

# Combating Transnational Organized Crime

- Practices and Challenges in  
International Cooperation -

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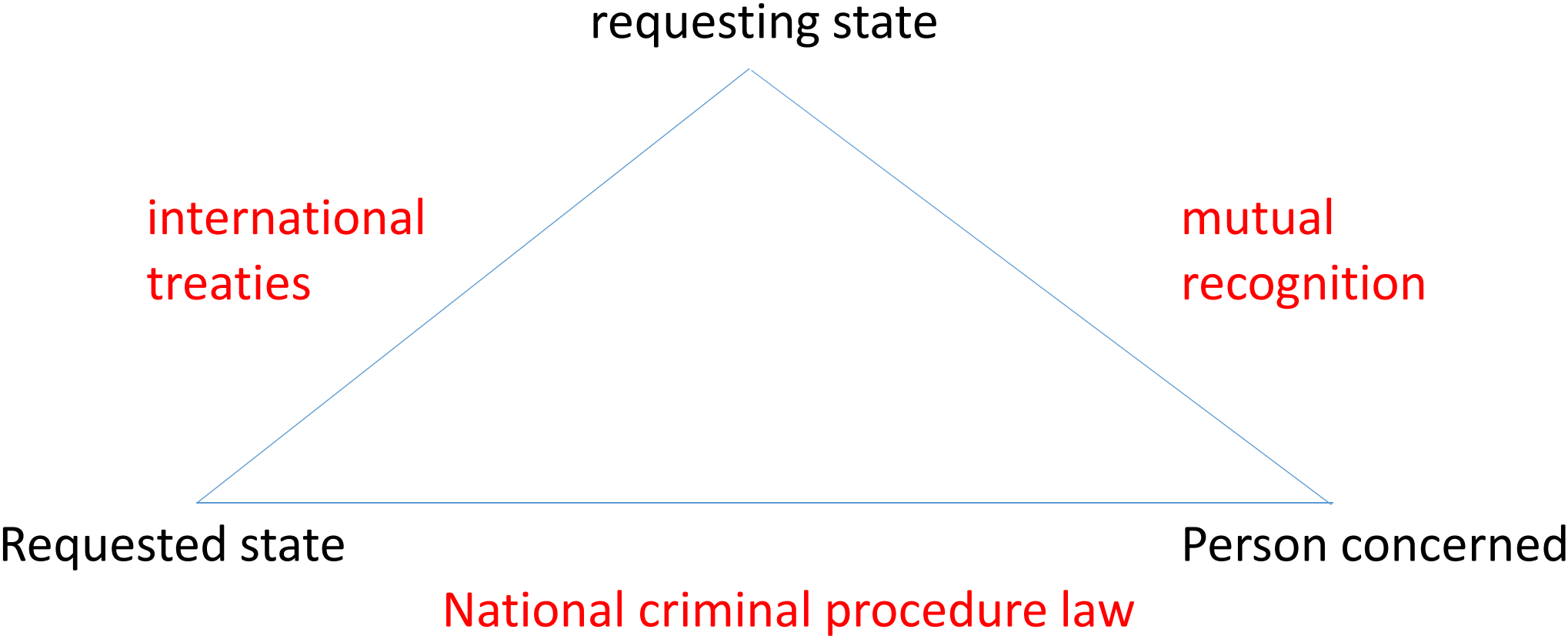
# Overview

- Thread Assessment
- Basics on International Cooperation
- Procedural Challenges
- Conflicts of Jurisdiction
- General Substantive Challenges
- Special Investigative Techniques
- Joint Investigation Teams
- Asset Forfeiture

# Thread Assessment

- What is organized crime?
- What types of crimes are involved?
- What does transnational mean?

# Basics on International Cooperation



# Procedural Challenges

- Long channel of communication
  - use of electronic
- Missing interest in the execution of foreign requests
  - building networks
- Specialized units
  - national level
  - international level (Interpol, Europol, Eurojust)
  - European Public Prosecutor?

# Conflicts of Jurisdiction

- Negative conflicts
- Positive conflicts
- Coordination
- The role of Eurojust

# General Substantive Challenges

- Fair trial, Art. 6 ECHR
- No torture, Art. 3 ECHR
- Unbearably hard sentences
- National data protection rules
- No extradition of own nationals

# Special Investigative Techniques



# Joint Investigation Teams

- Setting up by an agreement
- Close coordination
- Hierarchic structure
- Acting on foreign territory
- Respect for foreign rules on gathering evidence

# Asset Forfeiture

- Crime must not pay!
- Asset tracing
- Asset freezing
- Asset forfeiture
  - Traditional rules
  - Non conviction based asset forfeiture
  - Civil forfeiture
- Asset sharing

Thank you for your attention!