Misión Permanente de Chile
ante las Naciones Unidas

PRESIDENCIA

PRO TEMPORE CELAC

67 Período Ordinario de Sesiones de la Asamblea General de las Naciones Unidas

INTERVENCION DE LA REPRESENTACION PERMANENTE DE CHILE ANTE LAS NACIONES UNIDAS A NOMBRE DE LA COMUNIDAD DE

ESTADOS LATINOAMERICANOS Y CARIBEÑOS, CELAC

Tema 76

Responsabilidad penal de los funcionarios y expertos de las Naciones Unidas en misión

Nueva York, 12 de octubre de 2012
- Cotejar con texto leído-

6ih Sessions ofthe General Assembly ofthe United Nations

STATEMENT OF THE PERMANENT MISSION OF CHILE TO THE UNITED NATIONS ON BEHALF OF THE COMMUNITY OF LATIN AMERICAN AND CARRIBEAN STATES, CELAC

Item 76

Criminal accountability of United Nations officials and experts on mission

New York, October 12, 2012
- Please check against delivery-

Señor Presidente,
Tengo el honor de intervenir a nombre de la Comunidad de Estados Latinoamericanos y Caribeños, CELAC.

Señor Presidente
CELAC destaca que cualquier tipo de mala conducta, especialmente de naturaleza penal es inaceptable y produce un detrimento en el cumplimiento de los mandatos. Adicionalmente, los actos llevados a cabo por parte de los funcionarios y expertos en misión de Naciones Unidas no en

registrado sobre actividades penales y abuso por parte de los funcionarios de las Naciones Unidas y expertos en misión refleja la dimensión real del problema. Por ello consideramos que una mejor práctica para brindar la información nos beneficiará para tener una mejor comprensión del problema.

Estamos atentos a la información que podamos recibir en los próximos días acerca del informe existente y los mecanismos de seguimiento dentro del Secretariado para monitorear las conductas penales atribuidas a

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Señor Presidente
Estamos convencidos de que aún hay algunas áreas sobre las cuales se puede mejorar la cooperación y esperamos poder discutirlas durante este período de sesiones de la Asamblea General y actuar en consecuencia. Sin embargo, en nuestra opinión existen algunas otras áreas que presentan retos mayores. Tal es

Mr. Chairman,

1 have the honour to speak on behalf of the Community of Latin American and Caribbean States CELAC.

The Community of Latin American and Caribbean States stresses that any type of misconduct, especially criminal behavior is unacceptable and has a detrimental effect on the fulfillment of mandates. Furthermore, acts that are carried out by United Nations officials and experts on missions cannot go

criminal activity and abuse by United Nations officials and experts on mission reflects the true extent of the problem. We believe that a better reporting practice will benefit our understanding of this problem.

We look forward in the upcoming days to rece1vmg more information on existing reporting and tracking mechanisms within the Secretariat to monitor criminal behavior attributed to United Nations Officials and experts on mission, and criteria used far categorizing serious misconduct distinct from that which is criminal.

Moreover the Community of Latin American and Caribbean States requests the Secretariat to continue its effarts to improve the infarmation of and communication with concerned Member States immediately from the beginning of any incident with possible criminal implications. The Group takes note of the efforts being undertaken by the Secretariat to standardize a process far notifying Member States of serious allegations of misconduct involving unifarmed personnel deployed as experts on mission. We believe this same process should also be fallowed far incidents involving UN officials and non-unifarmed experts on mission. lt is vital to ensure that notification processes are implemented effectively and efficiently.

Mr. Chairman
The Community of Latin American and Caribbean States continues to reaffirms its full support to the zero tolerance policy in the cases of sexual exploitation and abuse and other criminal conduct, and reiterates the need far the observance of the rule of law far its implementation. We are at a critica! juncture where more is expected of the United Nations; in particular, to set standards in meeting the needs of those whose rights have been violated and in leading the way farward.

The Community of Latin American and Caribbean States would also like to highlight the shared responsibility of the Secretary-General and ali Member States to take every measure to prevent and punish criminal activities committed by persons working far the United Nations and to enfarce standards of conduct in that regard. We take note with appreciation of the practica! measures described in the section VI of the SG report concerning training and awareness-raising on UN standards of conduct and fully endorse the three-pronged comprehensive strategy to address sexual exploitation and abuse consisting of: prevention, enfarcement and remedia! action. lt is important to continue the dialogue with the Secretariat, on measures and activities for the training and capacity-building of UN officials and experts on mission, and on the issue of privileges and immunities, to prevent their abuse and exert with conscientiousness the process of waiver.

Mr. Chairman
Finally, we still believe that there are many areas where cooperation can be improved and we are looking forward to discussing and acting on them during this session. However, in our opinion there are other areas which present greater challenges such as

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the investigations in the field, investigations during the criminal proceedings, the provision of evidence and its assessment and value in the administrative and jurisdictional procedures.

CELAC is confident that during the Sixth Committee sessions, as well as the framework of the working group established by the resolution 66/93, Member States take a step forward against the critica! and appalling problem of the criminal activity carried out o