



**WORLD BANK GROUP**

**México**  
**Senado de la República**

**Foro “Sistema Nacional Anticorrupción: ¿Dónde estamos  
y hacia dónde vamos?”**

**Sistemas de Declaración de Intereses y Patrimonio**

**Tendencias Internacionales**

Ivana Rossi  
Banco Mundial

17 de Octubre, 2016

# Titulares cotidianos



The late former president Bingu wa Mutharika's assets were declared as usual. (File photo: AP)

## Malawi presidents' assets open for inspection

AFRICANA | 16 December 2015 at 11:30am



## ANI accuses Health Minister of conflict of interests

POLITICS | L'ESPRESSO | 16 December 2013 at 11:00am

The National Integrity Agency (ANI) accuses Health Minister Francesco Caputo of conflict of interests, because he declared the financial interests of his companies and companies of his former clients of the San Filippo church Community (COP), including himself. For the time being it is known that ANI has noted the existence of cases concerning the accusation through digital checks. According to ANI, an director of the San Filippo Church has been involved in the



NEWS | INSIGHTS | POLITICS | HIGHER ED | TRENDING | MEXICO | AYOTZINAPA

## Petrobras, Martinelli and a Dominican legislator top global corruption list

by Corey Kane | 17th February 2016 | @corkane

14 SOCIAL BUZZ



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## The New York Times Business Day

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## A Congressional Conflict of Interest

By DANIEL INDIVIGLIO and JEFFREY GOLDFARB  
Published: December 15, 2011

Imagine buying stock in a company and then being in position to help change the law to enhance its value. Welcome to the United States Congress. A fuel subsidy proposal, if passed, would enrich Representative [Nancy Pelosi](#) of California because of her stake in a "green" firm that stands to benefit. It's the latest sign that Congressional trading rules are in desperate need of an overhaul.

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Jim La Scatzo/European Pressphoto Agency  
Nancy Pelosi owns shares in a firm that could benefit from a House bill.

Among the flurry of legislation Congress is rushing to complete by year's end is the New Alternative Transportation to Give Americans Solutions Act of 2011, or Natgas Act. The proposal would, among other things, provide subsidies for driving vehicles powered by [natural gas](#).

[Clean Energy Fuels](#) is one company that needs the government's helping hand. It operates natural gas fueling stations for trucks. Clean Energy even said in its

most recent quarterly earnings report that the success of its business plan depended in part on federal tax credits on natural gas. When a

## France to publish ministers' assets as scandal deepens

April 08, 2013 | Reuters

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PARIS (Reuters) - France's Socialist government promised on Monday to publish details of individual ministers' assets next week as it scrambled to stem a deepening scandal over a former budget minister's secret foreign bank account.

Jerome Cahuzac quit his post in March and was placed under formal investigation for alleged tax fraud last week as he acknowledged he had been caught "in a spiral of lies" over his previous denials of holding a Swiss bank account.



(Charles Platiau Reuters, Reuters)

All regions



BREAKING NEWS | 19:49 MAY 29, 2016 | Poklonskaya wants to probe Ukrainian radio for 'extremism'

NEWS | LIVE | POLITICS | BUSINESS | ENTERTAINMENT | CRIME | TECH&SCIENCE

20:20 Dec 11, 2015

## Yanukovich listed among top 15 corrupt officials in the world



Ousted Ukrainian president occupies the third place

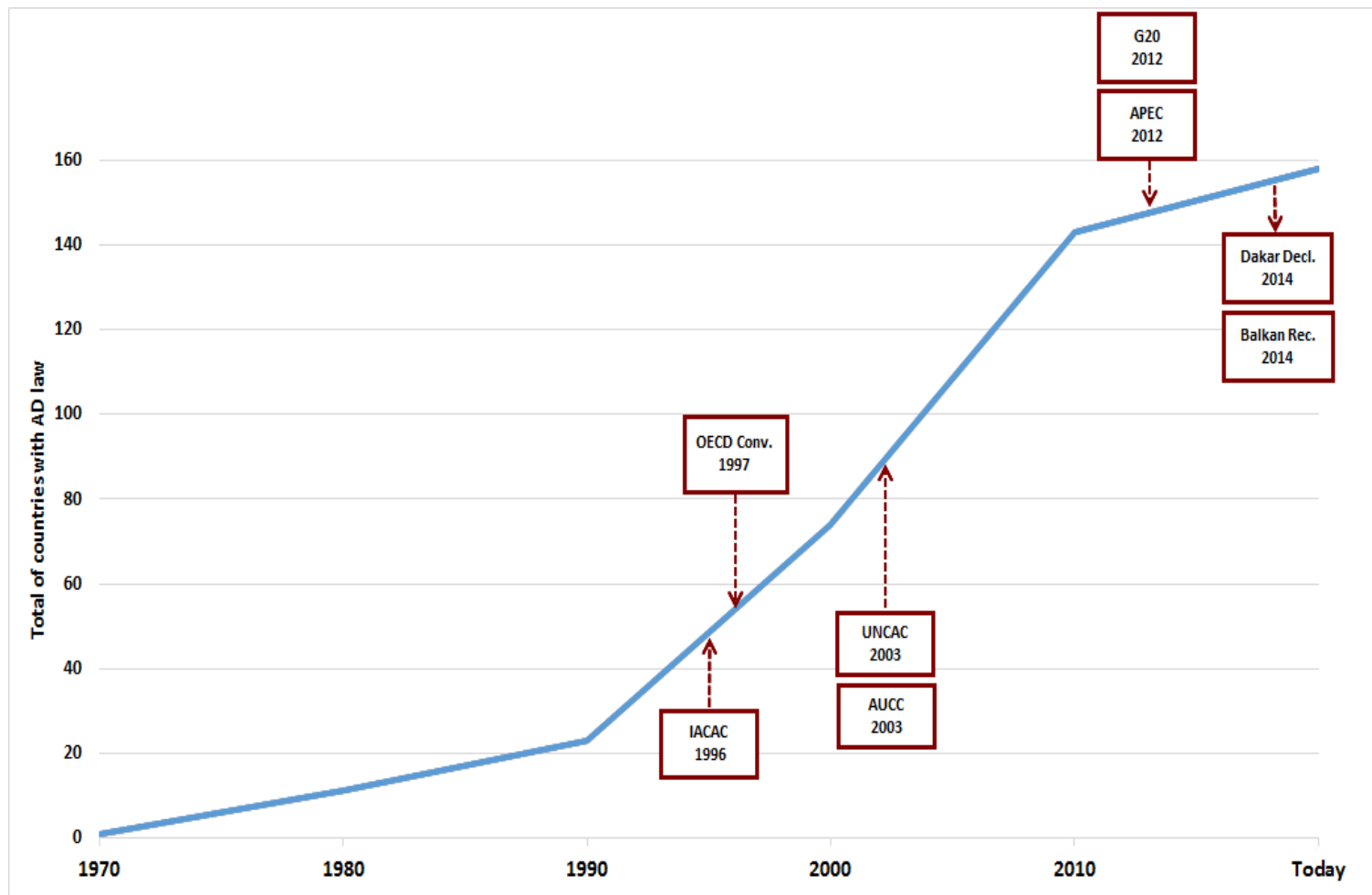
Viktor Yanukovich, Ukraine's ousted president, has been listed among 15 top corrupt officials of the world, according to [Transparency International](#).

## Panama Papers The Power Players

Country leaders | Politicians/public officials | Filter: Region | Country

- Confidant to Philippine Authority president
- Former Governor of Ecuador's Central Bank
- Advisor to Greek prime minister
- Member, DRC parliament
- Former deputy mayor of Kazakhstan capital
- Headed Panama state-owned bank
- Former head of Peruvian intelligence
- Algeria's Minister of Industry and Mines
- Angola minister of petroleum
- Former justice finance minister
- Chad's minister of justice
- Former peruvian minister in France
- Iceland's minister of finance
- Poland's Justice Minister
- Mexico's minister of energy and health
- One Israeli cabinet member of Parliament
- Long time, high-ranking Ecuadorian official
- Former member Hungarian Assembly
- Deputy chief justice of Kenya's Supreme Court
- Former Warsaw mayor; former member EU parliament
- Saudi crown prince
- Retiree and former member of U.K. Parliament
- Member of British Parliament
- Venezuelan oil company executive

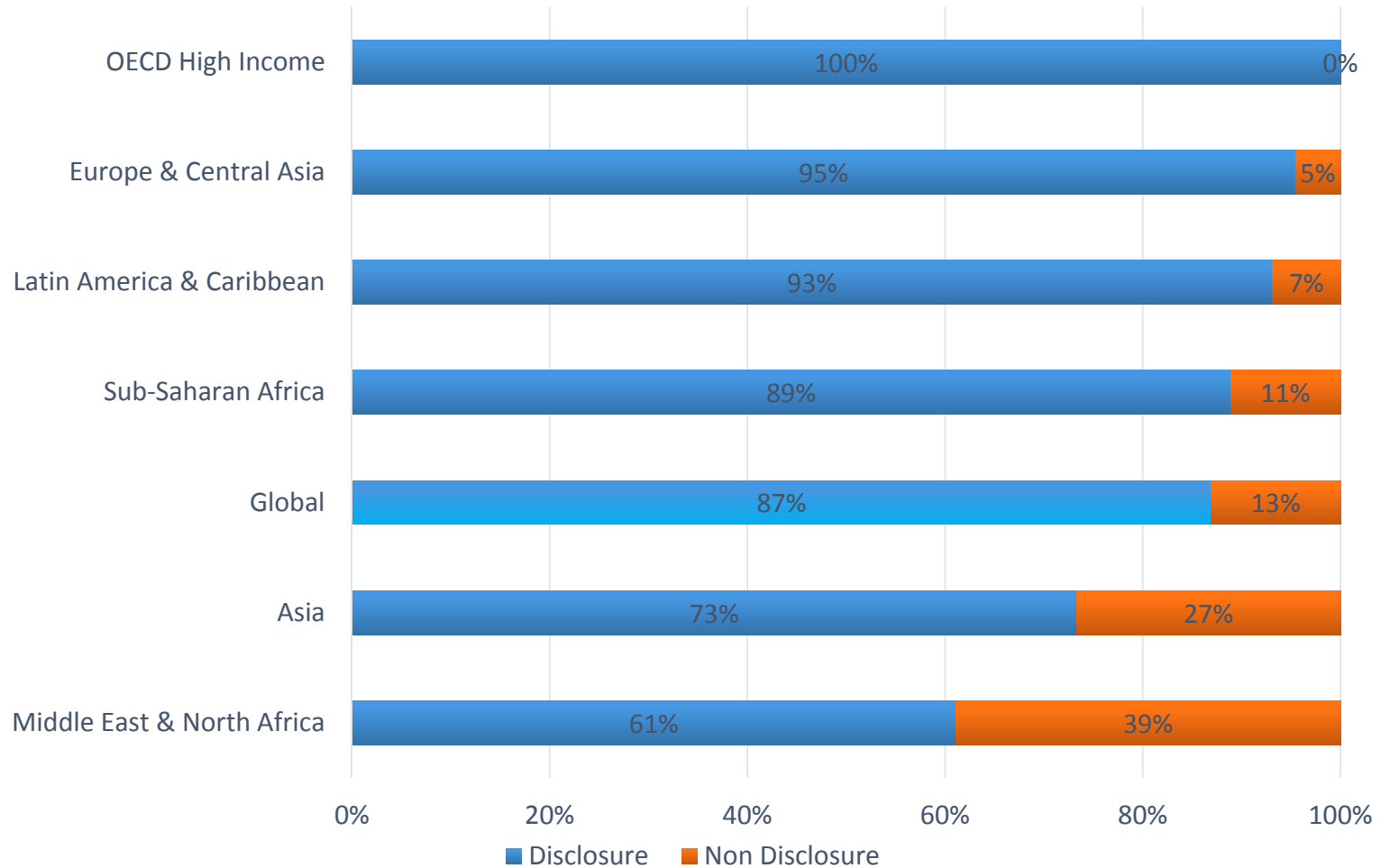
## Instrumentos Internacionales Anticorrupción y la adopción de leyes sobre DDJJ



**Legislación no siempre se traduce en implementación efectiva**

Source: World Bank analysis of 176 jurisdictions

## ¿Quién cuenta con legislación sobre DDJJ?



Source: World Bank analysis of 176 jurisdictions

## ¿Por qué declaraciones juradas?

### Variaciones inexplicables en la riqueza

El sistema captura información sobre bienes para monitorear cambios en la riqueza y detecta variaciones inexplicables

El sistema sirve para señalar comportamientos inusuales y asistir en la prevención, detección, investigación y *persecución de hechos de corrupción ocultos*.

### Conflicto de interés (CDI)

El sistema captura información sobre fuentes de ingresos, acciones y otros intereses financieros

El sistema asiste a los funcionarios en la identificación de situaciones que presenten un riesgo de conflicto real o potencial

El sistema sirve para ayudar al declarante a prevenir potenciales CDI

### Objetivo Dual

La mayoría de los sistemas combina elementos de prevención y detección de ambos objetivos

Al implementar los sistemas de objetivo dual, debe prestarse especial atención para no comprometer el rol natural de asesoramiento en la prevención del CDI.

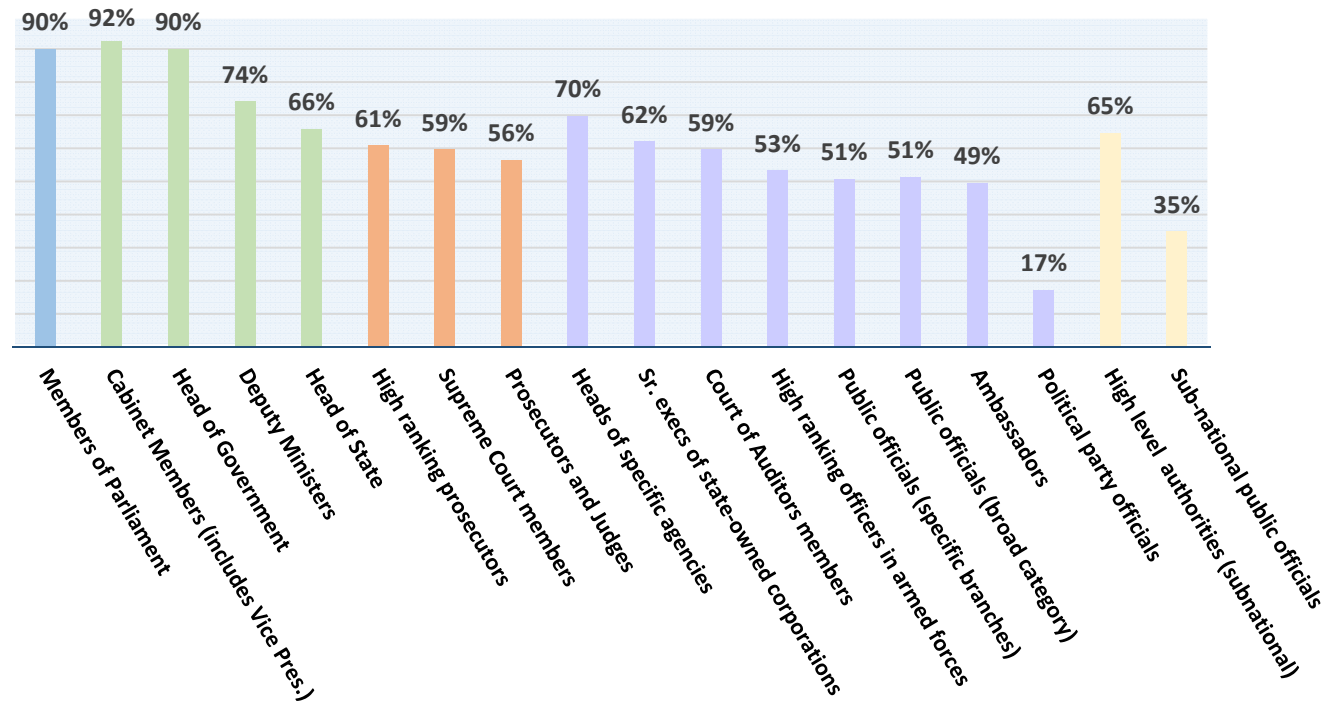


# Características fundamentales de las declaraciones

**No existe un enfoque estándar o una única práctica que sea la más idónea en cuanto a la administración de las declaraciones**

**Pero cada sistema enfrenta desafíos comunes y debe resolver las mismas preguntas fundamentales**

## ¿Quiénes declaran?



La tendencia global es concentrarse en los funcionarios de **alto nivel** y de **alto riesgo**

Source: WBG analysis

La cantidad de sujetos obligados impacta al sistema

Debe alinearse con la capacidad y los recursos disponibles

Impacta:

recolección

cumplimiento

verificación

Aplicar  
sanciones

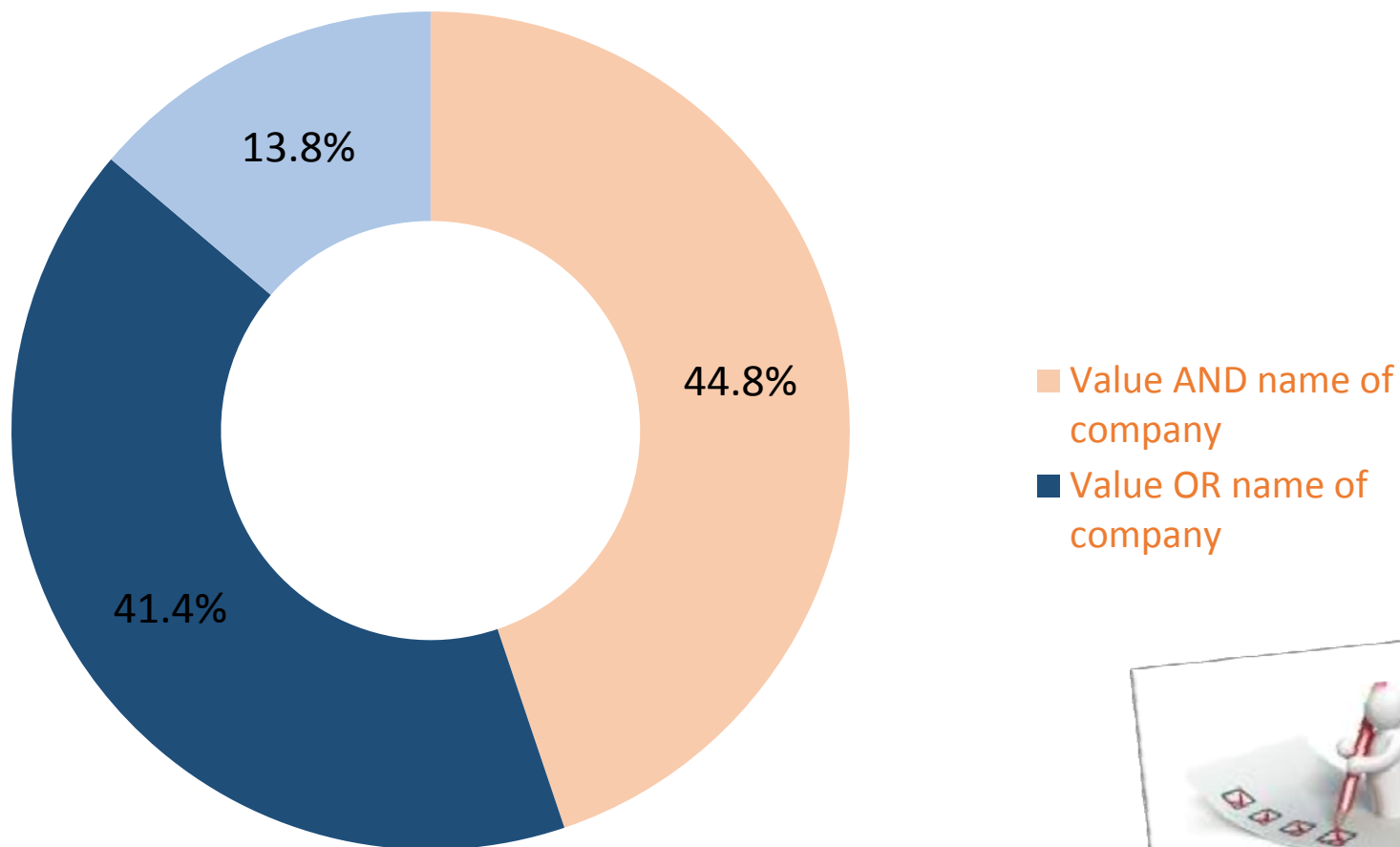


## ¿Qué se declara?

	Global	Asia	Europe and Central Asia	Latin America and Caribbean	Middle East and North Africa	OECD High Income	Sub-Saharan Africa
Bienes inmuebles	88%	100%	90%	100%	82%	78%	80%
Fuentes de ingreso	77%	73%	95%	96%	45%	100%	48%
Acciones , títulos y valores	86%	100%	95%	100%	64%	87%	70%
Cuentas bancarias	80%	86%	86%	100%	64%	72%	70%
Cash	29%	45%	38%	37%	36%	16%	20%
Ingresos (montos)	67%	73%	90%	93%	27%	63%	48%
Bienes muebles (vehículos)	80%	86%	90%	100%	82%	56%	75%
Pasivos	72%	82%	71%	100%	45%	56%	68%
Actividades previas a la función pub.	58%	45%	71%	85%	27%	75%	33%
Puestos o cargos de alto rango	41%	45%	38%	33%	27%	84%	15%
Regalos	39%	59%	57%	33%	9%	53%	18%
Otras posiciones	30%	32%	19%	19%	36%	69%	10%
Actividades no rentadas	29%	18%	38%	22%	9%	69%	10%
Gastos	18%	18%	38%	22%	0%	25%	3%
Viajes patrocinados	14%	14%	5%	4%	0%	41%	8%
Actividades post-mandato	14%	0%	29%	7%	0%	34%	8%

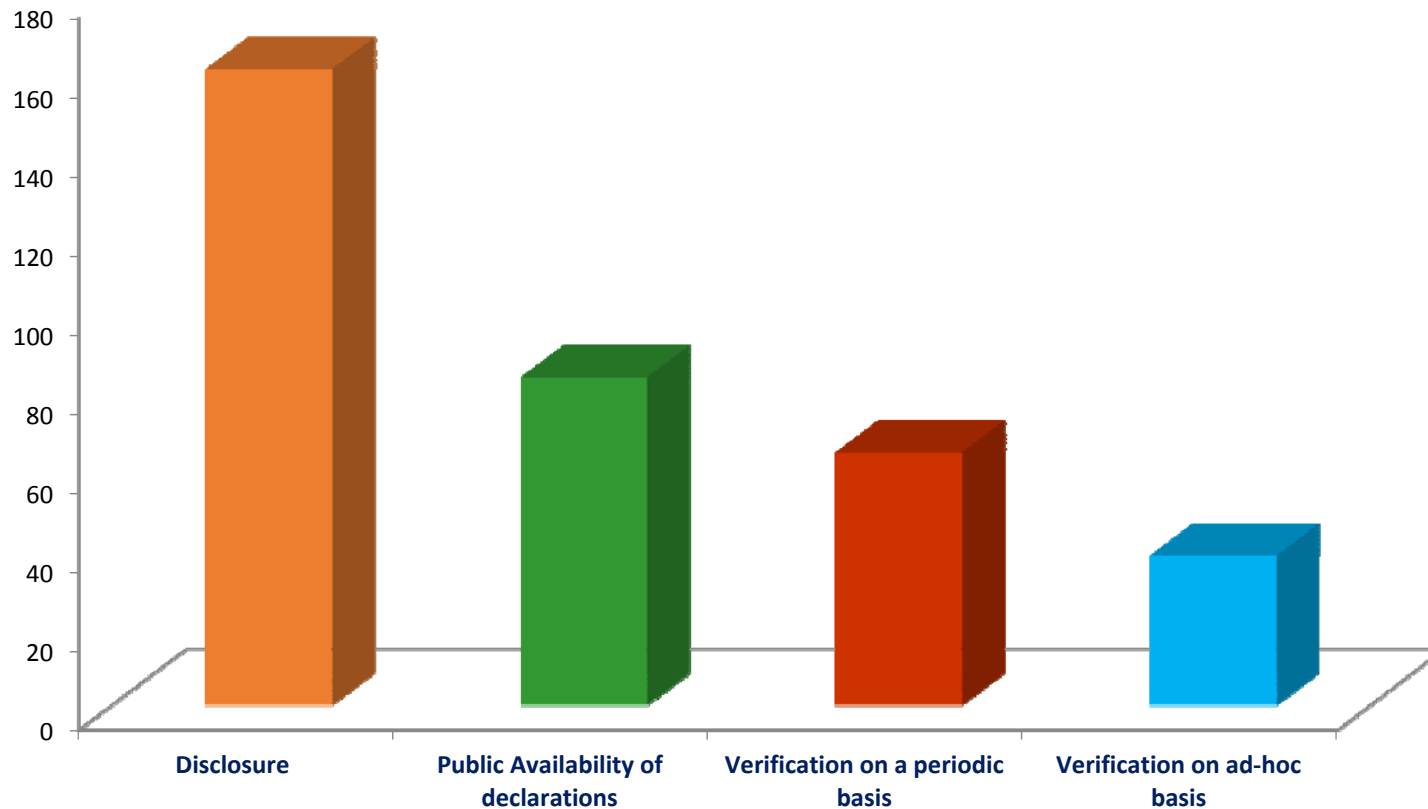
Source: World Bank analysis of 161 disclosure systems

## La profundidad y la amplitud de la información requerida varía: Declaración de acciones en las economías de OCDE



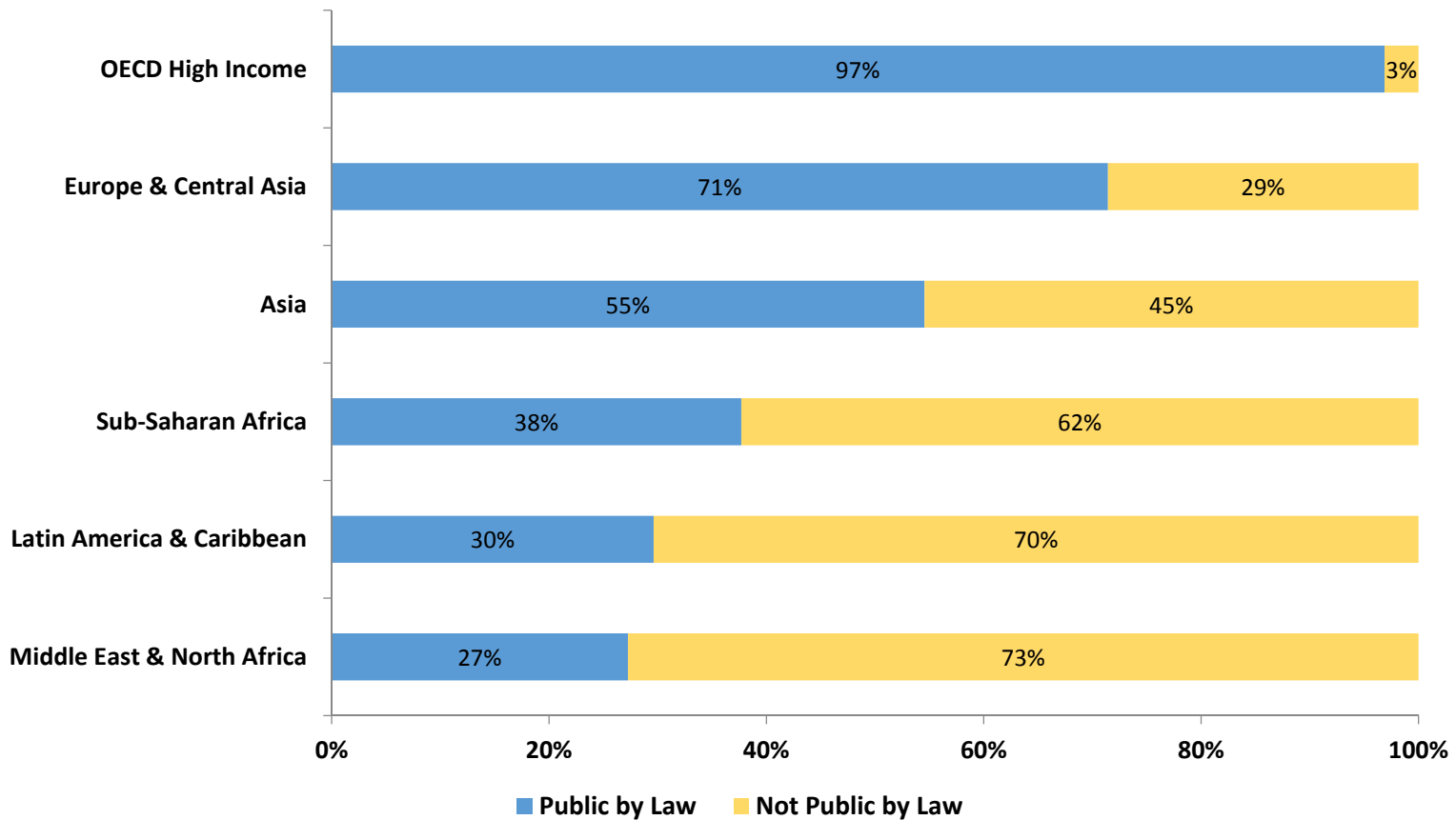
## Sistemas de DDJJ a grandes rasgos

*Todavía mucho por camino por recorrer en términos de “uso” (análisis) y “acceso” a la información de las DDJJ*



Source: World Bank analysis of 176 jurisdictions

## ¿Qué sucede una vez que se presenta la declaración? Disponibilidad pública del contenido de las declaraciones



Source: World Bank analysis of 161 disclosure systems

## Innovación y el futuro de las DDJJ

### Tendencias actuales:

- ✓ Fortalecer la implementación de los sistemas existentes – eje en la efectividad
- ✓ Uso de tecnología- principalmente para la presentación
- ✓ Achicamiento de la brecha entre “la letra de la ley” y “la práctica”
- ✓ Incremento del intercambio de información con otras agencias nacionales
- ✓ Exploración de las sinergias con otros actores anti-corrupción

### Hacia adelante:

- ✓ Cooperación internacional
- ✓ Mayor uso de la tecnología (para presentación, verificación, publicidad)
- ✓ Sinergias más fuertes con actores anti-lavado de dinero y otros agentes anti-corrupción

**Las declaraciones como una herramienta útil y relevante en la labor anti-corrupción**

# Nuestras herramientas: *Financial Disclosure Law Library* (Biblioteca sobre Legislación de Declaraciones Juradas)

This Law Library is a collection of laws and regulations on financial and business interest disclosure for public officials (referred here as "financial disclosure" but also known as "income and asset disclosure"). It offers access to over 1,000 laws and regulations across 176 jurisdictions worldwide. The Library also provides information on closely-related topics such as restrictions on public officials' activities.

The [Financial Market Integrity unit](#) is the first to compile and systematically analyze on a truly global scale financial disclosure laws and their implementation in practice.

[Read More >>](#)

We update the collection regularly, if you have updated information, find any inaccuracies or would like to provide an alternative source, please contact us at [assetdisclosure@worldbank.org](mailto:assetdisclosure@worldbank.org)

## Search the Library

Search bar:  Example: "asset declaration"

Filters: Topic, Jurisdiction, Region, Income Level, Language, Show All Filters

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Disclosing officials ⓘ  Information disclosed ⓘ  Public access ⓘ

Restrictions ⓘ  Enforcement ⓘ  Members of Parliament (MPs) ⓘ

Verification ⓘ  Sanctions ⓘ  Members of the Executive (MEXs) ⓘ

Other ⓘ

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## Datos básicos:

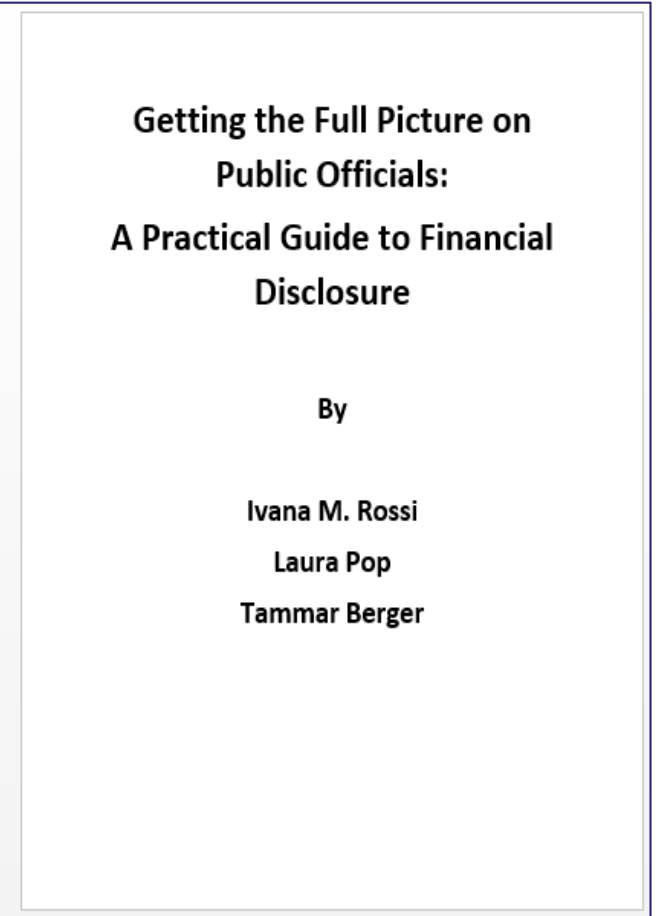
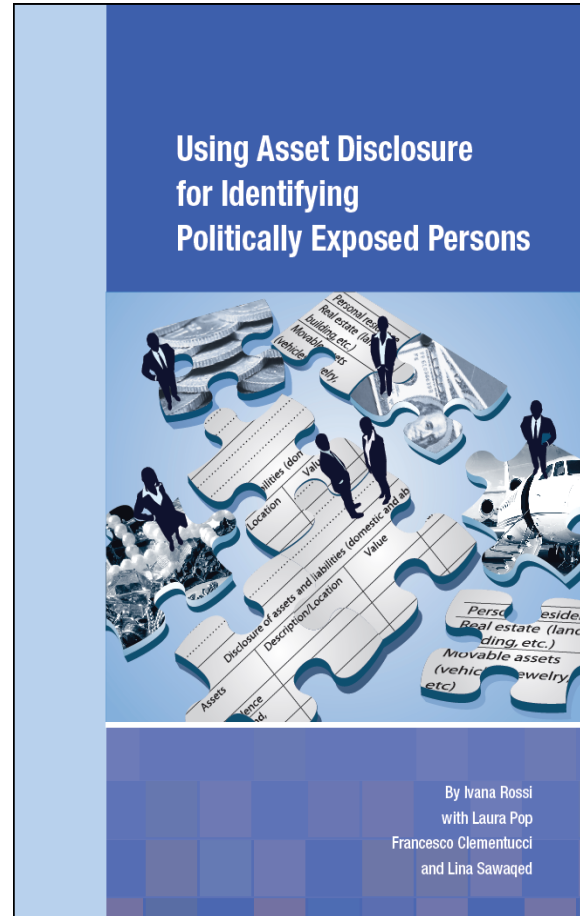
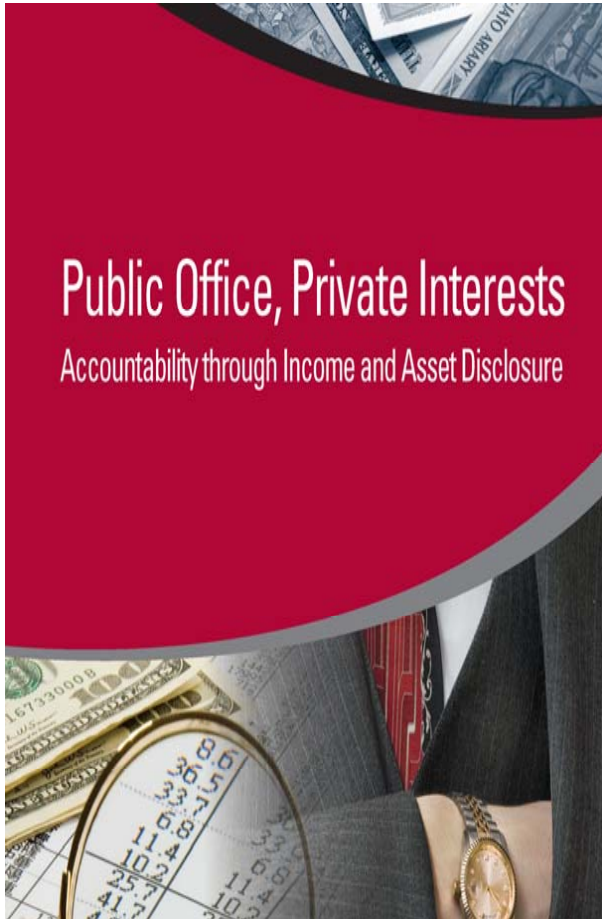
- Un único lugar para la legislación en materia de declaraciones juradas
- 176 jurisdicciones cubiertas.
- 1000+ leyes y regulaciones accesibles en línea.
- 33 idiomas, leyes disponibles en.
- 5 categorías de búsqueda (tema, jurisdicción, región nivel de ingreso e idioma)
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[www.worldbank.org/fpd/financialdisclosure/lawlibrary](http://www.worldbank.org/fpd/financialdisclosure/lawlibrary)



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Próximamente!



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