

## TEXT OF WRITTEN STATEMENT OF THE UNION OF MYANMAR DELEGATION.

Mr President, Excellencies Distinguished Delegates  
Ladies and Gentlemen.....

It is indeed an Honour and a Privilege to address this High Level Segment Meeting May we also congratulate you on your election to the Chair and we are confident that under your able leadership this High Level Segment Meeting will end with success and productivity. There is a saying that happy is the man who he is *at home* when he is away from home. We are very grateful to the Kingdom of Thailand and the Thai people for making us at home when we are away from home. Our deep gratitude also go to the Government of Kingdom of Thailand and the UN for meticulously organizing this Congress and seeing to our every need.



**H.E. DR. TUN SHIN**  
M.A Business Law (Lond),  
LL.D. Intl.Law ( Ghent, Belgium ),  
F.R.G.S (Lond), A.M.R.Ac.S (Lond)  
Dip Intl.Law (Lond), B.A., LL.B. (Ygn)  
DEPUTY ATTORNEY GENERAL  
UNION OF MYANMAR

OFFICE OF THE ATTORNEY GENERAL  
101, PANSODAN STREET,  
YANGON, UNION OF MYANMAR.  
E-mail : ago.h.o@mptmail.oet.mm

Tel : 95-1-250315  
: 95-1-371029  
Fax : 95-1-385582

## Points of Discussion at High Level Segment Meeting

- Since the holding of the 10<sup>th</sup> United Nations Congress on Crime Prevention and Criminal Justice at Vienna in the year 2000, there have been developments in Myanmar in various areas of the agenda items we are now Discussing.
- In the area of Effective Measures to Combat Terrorism, we have acceded 10 anti-Terrorist Conventions with signatory to one. Our existing domestic laws on this subject amount to nine in number and they are either in the nature of laws or special laws as our legal system signifies them. New legislation is now being drafted to put into domestic legal effect the Convention on the Offences and other Acts Committed on board Aircraft 1963, the Convention for the Suppression for the Unlawful Seizure of Aircraft, 1970, Convention for Suppression of Unlawful Seizure Aircraft 1971 and the Protocol for the Suppression of the Unlawful Acts of Violence at Airport Serving International Civil Aviation Supplementing to the Convention for the Suppression of the Unlawful Act Against Safety of Aviation 1988.
- UN Convention on Transnational Organized Crime was acceded on 30<sup>th</sup> March 2004, together with the Protocol to Prevent, Suppress and Punish Trafficking in Persons, especially Women and Children (TIP) and the Protocol against smuggling of Migrants by Land, Sea and Air. Now the domestic law for this convention and protocols is under drafting. These laws when promulgated will add to the existing 9 special laws that are in force. The nine laws are in practice today by our investigators, prosecutors, or law officers and judges.

- Myanmar is also a party to the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances 1988 which has its domestic law promulgated in 1993 and its *locus standii* (legal standing) in both law and practice is solid and substantial. The Central Committee for Drugs Abuse Control under the Ministry of Home Affairs is actively combating the illicit uses of drugs and narcotic through this law.
- Another area on the agenda item that we are actively taking part is in the area of Economic and Financial Crimes. The Control of Money Laundering law was promulgated on 17th June 2002 and it is in force with its rules. This law has been drafted in accordance with international standards and the Financial Action Task Force (FATF) 40 recommendations. In practice the mechanism i.e. the Central Control Body combating money laundering financial intelligence unit (FIU), financial intelligence teams have commenced their operations and their *modus operandii* (mode of operations) is in accordance with the law. Perhaps one can call the twin sister of the control of Money Laundering Law is the Mutual Assistance on Criminal Matters Law. The Mutual Assistance on Criminal Matters Law was promulgated on 28<sup>th</sup> April 2004. This law is in force with its rules. We are grateful to the UNODC legal experts who worked on the draft law with our legal draftsmen from the Office of the Attorney General of Myanmar and Officials from the Ministry of Home Affairs basing their draft on Article VII of the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substance 1988 and other UN guide lines. Myanmar is also cooperating with the Financial Action Task Force (FATF).
- Myanmar also took active part in the drafting of the United Nations Convention Against Corruption. She dispatched a

delegation to participate in the drafting of this convention in its 4 and 6 drafting sessions held at Vienna, Austria on 10 March 2003 and 21<sup>st</sup> July 2003 respectively. Domestically we have a law and, 15 special laws and they are practiced to combat Corruption.

- e Myanmar also has anti narcotic drugs control Multilateral Agreement and Memorandums of Understanding with Mekong sub regional/ regional /neighboring countries amounting to 11 in number. Every effort is being made in both law and practice in preventing and combating crime.
- The Myanmar Delegation had the pleasure of attending the Drafting Meeting of the *Bangkok Declaration* last week. As Discussed during the said meetings the Declaration not being a legal instrument like treaties or conventions in International Law with legal effect, it is noteworthy to observe that all states attending these meetings have shown understanding, flexibility and cooperation.

## Closing

Mr. President, Excellencies, Distinguished Delegates Ladies and Gentlemen.

I wish you all the best of everything in the coming deliberations of this Congress. To all who worked on or behind the scenes to make this Congress a reality our very many THANKS.

Thank you.