

Second day of the Thirteenth Meeting
MC(13) Journal No. 2, Agenda item 8

DECISION No. 3/05
COMBATING TRANSNATIONAL ORGANIZED CRIME

The Ministerial Council,

1. Reaffirming the participating States' commitment to preventing and combating organized crime, in particular as recognized in the Charter for European Security (1999), the Bucharest Plan of Action for Combating Terrorism (2001), the OSCE Strategy to Address Threats to Security and Stability in the Twenty-First Century (2003) and the OSCE Strategy Document for the Economic and Environmental Dimension (2003),
 2. Reiterating the grave concern expressed in the Follow-up to the Outcome of the Millennium Summit (2005 World Summit Outcome) over the negative effects of organized crime on peace, security and stability, which is a major impediment to the prosperity and sustainable development of the participating States,
 3. Underscoring links that exist between transnational organized crime and other threats, such as illicit drugs, terrorism, illicit trade in small arms and light weapons, as well as in sensitive materials and technologies, trafficking in human beings, smuggling of migrants, cyber crime, corruption and illegal migration in the context of organized crime and money laundering,
 4. Recognizing that the United Nations Convention against Transnational Organized Crime, and its Protocols, adopted by the General Assembly of the United Nations on 15 November 2000 in New York, mark a major step forward in international co-operation against transnational organized crime and provide the opportunity for a global response,
 5. Recognizing the ongoing work of the OSCE in the areas linked to combating organized crime,
 6. Convinced that the OSCE concept of comprehensive security is well placed to enhance the ability of all participating States to tackle the threat of organized crime, and that the OSCE may provide a relevant framework for promoting the fight against organized crime and acknowledging the important work done by relevant international organizations and institutions, in particular United Nations Office on Drugs and Crime,
- Urges participating States to enhance co-operation between themselves and the UNODC, the Council of Europe and other relevant international organizations;

- Invites the OSCE participating States that have not yet done so to consider becoming parties to the United Nations Convention against Transnational Organized Crime and its Protocols, adopted by the General Assembly of the United Nations on 15 November 2000 in New York, and to fully implement their obligations under these instruments thereafter;
- Tasks the Secretary General with providing the requesting participating States with support for the mobilization of technical assistance, including the necessary expertise and resources, from relevant competent international organizations for the implementation of the United Nations Convention against Transnational Organized Crime and its Protocols in support of and in close consultation with the Conference of Parties and the UNODC;
- Recalls that preventing and combating organized crime require a coherent approach by the participating States, in promoting the implementation of their own relevant national legislation and programmes, in particular in the field of criminal justice, consistent with the rule of law and OSCE participating States' commitments;
- Tasks the Permanent Council to carry forward co-operation between participating States and to work on designing, with the support of the Secretary General and the relevant OSCE institutions, possible measures and forms of assistance that could be available to requesting participating States with a view to improving and promoting the functioning of criminal justice systems, *inter alia*, legislation, law enforcement, prosecution, administration of justice, international legal co-operation, including extradition, and the penal system, in consultation with the UNODC, the Council of Europe and other pertinent international organizations;
- Invites the OSCE Partners for Co-operation and Mediterranean Partners for Co-operation to voluntarily implement the relevant provisions of this decision.

MC.DEC/3/05
6 December 2005
Attachment

Original: ENGLISH

**INTERPRETATIVE STATEMENT UNDER PARAGRAPH 79
(CHAPTER 6) OF THE FINAL RECOMMENDATIONS OF THE
HELSINKI CONSULTATIONS**

By the Delegation of Turkey:

“Turkey wishes to make the following interpretative statement under paragraph 79 (Chapter 6) of the Final Recommendations of the Helsinki Consultations:

We have joined the consensus in order to make possible the adoption of this decision which, *inter alia*, addresses an important component of our collective fight against terrorism, namely, the links between terrorism and organized crime. The language in the decision seeks to reaffirm these links by means of formulations that are at variance with the OSCE agreed documents. Turkey regards the context in which this decision is elaborated to be inappropriate for a competent and thorough consideration of the nature of these links. Therefore, the adoption of the decision in no way alters, either in letter or spirit, the binding character, or mitigates the operational impact, of the participating States’ earlier policy statements contained in the Bucharest Plan of Action for Combating Terrorism (2001) and the OSCE Charter on Preventing and Combating Terrorism (Porto, 2002), and more importantly, United Nations Security Council resolution 1373 (2001).

Turkey requests that this statement be attached to the journal of the day.”