

RECOMMENDATION ON CORRUPTION

The 1st and 2nd Global Forums held respectively at Washington in 1999 and The Hague in 2001 on fighting corruption and safeguarding integrity were concerned about corruption in general. Other influential international bodies within and outside the United Nations are studying specific measures to fight corruption in the judiciary. Some countries do indeed have to deal with corruption in their judiciary. Other countries have to deal with false allegations about judicial corruption. In other countries it would be astonishing if judicial corruption occurred at all.

The Central Council of the International Association of Judges (IAJ),

as the global organisation of 60 judges' associations and in that capacity representing judges all over the world, at its 44th annual meeting in Madrid on the 27th September 2001,

declared that:

- Bearing in mind "that no national integrity system is applicable to all countries" (al. 7 of the Report of the deliberations of the Global Forum II at The Hague, 31st May 2001);
- Having regard to the United Nations Basic Principles on the Independence of the Judiciary, endorsed by the General Assembly on 29th November 1985 in Resolution 40/32, in particular to Principles 4 and 5;
- Having regard to the Procedures for the implementation of the Basic Principles on the independence of the Judiciary, provided for by the United Nations Economic and Social Council on 24th May 1989 in Resolution 1989/60, in particular Procedure 5;
- Bearing in mind the Universal Charter of the Judge, approved unanimously by the Central Council of the International Association of Judges on 17th November 1999;
- Bearing in mind the Recommendation on the theme: "Corruption in Justice" approved by the African regional group of the IAJ in Lomé (Togo) on the 22nd February 2001;

the Central Council of the International Association of Judges recommends:

1. The effective enforcement of all laws to combat corruption.
2. The recruitment to the judiciary of sufficient individuals of the highest ethical and professional standards and the provision of continuing professional education for them.
3. The substantial and effective improvement of remuneration and supporting facilities for judges and their staffs.

To insure the effective and expeditious implementation and enforcement of these recommendations, the Central Council of the IAJ

Urges

its Presidential Committee:

- To form a permanent advisory committee of judges of the highest professional standards and prestige who will be able to offer advice to national authorities about how to tackle corruption in the judiciary or any false allegations concerning judicial corruption.
- To submit the Universal Charter of the Judge and this resolution to the 3rd Global Forum fighting corruption and safeguarding integrity to be held in Japan or Korea in 2003.

Madrid, 27th September 2001