

# gfar

Global Forum  
on Asset Recovery

**Washington, DC**  
**December 4-6, 2017**

*Co-hosted by*  
the United Kingdom and the United States of America

*with the support of*  
the Stolen Asset Recovery Initiative (StAR)

*a partnership of*  
the World Bank and the United Nations Office on Drugs and Crime







## Welcome

The United Kingdom and the United States would like to welcome you to the Global Forum on Asset Recovery (GFAR). GFAR was announced at the 2016 London Anti-Corruption Summit, following discussion and collaboration among several countries. It follows in the footsteps of the four Arab Forums on Asset Recovery organized under the G8 Deauville Partnership, and the Ukraine Forum on Asset Recovery, which provided valuable models for how to increase cooperation among law enforcement agencies from around the world working on asset recovery. This Forum is an opportunity to further strengthen this international cooperation through the sharing of good practices, lessons learned, and available tools for the various stages of the asset recovery process—from tracing assets to confiscation, asset management, prosecution, and disposition.

Our goal this week is to provide an opportunity for States, particularly law enforcement and prosecutors, to work together to advance complex asset recovery cases. This effort will highlight the importance of strong political commitment, multijurisdictional coordination, and practitioner interaction. Practitioners will engage in a large number of case consultation meetings designed to advance asset recovery outcomes, and address the challenges of tracing assets hidden behind complex shell companies or similar structures. We will also look at innovative tools, how to strengthen coordination with our civil society partners, and how to improve internal governmental coordination. We encourage participants to take advantage of this forum by networking with practitioners across various jurisdictions about these cases and to articulate their specific technical assistance needs.

As co-hosts, the United Kingdom and United States reiterate our continued commitment and determination to fight corruption, ensuring the corrupt cannot benefit from their ill-gotten gains. We have all collectively made great progress over the past few years. We hope this forum accelerates that momentum. Through our continued work and cooperation we can help to achieve justice for the citizens of these four focus countries and beyond. We wish you great success as you engage in discussions and case meetings over the next several days.

# Global Forum: The Work Stream Approach

The Global Forum on Asset Recovery (GFAR) will bring together the Group of Seven (G-7), financial centers, and countries in transition seeking to recoup assets stolen through corruption. The inaugural GFAR will focus on the asset tracing and asset recovery efforts of four focus countries: Nigeria, Sri Lanka, Tunisia, and Ukraine. In addition to providing a venue for case specific meetings, GFAR seeks to provide a forum for training and discussion of best practices on cases, and identifies country-specific capacity building needs.

To facilitate frank discussion among counterparts, following the plenary session, the Forum will split into three Work Streams that will focus on the specific roles of investigators, prosecutors and policy makers in asset recovery. The sessions under the Work Streams will be interactive, with the moderator aiming to foster open dialogue among practitioners and the exchange of experiences from best practices. Practitioners are invited to attend the work stream best suited to their area of expertise.

**Civil Society Organizations** will be meeting in parallel with a separate agenda and at times will be joining in GFAR sessions which are indicated as “GFAR participants only” as well as “open.”

**Media** will be present at GFAR sessions which are indicated as “open.”

**Special events** are organized to mark 10 year anniversary of StAR and the Arab Forum on Asset Recovery.

A number of **small side meetings** (clinics, discussions, presentation of knowledge products and tools) are organized throughout GFAR.

**Interpretation** in English, French, Spanish and Ukrainian is available in all GFAR participant open sessions located in the IFC Auditorium. Interpretation in Arabic is available for the opening session and the side event on AFAR. Interpretation is available in closed sessions where indicated.

## **WORK STREAM 1** for Investigators, Forensic Auditors, and FIU Staff

This Work Stream will focus on the experiences and lessons learned in asset tracing by selected countries. It will outline different approaches adopted by countries in opening their own domestic cases, establishing asset recovery teams, identifying and tracing assets domestically and at the international level, and using multiple channels of information communication to identify the location, nature and volume of assets.

## **WORK STREAM 2** for Prosecutors, Investigating Judges and Lawyers in Central Authorities

This Work Stream will highlight lessons learned in requesting international cooperation for the purpose of facilitating investigative cooperation that can lead to seizure and confiscation of proceeds of corruption and related offenses as well as responding to mutual legal assistance (MLA) requests received. It will also consider innovative legal tools for asset recovery.

## **WORK STREAM 3** for Policy Makers, Staff of Foreign Affairs and Technical Assistance Providers

This Work Stream will provide a platform to discuss and identify challenges and good practices and models in terms of policies, laws, resource allocation and coordination mechanisms providing an enabling legal, institutional and operational environment and framework to effectively identify and trace assets, ensure timely seizure and freezing, effective confiscation and recovery both at national as well as at international levels.

Meeting rooms will be reserved for **Bilateral Meetings** throughout the duration of GFAR upon request. Schedule maintained by StAR.

## DAY 1: Monday, December 4, 2017

08.00–09:00	<b>Registration for Focus Countries (Nigeria, Sri Lanka, Tunisia and Ukraine), co-hosts (UK and U.S.) and Switzerland</b>
09.00–09:30	<b>Preparations with Focus Countries &amp; StAR country leads</b>
10:00–14:30	<b>Focus Country bilateral meetings with UK, U.S. and Switzerland</b>

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09:00–14:00 **Registration for all delegations**

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15:00–17:30\* **High Level Opening Session (open, including media)** *IFC Auditorium*

*\*Participants must be seated by 14:30* Moderator: **Ms. Ceyla Pazarbasioglu**, Senior Director, Finance & Markets Global Practice, the World Bank Group

The opening session will feature remarks from:

- **Ms. Sandie Okoro**, Senior Vice President and General Counsel, the World Bank Group
- **Hon. Jeff Sessions**, Attorney General, the United States of America
- **Baroness Williams of Trafford**, Minister for Countering Extremism, the United Kingdom
- **Hon. Abubakar Malami**, Attorney General and Minister of Justice, Nigeria
- **Hon. Jayantha Jayasuriya**, Attorney General, Sri Lanka
- **H. E. Mabrouk Kourchid**, Minister of State Domains and Land Affairs, Tunisia
- **Hon. Yuriy Vitaliyovych Lutsenko**, Prosecutor General, Ukraine
- **H. E. Ambassador Roberto Balzaretti**, Secretary of State & Head of the Directorate of International Law, Federal Department of Foreign Affairs, Switzerland
- **Mr. John Brandolino**, Director, Division for Treaty Affairs, UNODC

The opening session will also feature a signing ceremony for a Memorandum of Understanding between Nigeria, Switzerland, and the World Bank Group.

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18:30–20:30 **10 years of the Stolen Asset Recovery Initiative- StAR (open)** *IFC Private Dining Area*

- Introduction by hosts **Ms. Ceyla Pazarbasioglu**, Senior Director, Finance & Markets Global Practice, and **Mr. John Brandolino**, Director, Division for Treaty Affairs, UNODC
  - Remarks by **Mr. Frederic Raffray**, Crown Advocate, Bailiwick of Guernsey; **Ms. Yira Mascaró**, StAR Coordinator; and **H. E. Ambassador Roberto Balzaretti**, Secretary of State & Head of the Directorate of International Law, Federal Department of Foreign Affairs, Switzerland
  - Reception
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## DAY 2: Tuesday, December 5, 2017

08:00–09:00 **Breakfast available outside the IFC Auditorium**

09.00–12:00 **Bilateral meetings and multijurisdictional case discussions (closed)**

09:00–12:00 **SESSION I: COORDINATION AND COLLABORATION IN ASSET RECOVERY**

**WORK STREAM 1 & 2 (closed)**

*Room L-101*

09:00–10:30

### **Making Effective Use of Networks to Maximize Cooperation *before* the MLAT Process: Lessons Learned from CARIN, INTERPOL and the Egmont Group**

International and regional practitioner networks provide platforms that can complement and facilitate cooperation in advance of the mutual legal assistance process. These networks can be particularly useful in assisting law enforcement agencies tackling multi-jurisdictional asset recovery cases. While limitations exist on the types of information which can be shared through practitioner networks, these organizations provide FIUs and law enforcement agencies with informal contact points with peers from other member jurisdictions. This session will draw on experiences of effective collaboration and will highlight successes, challenges and potential limitations in their use.

*Moderator:* **Mr. Frederic Raffray**, Camden Assets Recovery Interagency Network (CARIN) Steering Group

- **Ms. Karin Grudd**, Detective Inspector and Financial Investigator, National Operations Department, Sweden  
*Swedish experience with CARIN: Experiences, good practices and lessons learned from the establishment of CARIN as an example for a regional network.*
- **Ms. Laure du Castillon**, Deputy Magistrate at the FPS Foreign Affairs, Belgium  
*Belgian experience of using the Egmont Group and INTERPOL: The role of FIUs and the Egmont Group in asset recovery- how to make the most of the Egmont Group and the experiences and lessons learned from interacting with the StAR/INTERPOL Global Asset Recovery Network.*
- **Mr. Rupert Broad**, Head of the International Anti-Corruption Coordination Centre (IACCC)  
*The role of the IACCC in working with countries and networks to help facilitate asset recovery efforts.*

10:30–11:00 **Coffee Break**

11:00–12:00 **Live survey and questions and answers with the participants**

### WORK STREAM 3 (closed, with interpretation)

IFC Auditorium

09:00- 10:30

#### Domestic Coordination: Lessons Learned on Striking the Right Balance with Policy and Technical Experts

In large and complex asset recovery cases, domestic coordination is key. It is important to assemble multidisciplinary teams involving relevant administrative, investigative, law enforcement and judicial agencies (including tax, customs, central banks, FIUs, police, prosecutors and investigative judges) to maximize the chances to achieve results. This session will highlight different experiences in setting such coordination frameworks at the national level.

*Moderator:* **Ms. Ladidi Bara'atu Mohammed**, Assistant Director, International & Comparative Law Department, Ministry of Justice, Nigeria

- **Mr. J.C. Weliamuna**, Chairman of the Presidential Task Force for the Recovery of Illegally Acquired State Assets (START), Sri Lanka  
*Sharing lessons on how START coordinates Sri Lanka's domestic and international engagements.*
- **Ms. Mary Butler**, Chief, International Unit, Money Laundering and Asset Recovery Section, U.S. Department of Justice  
*Sharing lessons on how the U.S. Kleptocracy Unit functions and coordinates with other foreign counterparts.*
- **Mr. Pierre-Yves Morier**, Head of the Task Force Asset Recovery, Directorate for International Law, Federal Department of Foreign Affairs, Switzerland  
*Sharing lessons on how Switzerland coordinates across government for domestic and international engagements.*
- **Ms. Monia Aydi**, General Counsel of State, Tunisia  
*Sharing lessons learned from the National Committee on Asset Recovery which facilitated domestic coordination and cooperation between international counterparts and Tunisian authorities.*

10:30–11:00 **Coffee Break**

11:00–12:00 **Questions and answers with the participants**

## DAY 2 continued

12:00-14:30

### **The Arab Forum on Asset Recovery Special Event Luncheon (open to GFAR participants, no media)**

*IFC Auditorium*

The Arab Forum on Asset Recovery was launched in 2012 to facilitate the recovery of stolen assets for the countries impacted by the Arab Spring with a primary focus on Egypt, Libya, Tunisia, and Yemen. Building on the multilateral cooperation and three AFAR events held in Qatar, Morocco, and Tunisia, this session will review the lessons learned from the Arab Forum which will be utilized to facilitate and strengthen the future cooperation and objectives of the Global Forum on Asset Recovery.

*Moderator:* **Mr. Jean Pesme**, Former Coordinator of StAR

*Panelists:* **Judge Mohamed Askri**, Qatar; **Ms. Freya Jackson**, United Kingdom; **Mr. Ahmed Ewais**, Egypt; Government Representative, Tunisia (tbc)

13:00-14:30

### **SIDE EVENT: Toward a Win-Win New Option for Stolen Asset Return: The BOTA Foundation and the Concept of Philanthropication thru Privatization (PtP)**

*Room 9P-100*

**Mr. Lester Salamon**, Director, The Philanthropication thru Privatization (PtP) Initiative, Johns Hopkins University and the East-West Management Institute.

The case of the BOTA Foundation in Kazakhstan is just one of nearly 600 documented cases of charitable endowments that have resulted from one or another form of transactions involving public or quasi-public assets. Included are transactions involving the sale of state-owned enterprises, debt swaps, recovery of dormant assets, penalties for corporate crimes or negligence, and the sale of nonprofit organizations to for-profits as well as stolen assets. The use of stolen assets to build permanent assets for the common good is an option for potentially effective and reliable social re-use and return for both Requested and Requesting States as well as for citizens and the entire asset recovery process.



14.30–18:00 **Bilateral meetings and multijurisdictional case discussions (closed)**

14:30–18:00 **SESSION II: TRACING STOLEN ASSETS**

**WORK STREAMS 1, 2 & 3** (open to GFAR participants, no media)

*IFC Auditorium*

14:30–16:00

### **Using Technology and Innovative Techniques to Trace Assets**

Follow the Money: Reconstructing the financial flows is a key component of all asset recovery investigations to identify physical and monetary assets. This session will look at some of the forensic tools developed to assist in the reconstruction of complex financial flows moving through multiple entities and off shore accounts and will present a wide range of innovative techniques, tools and approaches, (including forensic accounting, computer forensic, use of technology to analyze data) which enable these transactions to be easily understood for presentation into evidence.

*Moderator:* **Ms. Victoria Reid**, Operations Manager, International Corruption Unit, National Crime Agency, United Kingdom

- **Mr. James P. Daniels**, Special Agent Cyber Crimes HQ, U.S. Internal Revenue Service
- **Mr. John Gilkes**, Senior Managing Director, FTI Consulting
- **Mr. Dan Claman**, Kleptocracy prosecutor on Bayelsa State (Nigeria) case, U.S. Department of Justice

16:00–16:30 **Coffee Break**

16:30–18:00

### **Engaging the media and civil society in investigating corruption**

Media/Investigative journalists and CSOs can play a key role in helping uncover information (e.g. on beneficial ownership) that might be useful to law enforcement engaged in investigating grand corruption. Acknowledging the different roles of media, civil society and law enforcement play, the breadth and complexity of the current cross-border grand corruption cases, requires mutual understanding and awareness of each constituency's role. This panel will discuss these roles, and limitations and explore ways of sharing information across borders.

*Moderator:* **Ms. Deborah L. Wetzel**, Senior Director, Governance Global Practice, the World Bank Group

- **Ms. Louise Story**, New York Times
- **Mr. Kevin Hall**, McClatchy News Syndicate
- **Mr. Dmytro Chaplynskyi**, White Collar Hundred, Ukraine
- **Mr. Jonathan Benton**, former Joint Head of International Corruption Unit, UK National Crime Agency and currently the Director of Operations, Europe for The Sentry

18:00 **Close of Day 2**

# DAY 3: Wednesday, December 6, 2017

08:00–09:00 **Breakfast available outside the IFC Auditorium**

09.00–12:00 **Bilateral meetings and multijurisdictional case discussions (closed)**

## 09:00–10:30 **SESSION III: TOOLS FOR SUCCESS**

### **WORK STREAM 1 & 2** (closed, with interpretation)

*IFC Auditorium*

09:00–10:30

#### **Using Innovative Legal Tools for Asset Recovery**

The session will review innovative legal tools such as rapid freezing powers, non-conviction based forfeiture and reversal of the burden of proof, illicit enrichment provisions, unexplained wealth orders and civil remedies that have been developed and successfully used by various jurisdictions to initially secure and confiscate stolen assets.

*Moderator:* **Mr. Daniel Claman**, Principal Deputy Chief, International Unit, Money Laundering and Asset Recovery Section, U.S. Department of Justice

- **Ms. Liz Baker**, Head, Proceeds of Crime and International Assistance Division - Serious Fraud Office, United Kingdom  
*Civil Recovery in England and Wales*
- **Mr. Pascal Gossin**, Head of the Mutual Assistance Unit I: Seizure and Handing over of Assets, Division for International Legal Assistance, Federal Office of Justice & **Mr. Pierre-Yves Morier**, Head of the Task Force Asset Recovery, Directorate for International Law, Federal Department of Foreign Affairs, Switzerland  
*Rapid Freezing Powers*
- **Justice Muhammed Lawal Shuaibu**, Court of Appeal Sokoto Division, Nigeria  
*Non-Conviction Based Forfeiture*

### **WORK STREAM 3** (closed)

*Room L-101*

09:00- 10:30

#### **Technical Assistance: State of Play and Needs of Focal Countries**

The session will provide an opportunity for focal countries to identify technical assistance needs with bilateral and multilateral assistance providers.

*Facilitation:* **Mr. Oliver Stolpe**, Task Team Leader, StAR

With representatives of Nigeria, Tunisia, Ukraine and Sri Lanka followed by an open discussion with donors and participating governments

10:30–11:00 **Coffee Break**

11:00–12:30

## SESSION IV: TELL US HOW YOU DID THAT

WORK STREAMS 1, 2 & 3 (closed, with interpretation)

IFC Auditorium

### Tell Us How You Did That

Practitioners from requesting and requested jurisdictions will share their experience of specific asset recovery cases that they have resolved and highlight the obstacles they faced and innovative ways through which they were able to achieve successful outcomes in their cases.

*Moderator:* **Mr. Emile van der Does de Willebois**, Lead Financial Sector Specialist, StAR

*Presentation 1: Brazil: (Odebrecht case)*

- **Mr. Boni de Moares Soares**, Director, International Affairs Department, Attorney General's Office, Brazil

*Presentation 2: Switzerland & Ukraine (Ivanukovich case)*

- **Ms. Laura Schurr**, Mutual Assistance Unit I: Seizure and Handing over of Assets, Division for International Legal Assistance, Federal Office of Justice, Switzerland
- **Mr. Yevgenyi Yenin**, Deputy Prosecutor General, Office of the Prosecutor General, Ukraine

*Presentation 3: Switzerland & Tunisia (Chiboub case)*

- **Mr. Pascal Gossin**, Head of the Mutual Assistance Unit I: Seizure and Handing over of Assets, Division for International Legal Assistance, Federal Office of Justice, Switzerland
- **Mr. Mounir Chedly**, Rapporteur in Chief of State Litigation, Tunisia

12:30-14:30

### LUNCH: Presentation on Asset Management Study and next steps, chaired By Italy (open to GFAR participants, no media)

IFC Auditorium

This event will feature a discussion on good practices states parties have implemented for the management and disposal of recovered assets. **Mr. Francesco Testa**, Chief Public Prosecutor of Chieti, will chair the session on behalf of Italy and deliver opening remarks. **Ms. Hermione Cronje**, StAR consultant and former regional head of the Asset Forfeiture Unit in South Africa will present a brief overview of the 2017 study on the Effective Management, Use, and Disposition of Seized and Confiscated Assets that was launched at the recent Conference of the States Parties to UNCAC in November 2017. The presentation will be followed by a question and answer session.

13:30-14:30

### SIDE EVENT: New Developments: How Global Beneficial Ownership Transparency Can Change the Game on Asset Recovery (open to GFAR participants, no media)

Room L-109

*Moderator:* **Ms. Heather Lowe**, Global Financial Integrity

Anonymously owned companies are the favored getaway vehicles of the corrupt. According to World Bank research, anonymously owned companies are used 70% of the time to launder the proceeds of grand corruption. They also enable fraud, organized crime and tax evasion, at great cost to citizens.

Beneficial ownership transparency is critical to prevent and tackle money laundering, including by enabling asset recovery. It is crucial that this transparency is a global effort in order to eliminate all safe havens for corrupt money. This session will explore new developments on beneficial ownership transparency at national and global levels, and suggest areas for further advancements on this critical issue.

## DAY 3 continued

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15:00–16:30	<b>Closing Round Table (open, including media)</b>	<i>IFC Auditorium</i>
	<i>Moderator: Mr. Jan Walliser, Vice President for Equitable Growth, Finance and Institutions, the World Bank Group</i>	
	<ul style="list-style-type: none"><li>• Presentation by Focus Countries</li><li>• Presentation by CSO Representative</li></ul>	
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16:30–17:00	<b>Concluding Remarks: The way forward (open, including media)</b>	<i>IFC Auditorium</i>
	Co-hosts: United States and United Kingdom	
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17:00	<b>Close of the Forum</b>	
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17:15–18:15	<b>Press Conference</b>	<i>IFC Auditorium</i>
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