

EXAMPLES OF GOOD PRACTICE – Wish List
IAP Regional Conference, den Haag,
March 2009

1. Separately funded Specialist Prosecutors and Police officers in each country to deal solely with MLA (Asset Recovery) issues.
2. Good communication between Prosecutors of different jurisdictions before a LOR is sent off and afterwards, to enable Prosecutors to be able to monitor the progress of requests.
3. Proper identifiable points of contact in each country – EJN must be regularly updated.
4. Liaison Magistrates in each jurisdiction. Unfortunately, this is not an option for smaller countries, as the pool of expertise would be depleted (Swiss colleagues)
5. Eurojust must be strengthened and widened.
6. Once a LOR is received, Prosecutors should examine the request as soon as possible and make a decision as to whether there is enough evidence available to enable the Requested State to commence its own investigation. This is usually very helpful as it enables them to provide the Requested State with much more information than a narrow LOR allows.
7. Use ICAR.
8. Budget holders need to be educated so they realise how necessary it is and how much it expedites the flow of information if the Prosecutors (and officers) could travel to and discuss matters with their colleagues abroad.
9. Pros and Cons regarding incentivisation. STAR project allocates funds that have been confiscated, into a separate pot, which is then split between specific areas. The Ministry of Justice in France does this in relation to monies confiscated from drugs barons. This is used to fund the fight against drugs. Switzerland and the Ukraine frown upon this approach.

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