

	<p>17th St. &amp; Constitution Avenue N.W. Washington, D.C. 20006 United States of America</p>	<p><b>INTER-AMERICAN DRUG ABUSE CONTROL COMMISSION CICAD</b></p>
<p>Organization of American States</p>	<p>P. 202.458.3000 <a href="http://www.oas.org">www.oas.org</a></p>	<p>Secretariat for Multidimensional Security</p>
<p><b>XLI MEETING OF THE GROUP OF EXPERTS FOR THE CONTROL OF MONEY LAUNDERING OCTOBER 1-2, 2015 LIMA, PERU</b></p>		<p>OEA/Ser.LJ/XIV.4.41 CICAD/LAVEX/doc.19/15 30 September 2015 Original: English</p>
<p><b>CARICOM FRAMEWORK FOR THE SHARING OF RECOVERED SSETS GISELLE MARTIN, LEGAL ADVISOR, CARICOM IMPACS</b></p>		

**XLI Meeting Of the Group of Experts For the Control of Money Laundering  
October 01 -02 2015**

	
<p><b>CARICOM FRAMEWORK FOR THE SHARING OF RECOVERED SSETS</b></p>	
<p><b>Presented By : Giselle Martin Legal Advisor CARICOM IMPACS October 1st 2015</b></p>	

## OUTLINE OF THE PRESENTATION

**CARICOM CRIME AND SECURITY STRATEGY**



**ASSET FOREFEITURE**



**AGREEMENT FOR THE RETURN AND SHARING OF RECOVERED ASSETS**

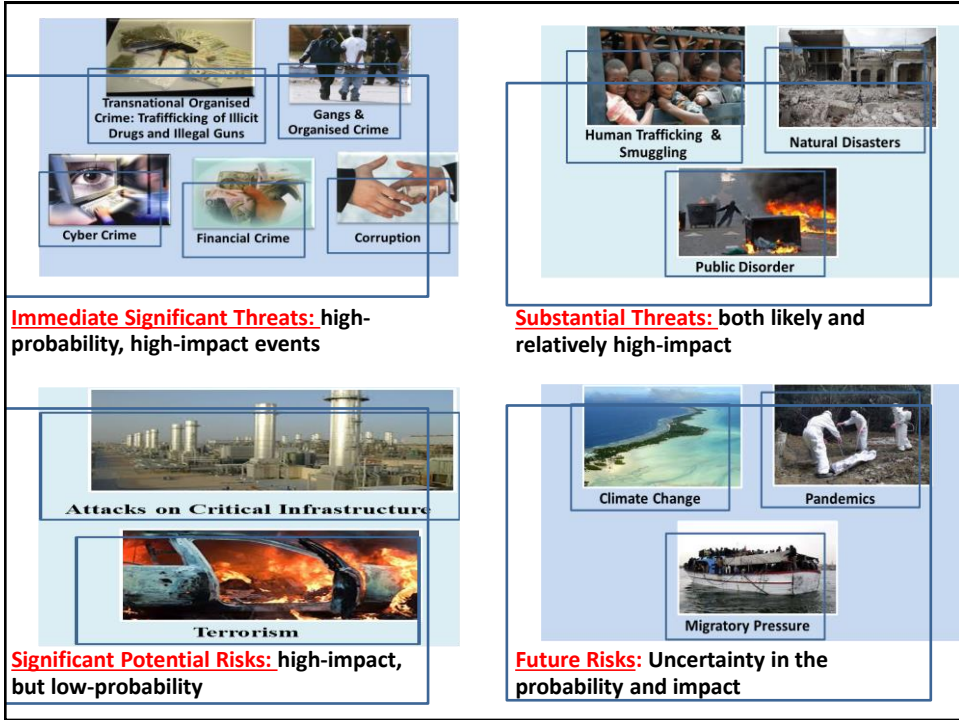
## CARICOM CRIME & SECURITY STRATEGY

### MANDATE

- Adopted at the Twenty-Fourth Inter-Sessional Meeting of the Conference of Heads of Government of CARICOM, February, 2013

### OBJECTIVE

- To significantly improve citizen security by creating a safe, just and free Community and improving the economic viability of the Region.



## CARICOM Crime and Security Strategy: Strategic Goals

CARICOM CRIME AND SECURITY STRATEGY: STRATEGIC GOALS	
Strategic Goal 1	Take the Profit out of Crime, Target Criminal Assets and Protect the Financial System
Strategic Goal 2	Crime Prevention - Addressing the Causes of Crime and Insecurity and Increase Public Awareness of the Key Risks
Strategic Goal 3	Establish Appropriate Legal Instruments While Ratifying Existing Agreements
Strategic Goal 4	Increase Trans-border Intelligence and Information Sharing
Strategic Goal 5	Enhance Law Enforcement and Security Capabilities and Strengthen Regional Security Systems
Strategic Goal 6	Enhance Maritime and Airspace Awareness, Strengthen CARICOM Borders including Contiguous Land Borders
Strategic Goal 7	Strengthen the Effectiveness of Criminal Investigation Through Modern Technologies and Scientific Techniques
Strategic Goal 8	Strengthen CARICOM's Resilience to Cybercrime
Strategic Goal 9	Pursue Functional Cooperative Security Engagements to Tackle and Manage Shared Risks and Threats
Strategic Goal 10	Strengthen the Justice Sector
Strategic Goal 11	Modernise and Enhance Correctional Services and Institutions Management
Strategic Goal 12	Strengthen Mechanisms Against Human Trafficking
Strategic Goal 13	Improving Resilience to Natural and Man Made Disasters
Strategic Goal 14	Promote Resilient Critical Infrastructure Management and Safety at Major Events

## CARICOM INSTRUMENTS

- Caribbean Mutual Legal Assistance Treaty (MLAT) (2013)
- MOU For the Sharing of Intelligence Among CARICOM Members (2006)
- CARICOM Arrest Warrant Treaty (2008) (Not in Force)

## NATIONAL LEGISLATION

- **Proceeds of Crime (Criminal)**
- **Anti-Money Laundering Legislation**
- **Civil Forfeiture**  
(Antigua and Barbuda, Dominica, Grenada, Jamaica and St Vincent)

## MAIN CHALLENGES TO ASSET RECOVERY

- Lack of Funding
- Lack of Capacity
- Inadequate Training: in Tracing, Investigating and Management of Seized Assets
- Inadequate Legal Framework – Civil Forfeiture

## Agreement For the Return and Sharing of Recovered Assets

- Collaboration with Strategic Partners
  - UNODC (With Assistance from the UK Crown Prosecution Office)

## Agreement For the Return and Sharing of Recovered Assets

- *This Agreement aims to fairly and clearly articulate the rules of asset return and sharing, designed to protect the interests of both requesting and requested States Parties...*
- *Builds on the provisions outlined in the **Caribbean Mutual Legal Assistance Framework***

## Main Features of the Agreement

1. Facilitate cooperation between Parties in the Return and Sharing of Recovered Assets
2. Clear illustration of the guidelines for the Return and Sharing of Assets Amongst the Parties
3. Attention to Victims
4. Provisions for the financing of national and regional security institutions

**BENEFITS To CARICOM  
Agreement For the Return and Sharing of Recov'd  
Assets**

- Collaboration among member states in dismantling criminal enterprises in the region
- Promotes the safety and security of each member state and the CARICOM region
- Strengthens the existing **Caribbean Mutual Legal Assistance Treaty**

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