IRELAND

The Executive Committee was fully briefed by the (at that time acting) Secretary General about the financial situation with an overview of the financial years 2012-2015, the findings of the forensic experts about the irregularities caused by the former Secretary General, the changes in the financial procedures and procurement and the finalization of the financial statements 2015 by the new accountant. More information can be found in the financial reports for the General Meetings 2015 and 2016.

The Committee was briefed about IAP's special networks, projects, trainings and partnerships. You can find more information in this report.

Another standard item is the potential new members and the termination of members due to lack of payment of membership fees, also mentioned in this report.

Finally, the Committee remembered the launch of the first digital IAP Newsletter after two years of silence after the last paper newsletter.

The Committee meeting was closed with an agreement on and presentation of IAP's Annual and General Meeting in Durban, South Africa in 2018.

THE 43RD MEETING OF THE EXECUTIVE COMMITTEE, BUSAN, KOREA

In Busan, the Executive Committee dealt with its composition and nominated a number of candidates for the General Meeting in Beijing. The Committee also re-nominated the five members of IAP's Conflict Committee and appointed Han Moraal as Secretary General.

The Committee discussed possible responses to human rights issues among IAP organizational members of which capacity building initiatives and an application procedure closer to IAP's Constitution are important parts. Discussions will continue at the next Committee meetings.

The Committee also discussed amendments to the Constitution, which can be found on the agenda of this General Meeting.

A standard item on the agenda for the "Northern Spring Meeting" is a briefing by the Standing Committee on Prosecutors in Difficulties. The activities of the SCPID are described further on in this Annual report.

The possibility of IAP Regional Offices was discussed in general. Due to language problems, it is sometimes difficult for the Secretariat to reach out to (potential new) members. The Committee agreed on setting up an experiment in one of the special language regions.

Next to an update on several special IAP networks, projects, partnerships and trainings, the Committee also discussed the financial situation and agreed with the 2016 financial statements. Please see the financial report for more details.

SENATE MEETINGS

THE 1ST TO 6TH MEETINGS OF THE IAP SENATE

The Senate of the IAP was created by Article 9 of the IAP Constitution. It consists of all past members of the Executive Committee and has a broad mandate to assist the Executive Committee and the President and to make recommendations on any subject relevant to the objects and functioning of the Association.

The Senate had remained dormant until 2011, when Rules of Procedure were drafted and a process put in place to hold a meeting of the Senate in conjunction with each Annual Conference and General Meeting of the IAP. Only brief references are provided here, but Agendas and Minutes of the meetings are held on file.

The first Senate meeting was held in Seoul, Korea at the time of the 2011 Annual Conference, when seven Senators attended. The Rules of Procedure were adopted. Nicholas Cowdery AM QC (President of the IAP, 1999-2005) was elected Chairman and Grenville Cross QC was elected Vice Chairman. Elizabeth Howe, IAP General Counsel, was appointed Honorary Secretary. All terms are for three years.

In subsequent years meetings were held at the time of the Annual Conferences in Bangkok (2012), Moscow (2013), Dubai (2014), Zurich (2015) and Dublin (2016) when 11 Senators attended (a record).

Nicholas Cowdery and Grenville Cross were re-elected in Dubai and Rasmus Wandall replaced Elizabeth Howe as Honorary Secretary when he came into office as IAP General Counsel. Those positions arise again for election/appointment at the meeting to be held in conjunction with the Annual Conference in Beijing, 2017.

Between formal meetings communications are made by email to and among a list described as Active Senators. All Senators and those retiring from the Executive Committee have been and are requested to indicate if they wish to remain active in the IAP Senate and those who have so chosen are kept on the Active list. Presently they number 43.

From time to time the IAP Secretariat has asked the Senate to source persons to participate in international programs of various kinds and the Senate has been involved in assisting with amendments to the IAP Constitution and other matters of IAP policy and practice. It stands ready to assist the IAP by drawing on the deep and wide experience of its members in almost 30 countries.

IAP AWARDS 2016

SPECIAL ACHIEVEMENT AWARD

The IAP Special Achievement Award has been presented to **The Anti-Terrorist section of the office of the prosecutors in Paris / the Paris Prosecution Team**, In recognition of the courage, tenacity and dedication of the team, under the direction of François Molins, Chief Prosecutor, and in particular Véronique Degermann, Deputy Chief Prosecutor and Camille Hennetier, Head of the Anti-Terrorist Section. Who, since 2015 have prosecuted several terrorist attacks which left 238 dead and over 850 wounded.



The action by the anti-terrorist team, who led the investigations, enabled the arrest of most members of the terrorist rings involved in the attacks and prevented, through the dismantling of dozens of jihadist networks, a significant number of future attacks. Their achievements underlined the leading role of the prosecution service in the fight against crime and has raised the public profile of the Prosecutor of Paris and his team as leaders in the fight against terrorism.

PROSECUTOR OF THE YEAR AWARD

Two candidates meet the criteria established in the IAP Awards Protocol:

The first award was for a team of South African prosecutors for their role in the so-called Geweld case.

The citation for this award reads as follows:

The reason for the Executive Committee of the IAP to elect the 'Geweld Case Team' for this prestigious award is, that – with great sacrifice and with the risk for their own personal lives - the Geweld Case Team successfully prosecuted the '28' prison gang. This prison gang is until today, known as the biggest gang conviction in South African history. Their leader, George Thomas, as well as 16 other gang members, were all sentenced to long-term imprisonment. An important consequence of this sentencing is that it gave the public confidence that the criminal justice system can and will successfully address the issue of gangsterism in their communities. This particular prosecution has since also served as a model upon which the police have based several other gang projects.



ADVOCATES WILLEM VILJOEN, CATHERINE BREYTENBACH AND CHRISTIAAN DE JONGH, FROM 'THE GEWELD CASE TEAM' RECEIVING THEIR AWARDS FROM IAP PRESIDENT GERHARD JAROSCH AND ACTING SECRETARY GENERAL HAN MORAAAL

The Afrikaans word 'geweld' means violence in English, and this case was all about violence.

The second Prosecutor of the Year award was for the Special Investigation Unit of the Public Prosecution Authority of the Kingdom of Saudi Arabia, based in Riyadh.

The citation for this award reads as follows:

The reason for the Executive Committee of the IAP to elect The Special Investigation Unit of Saudi Arabia for this prestigious award is, that since the forming of the team nearly ten years ago, more than eight hundred cases have been prosecuted successfully. The Special Investigation Unit has demonstrated special dedication and commitment, using extraordinary skills in investigating and solving several complicated murder cases in an innovative way.



DR. ABDULWAHAB SAUD ALAUDAIRY, DEPUTY PROSECUTOR-GENERAL AND DR. MAJID SAAD ALHARBI, SENIOR PROSECUTOR ON BEHALF OF THE SPECIAL INVESTIGATION UNIT OF RIYADH RECEIVING THEIR AWARDS FROM IAP PRESIDENT GERHARD JAROSCH AND ACTING SECRETARY GENERAL HAN MORAAL

CERTIFICATES OF MERIT

The IAP Certificate of Merit is awarded as an expression of the Association's gratitude to members of the IAP (individual or organisational) for their pursuit of the Objects of the Association. Certificates of Merit can also be awarded to non-IAP members as an expression of the Association's gratitude for supporting the association.

- Office of the Attorney-General of Switzerland; for organizing and hosting the 20th IAP Annual Conference and General Meeting in Zurich.
- Military Prosecutions Association, the National Association of Attorneys (CONAMP), the Association of the Ministério Público of the State of Rio de Janeiro (AMPERJ) from Brazil; for organizing and hosting the 5TH IAP Latin American Regional Conference, Rio de Janeiro, Brazil.
- Office of the Prosecutor General of the Russian Federation; for organizing and hosting the 7TH IAP Central and Eastern European and Central Asian Conference, Sochi, Russian Federation.
- Office of the Prosecutor General of Finland; for organizing and hosting the IAP Executive Committee Spring Meeting in Helsinki, Finland.
- Union of Magistrates of the Public Prosecution of Portugal; for organizing and hosting the 15th IAP Regional Conference and 2nd Global Forum in Lisbon, Portugal.

The IAP also awarded Certificates of Merit to the following members of the Executive Committee, whose terms have come to an end. The Executive Committee wishes to thank them for their commitment and dedication during the past years (*in the order pictured to right*):

- Basile Elombat (Cameroon) – Vice President
- Trakul Winitnaiyapak (Thailand)
- William Downer (South Africa)
- Raija Toiviainen (Finland) – Vice President
- Brian Saunders (Canada)
Agnes Diofasi (Hungary)



CONSTITUTIONAL AMENDMENTS

Since the General Meeting of 2016 in Dublin, the IAP secretariat, the executive committee and the senate has prepared proposals to amend to the IAP Constitution's article 9 and 19 section 1. The Executive Committee have approved both proposals, which have subsequently been communicated to the membership in accordance with our Constitution's rules on amendments in article 16.

The first proposal, which was initially proposed already one year and a half ago, concerns article 9 and the rules governing the senate. The proposal can be read in its entirety [here](#)

The second proposal concerns the definition of 'prosecutor' in the IAP Constitution. The full proposal can be read [here](#).

MEMORANDUM OF UNDERSTANDING (MOU)

THE IAP SIGNS MOU WITH THE APA

At the Annual conference in Dublin, the IAP signed a new MoU with the African Prosecutors Association (APA) in the autumn of 2016. The MoU is carried by the shared ideals of pursuing professionalism, ethics and human rights in prosecution and ensuring prosecutors continuously better capacity in their cross-border work and learning opportunities.



DR. JOÃO MARIA DE SOUSA, ATTORNEY GENERAL OF ANGOLA AND APA PRESIDENT AND GERHARD JAROSCH, IAP PRESIDENT SIGNING THE MOU BETWEEN THE TWO ORGANISATIONS

Partnerships with the APA and other associations working in Africa are essential to our work and we look forward to joining forces in future conferences, workshops and initiatives.

PROSECUTORS IN “DIFFICULTIES” PROGRAMME

Prosecutors, prosecution agencies and associations of prosecutions may encounter difficulties in all sorts of situations. Sometimes, prosecutors may face direct challenges from those in positions of authority, while on other occasions the danger can be of a violent nature but also very subtle. IAP's experience in the last decade shows that our Association can be a central importance to the protection of prosecutor's interests.

Article 8.2 of the IAP Constitution requires the Association's Executive Committee “to assist members in accordance with the objects of the Association”. In May 2012, the Executive Committee adopted the draft Protocol, which now regulates the way in which the Association processes requests for assistance from prosecutors in difficulty.

A Standing Committee on Prosecutors in Difficulty has been established, drawn from the Executive Committee and the Senate, and this will advise the President and the Secretary General on how best to respond to the difficulties that confront prosecutors in particular situations. The Protocol considers the scenarios most likely to arise, and provides guidance as to the conduct of investigations and the possible resolution of difficulties. In March 2016, the International Association of Prosecutors appointed three Executive Committee/Senate Members to serve on the Standing Committee on Prosecutors in Difficulty for a term of three years. The Standing Committee comprises Grenville Cross QC, Chairman (Hong Kong, China), William J. Downer, Deputy Director of Public Prosecutions, South Africa, and Christopher Toth, Deputy Executive Director, National Association of Attorneys General, United States of America.

In the past year the Secretariat and the Standing Committee has been active in cases concerning prosecutors in difficulty in Guatemala (trial against a prosecutor), Hong Kong (disciplinary case against a prosecutor), Macao (trial against a former prosecutor), Peru (death of a prosecutor), Turkey (situation in general regarding the Judiciary), Ukraine (complaint by a family member of a prosecutor), Venezuela and Zambia (upcoming court hearing against a prosecutor)

In the Venezuelan case, the IAP launched a public statement against the arbitrary and as it seems politically driven dismissal of the General Prosecutor of the Republic of the Venezuela. This statement is attached as **annex 1**.

IAP PROGRAMME AND PROJECT PLAN 2016 - 2018

In March 2016, a new plan for professional programmes and projects was presented to the Executive Committee and to the membership. Building on a combination of strong existing programmes and new initiatives, the plan is carried forward by the IAP core idea of creating a global community of prosecutors and of setting the standard for prosecution practice and for the role of prosecutors. It is this combination of global community building and standard setting that gives the IAP its unique position.

The professional projects for 2016-2018 brings together interconnected work agendas under the three headlines:

- Connecting prosecutors – strengthening the Global Community of Prosecutors;

- Setting the standard of prosecution practice;
- Bringing IAP standards to life to safeguard the role of prosecutors.

The programme and project plan is available [online](#).

PROFESSIONAL NETWORKS AND COMMUNITY BUILDING

Since 2009, the IAP has developed crime specific web-based networks and communities. Currently, basic web-based platforms have been developed in the following specialized areas:

1. Cybercrime (GPEN);
2. Trafficking of Human Beings and Migrant Smuggling (TIPP);
3. Counter-terrorism (CTPN);
4. Financial Crime; Asset-recovery, anti-corruption, money-laundering (NACP);
5. International Criminal Justice, including war crimes (FICJ);
6. Prosecuting Conflict-related Sexual Violence crimes (PSV);
7. Network for Military Prosecutors (NMP)

Furthermore, since December 2016, we have commenced registering specialist contact points – including MLA contact points with organizational members worldwide. The overall goal of these web-based networks and communities is to facilitate easy access to relevant global specialized communities for prosecutors and let these be the platforms within which prosecutors can make easy contact, exchange experiences, best practices and learning material, and in which they can facilitate global learning initiatives. The IAP has invested significant resources in 2016-2017 to reach out to organizational members to establish reliable contact points. As of August 2017, 40 % are fully updated and a total of 62 % are fully or partly updated. The number is growing every month and the completion of the full contact database is on schedule to be completed by 2018.

Furthermore, in an attempt to increase the number of individual members of the IAP and the expert communities, the IAP has offered a 1 year free membership to the following groups of candidates: 1) Potential members for the Specialist Networks, and 2) Delegates attending IAP (Regional) Conferences (first time in Jamaica). This recruitment activity will be evaluated ultimo 2017.

The former lists of experts in the special interest groups for GPEN, FICJ, PSV, NACP and CTPN have been updated.

MUTUAL LEGAL ASSISTANCE

Mutual Legal Assistance (MLA) continues to be a focus area within the specialized networks and communities and within the IAP in general. Since September 2016 we have worked on three aspects in particular:

1. We have launched an initiative to secure updated and reliable contact points in our database, including general MLA contact points with prosecution services. (see professional programme 2016-2018 pt. 1.2 goal 4). We expect to reach our goal for 2018.
2. We are connecting our work with other networks and other associations as well as with domestic institutions' networks to solidify the IAP database and to make it the go-to database for Organizational members. We have, through our MoU with the African Prosecutors Association, made agreement to expand the information on MLA contact points on the African continent. Similarly, we are in discussions with the European Judicial Network to facilitate a similar arrangement. Since April 2017, the IAP has continued to work with the EUROMED IV project aiming to build sustainable MLA networks in the Euro-Mediterranean region. As reported below also, we continued our collaboration with UN CTED and UNODC to facilitate global counter-terrorism expert prosecutor database. The implementation of that project will commence December 2017.
3. A particular feedback from IAP members is that existing MLA tools available from international organizations centered around Central Authorities often do not adequately respond to the practical needs of prosecutors facing legal assistance requirements. Since September 2016 the IAP has carried out a series of activities to communicate the practical needs of prosecutors to secure efficient MLA.

SECURING EVIDENCE IN COUNTER-TERRORISM CASES THROUGH JUDICIAL COOPERATION:

The partnership between IAP (CTPN), UN CTED and UNODC to increase the practical efficiency of judicial cooperation, and to increase the capacity of prosecutors to prepare and carry out mutual legal assistance work in counter-terrorism and other related areas of crime has received funding from the United States Department of State. The funding allows the first major phase of the project to be realized (2017-2019), including:

- Creation of a database of central national authorities (CNA) for terrorist cases
- Development of a global network and database of specialist counter-terrorism prosecutors
- Development of a practical guide on requesting and gathering electronic evidence
- Development of e-learning training curr. Dealing with requesting and gathering electronic evidence.
- Carry out four regional capacity building workshops

The IAP(CTPN), UNCTED and UNODC are now fundraising the next phases of the project.

VICTIM OFFENDER MEDIATION GUIDELINES:

The Supreme Prosecutor's Office for South Korea and the IAP have lead the drafting of IAP guidelines for victim offender mediation. The guidelines aim to set the standard for victim offender mediation mechanisms and to identify and emphasize the crucial principled decisions that need to be made in the process of implementing victim offender mediation mechanisms. The development of the draft has benefitted from the constructive comments and input from expert IAP members worldwide. The guidelines will be presented at a special session during the Annual Conference in Beijing in September, where IAP will facilitate a discussion with the UNODC Justice Division on restorative justice taking point of departure in the draft guidelines.

New guidelines and best practice projects are under preparation for 2018 and members are invited to reach out to the secretariat if they are interested.

RESEARCH ACTIVITIES:

Again this year, the IAP has assisted other international associations and organisations with carrying out research within the objectives of the IAP.

Furthermore, again this year, we are collaborating with other organisations to communicate significant research findings to prosecutors and for researchers to acquire input from prosecutors. During the Annual Conference in Beijing, the Open Society Initiative will present their multi country research project into the use of pre-trial detention by police and prosecution services to the IAP during a special session.

Further activities pertaining to prosecutorial independency and to the safety and security of prosecutors is described below.

OPERATIONAL ASSISTANCE:

The IAP is frequently approached with requests to identify and contact prosecutors in countries both regionally and globally to participate in training activities, reform projects and to provide expert advice. Since December 2015 we have prioritized these requests. The increasing reach and reliability of our specialized contact points in the IAP database is a crucial development to this end.

The IAP has continued its partnership with OSCE (ODIHR) (EC Grant project) to train and build capacity of prosecution for handling hate crimes. The project among others involves an agreement for the IAP to facilitate trainers through the IAP membership and to develop a handbook for prosecutors.

IAP TRAINING PROGRAMME

THE SIRACUSA COURSE:

Since the Annual Meeting in Zurich 2015, the collaboration with the International Institute of Higher Studies in Criminal Sciences (ISISC) and the International Association of Penal Law (AIDP) has resulted in two **specialization courses for junior prosecutors** in international and transnational criminal law and justice in July 2016 and July 2017. The 2017 course is also made in partnership with the International Association of Penal Law and National Attorneys General Training and Research Institute. In 2017 more than 180 prosecutors from around the world applied for the course. For two weeks in July, 60 prosecutors came together at the Institute in Siracusa, Sicily for 21 sessions divided in two week-long modules on international criminal justice and transnational crime and judicial cooperation. The lectures and training were delivered by some of the best practitioners and academics in the field.

Between 2016 and 2017 we have invested significant resources in upgrading the interactive methods applied during the course, to implement a new evaluation method, and to increase the content as to practical MLA methodology. The evaluation of the course shows an increase in the level of student satisfaction and gives an indication of areas for further development.

The course is offered again in 2018.

THE NAGTRI PROGRAMME:

Since 2011, the IAP assisted NAGTRI in recruiting suitable international candidates for their annual International Fellows Programme, by distributing “Calls for Application” to the IAP membership. Again, this year, 24 international prosecutors received a grant to participate in the NAGTRI Programme and the majority of these were picked from the IAP group of applicants.

GPEN TRAINING ACTIVITIES

The **East Africa Regional Conference on Cybercrime and Electronic Evidence** took place on 10th – 12th July 2017, Le Meridian Hotel in Mauritius

GPEN jointly organized and co-sponsored the East Africa Regional Conference on Cybercrime and Electronic Evidence with the aim of equipping prosecutors, judges and law enforcement with an understanding of cybercrime, electronic evidence and international cooperation. On the last day of the conference GPEN established the East Africa Regional Cybercrime Network (EARCN).

The conference was jointly organized and sponsored by the IAP/GPEN, Mauritius Government and the Council of Europe. East African countries were invited to each send a prosecutor, judge and a police officer to represent them at the conference. Including Mauritius, representatives from 12 East African countries attended the conference.



Also present were representatives from GPEN, Council of Europe, European Union, African Union, UNODC, and UNAFRI. The conference was an introduction to cybercrime, electronic evidence and international cooperation.

Our next event is the **Regional Cybercrime Training which will take place at Baku, Azerbaijan on 9th – 11th October 2017.**

This will be a joint Regional Cybercrime Training event organized by GPEN, the Council of Europe and the Azerbaijan Government.

GPEN WEBINARS

IAP's project and special network on cybercrime, the Global E-crime Network for Prosecutors (GPEN), running now for the fourth year on a row, is, next to monthly newsletters, running a web based library, organizing anti-cybercrime trainings and seminar in all world regions, also producing a monthly webinar. For the third year on row 12 webinars were organized for prosecutors with a wide variety on cyber related topics.

The GPEN project is funded by the UK Foreign Commonwealth Office and the IAP.

GPEN holds 12 webinars a year. All webinars are recorded and are available to download from the GPEN website and watch at your leisure- <http://www.iap-association.org/GPEN/GPEN-Learning-Centre/Webinars> . Recent webinars have included:

- **UNODC's Global Programme on Cybercrime: investigating dark net and cryptocurrencies around the world** – In this webinar Neil Walsh explains the darknet and bitcoin and discusses current investigative techniques. 5th July 2017
- **The Brazilian experience obtaining internet evidence** - Fernanda Teixeira Souza Domingos is a Federal Prosecutor at São Paulo office, Brazil and Coordinator of the cybercrime working team at Procuradoria da República em São Paulo as well as a Member and second coordinator of the national Brazilian cybercrime working team. In this webinar Fernanda talks about Brazil's experience of prosecuting cybercrime and obtaining digital evidence from internet companies. 17th May 2017
- **Fight against corruption – the Azerbaijan experience** - Isfandiyar Hajiyev and Sabuhi Aliyev, Preventive measures and Inquires Department of the Anti-Corruption Directorate with the Prosecutor General of the Republic of Azerbaijan talk about the huge progress Azerbaijan has made in the fight against corruption. Find out more about the journey and what they have found works and doesn't work in the fight against corruption. 2nd May 2017
- **Network of prosecutors taking care of cybercrime matters in Hungary** - Dr Attila Kökényesi-Bartos presents a webinar that examines the foundation of a network for the support of the investigation and prosecution of cyber and cyber-enabled crimes in Hungary. 18th April 2017
- **Using Social Media as an Agent in Fighting Organised Crime** - Gus Dimitrellos is a retired US Secret Service special agent and currently the President of Cyber Forensics. In this webinar he talks about using Social Media to identify, track and geographically place suspects and their associates. 21st March 2017

- **Cloud-E with a chance of MLATs** – Steve Brown presents an introduction to the evolving world of cross-border digital evidence, with a discussion about how to obtain digital evidence across borders and lots of resources for prosecutors. 1st February 2017
- **Searching E-Devices at Customs: Lessons (?) from Canada** - Professor Robert Currie, Schulich School of Law, Dalhousie University, Halifax, Canada discusses the issues relating to the searching of digital devices at Customs, current practice and future developments. 17th January 2017
- **Law reform (fraudulent transactions) (special provisions) Act 2013:** Jamaica's response to the proliferation of data identity theft and connected matters - Luciana Ramsay-Jackson, Senior Assistant Director of Legal Reform Legal Reform Department, Jamaica discusses Jamaica's response to the proliferation of identity theft through the means of law reform. 14th December 2016
- **Criminal Harassment in Cyberspace** - Professor Jonathan Clough Monash University, Australia. Focusing on the laws of England and Wales and Australia, this presentation looks at the range of conduct which may broadly be described as online criminal harassment. It considers the application of existing laws, the development of new provisions, and the challenges that prosecutors may face in prosecuting online harassment. 16th November 2016
- **Implementing the NOCAP (National Online Child Abuse Protection) process** - Donna Munroe has developed an innovative approach to investigating and prosecuting crimes associated with possession of child abuse images. Date: 26th October 2016
- **Prosecuting Crimes against Children** - Allison Dellandrea, Crown Counsel, Toronto, Canada talks about current trends and developments when prosecuting internet crimes against children. 22nd September 2016

Future webinars

Future webinars include:

- **Fighting Cybercrime in Tanzania** - Josephat Mkizungo, Tanzania , 20th September 2017
12:00 British Summer Time
- **Identifying and prosecuting criminals on the Darknet** - Cai Rutter, Germany, 18th October 2017 14:00 British Summer Time

We would love to see you at the GPEN webinars. Please contact sarah@gpen.info to book a place.

PROSECUTORS EXCHANGE PROGRAMME (PEP)

Calls for expressions of interest in the exchange program were sent out early in the year and the response was overwhelming, both from prosecution offices seeking training and those offering to assist. The PEP programme hopes to be able to move ahead with the first of these exchanges soon.

There is a new exchange collaboration between a Canadian jurisdiction and the Solomon Islands for a two month PEP exchange which will commence in mid-October.

The third PEP exchange between a Canadian jurisdiction and the prosecution office in Mongolia is set to take place in the Spring of 2018. This exchange builds on the work that was done on the two previous exchanges which took place in 2012 and 2014. Funding for this exchange is expected to come from the Asian Development Bank.

Commencing 2018, NAAG has secured a very generous funding of \$15,000 USD for the PEP.

BRINGING IAP STANDARDS TO LIFE

SAFETY AND SECURITY OF PROSECUTORS

The safety and security of prosecutors is a central concern for prosecutors globally and a focus for IAP activities (professional programme 2016-2018 3.1). In the professional programme, we aim to bring the IAP minimum security standards to life by developing and distributing practical tools for based on increased knowledge.

In September 2016, the IAP in collaboration with Carl Prophet and Justice Education Society (Canada) presented a pilot survey of members' perceptions of their safety and security and the measures available for their protection. Based on that, we have since then put together a working group to lead the development of the global survey and to begin the facilitation of a global survey on this matter. The questionnaire for the global survey has been produced and translated and the questionnaire made ready for circulation after the Annual Conference in Beijing.

PROSECUTORIAL INDEPENDENCE

In the last months, we have begun preparing for the substantive work towards the Annual Conference 2018 in Durban, where the main theme is prosecutorial independence. The 3rd Global Forum for Prosecutors Associations dedicated its annual theme to accountability and ethical standards in prosecution. Furthermore, the IAP has participated in global, regional and local discussions on independence and accountability and have reached out to many members to prepare a better assessment of key challenges.

The IAP has been represented in a series of global and regional events in discussions on challenges to independent and accountable institutions of justice. Among others, the IAP was represented in the IBA's panel on independence, accountability and integrity (the IBA integrity initiative), in the OECD ACN Law Enforcement Network for eastern Europe and central Asia in Astana, Kazakhstan, giving a keynote on prosecutorial independence and accountability in the realm of anti-corruption investigation and prosecution. In December, the IAP took part in a workshop with the Attorney General of Ethiopia and his senior staff in discussions on how to organize a modern, professional and independent prosecution service under the rule of law. Most recently, the IAP was represented at the International Society for the Reform of Criminal Law on the issue of independence and accountability of prosecutors.

A special workshop has been prepared to take place during the Annual Conference 2017 to address the question of independent prosecution and in particular questions concerning the appointment, tenure and removal from office of prosecutors.

HUMAN RIGHTS

We have continued discussions in the executive committee on how we respond to allegations and concerns of human rights violations in jurisdictions of organizational members. Furthermore, we have continued our discussions on how we can further our efforts to raise the professional standards of prosecutors in general and pertaining to human rights in particular in the professional programmes 2018 onwards.

Furthermore, we have arranged two sessions during our annual conference in Beijing on the matter of professional standards and human rights. The first session will deal primarily on international professional standards pertaining to independent prosecution and thus a core requirement for respect of rule of law and human rights in criminal procedure. The second session will report on a comparative research project looking into the role of prosecutors in the use of pre-trial detention. The latter is a collaboration with the Open Society Initiative.

The IAP has also continued its collaboration with ICAR and have arranged a special session on the investigation and prosecution of cooperation in cases of human trafficking.

PARTNERSHIPS:

IAPs partnerships have expanded. The MoU with APA was signed in Dublin in September. We have further held meetings with EJM and EJTN and with the IAJ to establish closer cooperation.

On an operational level, we have continued our close collaboration with ICAR, ABA, IBA, and ICJ. Our ongoing partnership with the OSCE is progressing. Furthermore, the IAP has joined the Euromed IV project as a key stakeholder. The longstanding partnership with the International Society for the Reform of Criminal Law has been revitalized and IAP renewed its place on the board of directors. The International Legal Assistance Consortium, which our former GC and current IAP Senator Elizabeth Howe, was represented in and is now the President of, has reformed their organizational setup. The IAP GC is represented on the ILAC advisory council, which has taken over the role from the former larger board. Moreover, on an operational level, we have continued our close collaboration with the UNODC. With the Counter-terrorism branch and the organizational crime division we are collaborating on MLA platforms and tools. With the Justice Division, we are collaborating to secure input into our VOM guidelines currently being drafted. With the UN CTED we continue our collaboration to secure better tools for prosecutors in securing digital evidence in counter-terrorism cases. Since April we have also reached out to the ICT4Peace organization, which specializes in private-public collaboration in this area, for potential collaboration.

IAP PUBLICATIONS

IAP NEWSLETTERS

After more than two years of silence, last January 2017 a brand new and digital IAP newsletter was launched. Format and design are the same as the GPEN and FICJ newsletters. The first three

newsletters were 20-pagers (January, May and September 2017), full of articles on membership and members, the Executive Committee, past and future conferences and other topics that could be of interest of IAP's members. The frequency of the publications will be four times a year.

NEWSLETTERS FROM SPECIALIST NETWORKS

The GPEN and FICJ E-newsletters are consistently published on the specialist websites and distributed on a monthly basis to the enlisted members of these networks. The feedback from our members is very positive; this is clearly a product of high value.

REPORTS FROM PAST IAP EVENTS:

The 21st IAP Annual Conference and General Meeting,

DUBLIN IRELAND, 11 – 15 SEPTEMBER 2016

Theme: "The Prosecutor and the Investigator"

The Office of the Director of Public Prosecutions of Ireland hosted the unforgettable 21st IAP Annual Conference and General Meeting this past September. Over the course of five days in the welcoming Irish capital, with plenary sessions and keynote speeches, workshops and special interest group meetings, 544 prosecutors from 89 countries from five continents of the world joined together in a constructive comparative discussion of this often complex relationship between the investigator and prosecutor, and the many substantive areas of criminal law in which it is practiced.



A record 102 prosecutors and other professionals contributed actively to the professional conference programme. The available reports and contributions to the conference sessions are available on the [IAP website](#).

The 4th IAP North American and Caribbean Conference,

2 – 4 NOVEMBER 2016, MONTEGO BAY, JAMAICA

Theme: "Prosecution and Governance in the 21st Century - Current and Future Challenges to Tackling Cybercrime and Organized Financial Crimes".

The Office of the Director of Public Prosecutions, Jamaica hosted the 4th North American and Caribbean Regional Conference of the IAP at the Montego Bay Convention Centre in November. The Office brought together over 140 participants from 25 countries for two days of intense workshops and discussions on 'Prosecution and Governance in the 21st Century - Current and

Future Challenges to Tackling Cybercrime and Organized Financial Crimes'. The conference was a major success and an important milestone. It was the first Conference of its kind to be held in the Caribbean since the establishment of the IAP in 1995.

Over the last decade, the nature and scope of transnational crime has changed significantly with the increased use of technology. It was made clear that in order to effectively combat cross-border crime, there is an urgent need for us to recommit to this issue and to establish cooperative relations. For this reason, it was also a significant outcome of the conference that the Caribbean Association of Prosecutors was revived during the conference

The full report is available on the [IAP website](#)

The 10th IAP Asia & Pacific Regional Conference,

5 – 7 APRIL 2017, BUSAN, SOUTH KOREA

Theme: Targeting Transnational Crimes in the Asia & Pacific Region

The Supreme Public Prosecutors Office hosted the 10th Asia & Pacific Regional Conference supported by the Busan District Prosecutors' Office and brought together 64 prosecutors from 25 different countries for two days of engaging sessions, discussions and community building. 13 speakers from nine countries took the group through interactive sessions and inspiring discussions, both during and between sessions. The Supreme Prosecutors Office and the Busan District Prosecutors' Office hosted the conference and ensured a great and meaningful conference and a wonderful visit to Busan, South Korea.

The two-day combined professional and social programme easily brought together the many delegates and allowed them to get to know each other, to exchange experiences and to strengthen their connections for potential mutual assistance in the future. Three main themes emerged through the sessions and discussions of the professional programme:

- The proceeds of crime and how to seize and confiscate them
- Transnational and interagency collaboration
- Evolving strategies of law enforcement – keeping up with change

The full report is available on the [IAP website](#).

6th IAP Latin American Regional Conference

27 – 28 APRIL, 2017, SAN JOSÉ, COSTA RICA

Theme: "A NEW PARADIGM IN THE FIGHT AGAINST CRIME IN THE WORLD. "The role of Public Prosecutors in the new era of Organized Crime"

Hosted by the Federación Latinomericana de Fiscales and the Asociación Costarricense de Fiscales, the conference brought together 46 prosecutors for two days of diverse programmes under the title 'A New Paradigm in the Fight Against Crimes in the World'.

16th IAP European Regional Conference

22 – 24 MAY 2017, IN TIRANA, ALBANIA

Theme: "New Investigative Approaches to Tackle Criminal Organizations using Internet"

The General Prosecutor's Office of the Republic of Albania hosted the 16th European Regional Conference of the IAP, bringing together more than 100 prosecutors to focus on new measures to investigate and prosecute internet based organized crime, to exchange best practices, and to build strong professional partnerships to further international cooperation between our agencies.

3rd Global Forum for Associations of Prosecutors

25 – 28 MAY 2017, BELGRADE, SERBIA

Theme: "Accountability and Ethical Standards in Prosecution"

The 3rd Global Forum for Associations of Prosecutors aimed to identify how Associations of Prosecutors can contribute most effectively to the strengthening of prosecutors' accountability and the implementation of ethical standards of prosecution service. The conference gathered some 100 representatives of prosecutors' associations from Austria, Brazil, Canada, Denmark, Hungary, Ireland, Italy, the Netherlands, Portugal, Bosnia and Herzegovina, Poland and Serbia. The Forum facilitated the exchange of practice and experiences from different countries on the role of prosecutors' associations in prosecutors' accountability, inter alia, in field of accountability in the media, in resource management (human and financial resources), and social responsibility. Also, accountability was assessed as a barrier against undue influence and that there is a need to increasing prosecutors' capacities.

8th IAP Eastern European & Central Asian Conference

26 – 28 JUNE 2017, TBILISI, GEORGIA

Theme: "Asset Recovery and Cybercrime"

The Office of the Chief Prosecutor of Georgia hosted the 8th IAP Eastern European and Central Asian Regional Conference, from June 26-28, 2017. More than 120 participants from 30 countries – representing Georgia, the United States, Canada, United Kingdom and other countries from Asia, Africa and Europe – gathered to share best practices in investigating and prosecuting cybercrime and facilitating international cooperation for effective asset recovery.

FUTURE IAP EVENTS/MEETINGS

11th IAP Asia & Pacific Regional Conference 2018



Venue: Port Vila, Vanuatu

Period: 25 – 27 April 2018

Limitation: 100 participants

Fee: 300 AUD

The Office of the Public Prosecutor, Government of the Republic of Vanuatu is hosting this event. More information about this event will be published on the IAP website during 2017.

23rd IAP Annual Conference and General Meeting 2018



Venue: Durban, South Africa

Period: 9 – 13 September 2018

Limitation: 500 participants

Theme: "Prosecutorial Independence and Accountability"

About the venue: The South African National Prosecuting Authority will host the 23rd IAP Annual Conference and General Meeting of the IAP in Durban, which is the largest city in the province of KwaZulu-Natal (South Africa's Zulu Kingdom). Durban is situated on the East Coast of South Africa and is seen as a vibrant city that is truly in touch with its African identity.

5th North American and Caribbean Regional Conference



Venue: Toronto, Canada

Period: October 2018

The Public Prosecution Service of Canada, the Canadian Association of Crown Counsel and Criminal Law Division, and the Ontario Ministry of Attorney General will be hosting this event. More information about this event will be published on the IAP website in 2018.

24th IAP Annual Conference and General Meeting 2019



Venue: Buenos Aires, Argentina

Period: Autumn 2019

Limitation: 500 participants

Host: The Office of the Attorney General's Office of the Autonomous City of Buenos Aires will host the 24th IAP Annual Conference and General Meeting in the autumn of 2019.

About the venue: The conference will be hosted in Buenos Aires, also called the 'Paris of South America', due to its soaring architecture and rich European heritage. The city is a study in contrasts: European sensibilities and Latin American passion; wide boulevards and cobblestone alleys; steamy tango and romping rock and roll; sidewalk cafés and soccer fanatics. More information about this event will be published on the IAP website during 2017 and 2018.

MEETINGS AND REPRESENTATION:

Speaking engagements provide a valuable opportunity to raise awareness of the IAP, to build working relationships with other associations and organizations and to engage in regional and global discussions of IAP standards and principles. Our officials have represented the Association at a wide range of international seminars, conferences and meetings, providing valuable input, bring IAP principles to use and helping to raise IAP's profile in pursuance of our objectives.

Please find some brief travel reports below:

IBA MEETING, WASHINGTON DC (SEPTEMBER 2016)

- Who:** General Counsel
- What:** Panel presentation and debate on Prosecutorial Independence and Accountability at the IBA annual meeting.
- Object:** 1) To represent the prosecutorial perspective in questions of judicial and prosecutorial independence in panel discussion, 2) coordinate with IBA President and research director our respective independence programmes.
- Outcome:** Fruitful panel discussion and ensuring the particular interests of the individual prosecutors are taken into consideration in the IBA proposed instruments on judicial integrity (e.g. to take into consideration the often fragile and vulnerable situation of individual prosecutors); Agreement to mutually assist each other with independence projects.

MEETING WITH ODHIR, OSCE, WARSAWA, POLAND (SEPTEMBER 2016)

- Who:** General Counsel
- What:** Start-up meeting of the EC funded Hate Crime Project
- Object:** Start-up and coordination of partner activities
- Outcome:** Coordination, and arrangement of reporting and budgeting arrangements.

UNODC COUNTER-TERRORISM BRANCH OFFICE, VIENNA, AUSTRIA (NOVEMBER 2016)

- Who:** General Counsel
- What:** Meeting with UNODC partners in CTPN MLA project.
- Object:** Plan substantive project elements and arrange division of labour between IAP/CTED/UNODC; budget plan.
- Outcome:** Final concept note and budget; meeting with Central Authority Database office on practical needs of investigators and prosecutors.

AFRICAN PROSECUTORS ASSOCIATION MEETING, LUANDA, ANGOLA (NOVEMBER 2016)

- Who:** General Counsel
- What:** Participation in APA meeting, Keynote address on Mutual Legal Assistance and the practical challenges for prosecutors.
- Object:** Meeting participation, MLA presentation and discussion and expansion on the African continent; connecting to African prosecution services.
- Outcome:** Participated in meeting, strengthening the ties with the APA, NACP expansion with several new members (the theme of the conference), presentation and discussion of mutual legal assistance challenges for prosecutors and possible strategies to overcome them. Furthering of independence dialogue and most importantly the safety and security dialogue on the continent.

COUNTER-TERRORISM COMMITTEE, UNITED NATIONS, NEW YORK, USA (NOVEMBER 2016)

Who: General Counsel

What: Chair and Presentation to the specialized Sessions of the CTC Meeting on Counter-terrorism and securing digital evidence in investigation and prosecution. Also participation of Thomas Burrows.

Object: Presentation; donor meetings with possible state sponsors.

Outcome: GC and Ex Com member Thomas Burrows chaired and presented on the challenges of prosecutors in securing digital evidence to the Security Council and to the state parties to the United Nations. Donor meetings with 20 potential donors.

The event was an opportunity to present the concept for an effective global framework to carry out mutual legal assistance in Counter-terrorism cases to the state parties presented at the meeting. In a partnership with the UN CTED and the UNODC, the IAPs Counter-terrorism Prosecutors Network (IAP CTPN), put forward a proposal for a project to significantly increase the capacity of prosecutors and to secure a vital improvement of practical tools for investigators and prosecutors to prepare and carry out mutual legal assistance work in counter-terrorism and other related areas of crime. The three partners presented the proposed project to state parties on December 1st, 2016 and are now following up with the significant and broad interest.

UNODC, MEETING WITH ANTI-CORRUPTION OFFICE, VIENNA, AUSTRIA (NOVEMBER 2016)

Who: General Counsel

What: Meeting with Anti-Corruption office, UNODC

Object: Discuss possible collaboration on updating anti-corruption prosecution handbook and to extent NACP partnerships to regional asset recovery networks.

Outcome: Agreed to possible framework for update of handbook to be further discussed within the IAP.

INDEPENDENCE AND ACCOUNTABILITY WORKSHOP W/ATTORNEY GENERAL OF ETHIOPIA, ADDIS ABABA, ETHIOPIA (DECEMBER 2016)

Who: Immediate Past-President and General Counsel

What: Workshop with new AG and senior staff

Object: To facilitate discussion on key topics for new AG in reforming the prosecution service of Ethiopia

Outcome: Two-day workshop with AG and senior staff

OECD AND ANTI-CORRUPTION NETWORK FOR CENTRAL ASIA AND EASTERN EUROPE, ASTANA, KASAKHSTAN (DECEMBER 2016)

Who: General Counsel

What: Invitation of OECD facilitated by Kamran Aliyev to deliver a keynote presentation on

transnational networks in anti-corruption matters and on prosecutorial independence, and to extend our networks to the region. Also, participation of Vitaliy Kasko.

Object: Deliver keynote presentation on transnational networks in anti-corruption matters and prosecutorial independence, and to extend our networks to the region.

Outcome: Presentation; facilitated discussion of independence and accountability also with Ex Com member Vitaliy Kasko; planning of global workshop on prosecutorial independence and accountability of OECD with the participation of the IAP.

MOSCOW, RUSSIAN FEDERATION 12 JANUARY 2017

Who: IAP President and Secretary-General

What: Celebration of the 295th anniversary of the Russian Prosecution Service; meetings with several heads of prosecution services including the Russian PG.

Object: Representing the IAP; fostering relations with prosecution services from several central and eastern European and central Asian countries.

Outcome: We held talks with the Russian PG and his staff on further support for the IAP including the possibility of a regional office in Russia.

A delegation from the Greek Prosecutor General's Office met with us to discuss the possibility of hosting an annual conference in Athens.

A further unexpected outcome was a meeting with the Cuban Prosecutor General who was interested in joining the IAP. Since this meeting, we progressed with a Cuban organizational membership via correspondence.

TAIPEI CITY, TAIWAN JANUARY 2017

Who: Executive Director and IT Programmer Daniel James Varab

What: To perform a training of local team of prosecutors and web managers in the use of the IAP web Content Management System.

Object: To transfer the administration and facilitation of the IAP Chinese Website to local team and to discuss and prepare for the launch session taking place during the Regional Conference in Busan 6 April 2017.

Outcome: Successful transaction of competences

CHISINAU, MOLDOVA - JANUARY 2017

Who: President

What: Celebration of the 25th anniversary of the Moldovan Prosecution Service; meetings with several heads of prosecution services including the Moldovan PG and MoJ.

Object: Representing the IAP; fostering relations with prosecution services from several central and eastern European countries. Renewal of Moldovan Organizational membership.

Outcome: Succeeded in renewing Moldovan membership. Started talks with Lithuanian Deputy PG about Organizational membership; since then progressed via correspondence (President and ED).

EUROMED IV START-UP CONFERENCE AND IAP COORDINATION, THE HAGUE (FEBRUARY 2017)

- Who:** General Counsel
- What:** Representing IAP at the EUROMED IV start up conference bringing together all active partners and stakeholders.
- Object:** Partnership towards better MLA platforms and networks in the Euro-Mediterranean region.
- Outcome:** Coordination of future participation in regional MLA workshops and role in building prosecutorial networks in the region.

VIENNA, FEBRUARY 2017

- Who:** President
- What:** Meeting with the new President of the Deutscher Richterbund (German Association of Judges and Prosecutors).
- Object:** Organizational membership of the Deutscher Richterbund.
- Outcome:** Still open due to the fact that the German Association is representing both professions and thus reluctant to join International Associations. Ongoing correspondence between President and Deutscher Richterbund.

CAIRO, EGYPT (MARCH 2017)

- Who:** General Counsel
- What:** After LOC meeting in Durban it was agreed that the IAP would join the APA ex com meeting in Cairo to present the process plan towards Durban'18 and to make agreements on the framework of collaboration between IAP and APA
- Object:** Planning of IAP Durban'18
- Outcome:** Planning of IAP Durban'18

BAKU, AZERBAIJAN (3 -6 MAY 2017)

- Who:** Secretary General and Executive Director
- What:** Curtesy visit and renewal of individual memberships
- Object:** To discuss the terms of the hosting of the 45th Executive Committee Meeting with MoJ and PG, to reaffirm the close ties between Azerbaijan and IAP and to renew existing memberships, sign up new members and meet with web-team supporting the Russian and the NACP websites.
- Outcome:** Renewed 196 Individual Memberships and recruited 14 new Individual Members. Agreement reached regarding overall terms for the hosting of the 45th Ex. Com. Meeting

EDINBURGH, SCOTLAND (JUNE 2017)

- Who:** General Counsel

- What:** participation in the 2017 Meeting of the European Working Group on Penal Decision-Making (ESC)
- Object:** represent the IAP and to gain better contacts among European academics and practitioners in the field.
- Outcome:** Participation and contribution to the meeting with Scottish Prosecution Service. Discussion with Edinburgh University and Leiden University Criminal Law group of possible collaboration.

SIRACUSA, ITALY (JULY 2017)

- Who:** General Counsel and Senior Legal Advisor
- What:** 2nd IAP Specialisation Course for Junior Prosecutors
- Object:** Opening of conference; introduction to students; session on Professional Standards; programme assistance; coordination with course director and course managers.
- Outcome:** 2nd Specialisation course completed

NEW YORK, USA (JULY 2017)

- Who:** Secretary General and General Counsel
- What:** United Nations Counter-Terrorism Committee Special Meeting on Judicial Cooperation
- Object:** Represent IAP in two expert sessions on judicial cooperation and the role of professional networks of prosecutors before the Security Council's Counter-terrorism Committee and its Executive Directorate. Furthermore, meetings with US representatives on their donation to our partnership with CTED and UNODC.
- Outcome:** The meeting represented a rare focus on judicial cooperation on this level of UN committee. The IAP was able to make strong case for the need of including the level of professional networks of prosecutors into the operational frameworks of judicial cooperation. The need thereof was included in the final recommendations of the meeting. GC was also able to meet with both US state department donors for further negotiation of funding and with new potential donors. Finally, GC was able to meet with Alex Whiting (former ICTY prosecutor & currently professor of law) about involvement in next year's project on professional standards for prosecutors.

ISRCL ANNUAL MEETING, SAN FRANCISCO, USA (JULY 2017)

- Who:** General Counsel
- What:** Representing the IAP at the Annual Conference of the International Society for Reform of the Criminal Law. One of the main themes: ethical duties of prosecutors
- Object:** Deliver keynote address, expand IAP network and revitalise partnership with ISRCL.
- Outcome:** IAP represented in the board of directors; keynote; made connection with the ISRCL key persons and most importantly there institute which could be useful for further projects. Also able to meet with former Deputy DA and currently professor of law David Sklansky (Stanford) to participate in next year's project on professional standards of prosecutors.

ST. PETERSBURG, RUSSIA (AUGUST 2017)

- Who:** President, Secretary General and Executive Director.
- What:** Meeting with Deputy Prosecutor General and the local Prosecution Service.
- Object:** To discuss a possible Pilot Project Partnership between the Russian Prosecution Service and the IAP related to a possible future introduction of Regional Front Offices.
- Outcome:** It was agreed to place the first (experimental) Regional Front Office in St. Petersburg. During the 1½ year pilot-project phase this office will support the IAP Secretariat with issues related to the day-to-day administration of Russian speaking members and with a general outreach to the Russian Speaking part of the world. A report on experiences gained and potential added value will be presented to the Executive Committee during the “Northern Spring” meeting in Mauritius 2019.

Next to above mentioned, more external, representation the IAP Officials also facilitated several regional IAP conferences as well as they paid some co-called “Site Visits” to a number of future IAP Conferences, with the purpose of matching expectations, establishing relationship between the IAP and the local host representatives and to agree on logistical arrangement (conference venue, hotels and social events). Any cost related to any such site-visits rest with the host.

IAP CONFERENCES FACILITATED FROM 2016 – 2017:

- Venue:** **Montego Bay, Jamaica, 2 – 4 November 2016**
- What:** 4th North American and Caribbean Regional Conference
- Whom:** Secretary-General, General Counsel and Executive Director
- Venue:** **Busan, South Korea. 3 – 7 April 2017**
- What:** 43rd IAP Executive Committee Meeting and the 10th Asia and Pacific Regional Conference
- Whom:** President, Secretary-General, General Counsel, Executive Director and Project and Community Manager
- Venue:** **San José, Costa Rica, 26 – 28 April 2017**
- What:** 6th Latin American Regional Conference
- Whom:** President, Secretary-General and Executive Director
- Venue:** **Tirana, Albania, 22 – 24 May 2017**
- What:** 16th European Regional Conference
- Whom:** President, General Counsel and Executive Director
- Venue:** **Belgrade, Serbia, 25 – 27 May 2017**
- What:** 3rd Global Forum for Associations of Prosecutors
- Whom:** President, General Counsel and Project and Community Manager
- Venue:** **Tbilisi, Georgia, 26 – 28 June 2017**
- What:** 8th Eastern European and Central Asian Regional Conference

Whom: Secretary-General, General Counsel and Executive Director

VENUES SITE-VISITED FROM 2016 – 2017:

Destination: Tbilisi, Georgia, 24 – 26 October 2016

What: Venue for: 8th Eastern European and Central Asian Regional Conference

Whom: Secretary-General, Executive Director and Josip Cule, IAP Executive Committee Member

Destination: Busan, South Korea, 23 – 25 January 2017

What: Venue for: 43rd Ex. Com. Meeting and 10th Asian and Pacific Regional Conference

Whom: Secretary-General and Executive Director

Destination: San José, Costa Rica, 7 – 9 February 2017

What: Venue for: 6th Latin American Regional Conference

Whom: Secretary-General, Executive Director and Luis Cevalco, IAP Executive Committee

Destination: Beijing, China, 19 – 22 February 2017 / May 2017

What: Venue for: 22nd Annual Conference and General Meeting

Whom: Secretary-General, Executive Director and General Counsel

Destination: Durban, South Africa, 13 – 15 March 2017

What: Venue for: 23rd Annual Conference and General Meeting

Whom: Secretary-General, Executive Director and General Counsel

IAP SECRETARIAAT: GUEST VISITS

BOARD NETWORK MILITARY PP (11 JULY 2017)

Who: Secretary-General, Executive Director, Project and Community Manager.

What: Meeting with the Danish Military PG Lars Stevnsborg, the Dutch Military Prosecutor Liane Grooters and paralegal Mr. Nijhof of the Dutch Military PP, Bruce MacGregor, Canadian Military PP.

Object: To discuss the scope of the NMP SIG Meeting and a special round table discussion in Beijing and the role of the Board, the website and maintenance the website.

Outcome: Agreement on agenda SIG Meeting and round table discussion. Agreement on board members for the first NMP Board (DK, CAN and NL), support from Dutch side for the website.

FINANCIAL REPORT 2016

INTRODUCTION

After the unpleasant findings in Helsinki, March 2016, many things happened. No need to repeat all of it, as the Executive Committee has been regularly updated on developments and actions taken. Also the General Meeting in Dublin, September 2016 was fully updated on the irregularities. Important to mention is that the former Secretary General, as the present Secretary General already reported to the General Meeting in Dublin, indeed paid all his debts back to the IAP. The present Secretary General also negotiated with the former Secretary General and with the former accountancy firm a certain level of compensation for the past incidents. With those agreements, with the review of the financial years 2012-2015 and with the full pay back of the former Secretary General, the present Secretary General has suggested to the Executive Committee to close the financial past. The Executive Committee agreed with the Secretary General on this.

What is left is 1) the finalization of the professionalization programme at the Secretariat and 2) a proper and swift set-up of every year's financial statements with the new accountancy firm.

1. STATUS ON THE INTEGRATION OF NEW FINANCIAL SYSTEMS AND PROCESSES

After the 41st Meeting of the Executive Committee in Helsinki the new Secretary General was mandated to integrate more transparent working structures and procedures in the financial management of the Association, which included integration of a proper digital bookkeeping system that meets common standards. A bookkeeping system proposed by our new accountants Baker Tilly Berk (BTB) has been operating since summer 2016.

Regarding financial management processes: The Bureau of the Secretary General is responsible for the financial authorization of invoices, which follows the double signature requirements. Each invoice is approved by two authorized Members of the Board of the Stichting Treasury (IAP's legal body and financial vehicle). In addition to processing the annual financial statements Baker Tilly Berk since 2016, also handled the bookkeeping.

Further a new financial procedure and procurements manual was drafted and adopted by the Executive Committee in Dublin, September 2016. An updated version was presented to the Executive Committee in Beijing, 9 September 2017.

The IAP Financial Oversight Committee (FOC) was asked by the Secretary General to take up an extra monitoring role. Apart from reviewing and discussing the annual financial statements with the accountant BTB, the FOC has also been asked to look into the working structures and processes of the Bureau to observe if the financial management is executed in accordance with the IAP Financial Procedures Manual and in general review the proper use of IAP money. The FOC reported its positive findings to the Executive Committee at the Busan meeting in April 2017.

2. REPORT ON THE 2016 FINANCIAL STATEMENTS

After assisting the IAP with finalizing the 2015 financial statements, the new accountancy firm Baker Tilly Berk (BTB) prepared its second and full financial report for 2016 within the first three month of

this year to allow the Secretary General to present the financial report at the northern spring meeting of the Executive Committee. Just as it should be.

The final draft of the financial report 2016 was discussed with the Financial Oversight Committee (FOC). The FOC presented its positive opinion at the Executive Committee meeting.

The financial statements for 2016 show a net result of 8.000 EUR between income and expenses, which is about 17.000 EUR more than the 2015 result. However, 2016 can hardly be seen as business as usual. There are the following significant differences with previous years.

The expenses increased significantly, which can be explained as follows:

- The costs of setting up a new financial system and bookkeeping, and the costs of the financial and forensic accountancy were substantial in 2016, but was largely compensated by extra income due to the former Secretary General's payments.
- The post 'Wages and salaries' rose considerably, due to the permanent employment of our General Counsel and Executive Director, who were both contracted during 2015.
- Also the money spend on the production of newsletters rose, due to a new contract with the FICJ-coordinator and due to the startup process of IAP's new digital newsletter.
- Extra translation costs were caused by IAP's responsibility for extra interpretation (Russian and Arabic) at the Annual Conference in Dublin.

However, this caused no financial problems, the balance ended with a small net result of 8.000 EUR, due to a considerable increase of the income from memberships (321.000 -> 428.000 EUR).

Again, 2016 can hardly be seen as a normal financial year. 2017 should bring a clearer picture of IAP's financial wellbeing. But the Secretary General has no doubt that the IAP is financially healthy.

The Hague, September 2016

Gerhard Jarosch
PRESIDENT OF IAP