

Index

- Aarhus Convention 202
- Aaronson, Susan Ariel 183–97
- Abbott, K. 183
- Abouharb, M. Rodwan 183–97
- abuse of office 116–17, 119–20
- accountability
- accountability, lack of, MENA region 134, 135, 136–7
 - US Government Accountability Office (GAO) 42–3, 44, 45–6, 50–52
 - see also* transparency
- Adly, A. 132, 133, 134
- administration
- administrative law, growing influence of (France) 98–102
 - Code of Good Administrative Behaviour, Europe 210
 - commitment evidence, European agencies 255–6
 - culture of good management, need for, European agencies 265
 - investigations, Anti-Fraud Office (OLAF) role 291
 - irregularities and bribes, multilateral development banks 219–22
 - public administration corruption categories, Turkey 167–8
 - public contracts, law and administrative cultures, interplay between 85–7, 109–12
 - public contracts and resistance to change 87, 111–12
- Adonis, A. 88
- African Development Bank
- Lesotho Highlands Water Project (LHWP) 219–20, 229, 231, 232, 234
 - sanctions system 238, 245
- African Union Convention on Preventing and Combating Corruption 203
- agencies, mismanagement of European *see* European agencies, mismanagement of
- Aguilar, M. 232
- Aita, S. 127
- Algan, Y. 68, 80
- ALTER-EU (Alliance for Lobbying Transparency and Ethics Regulation), Europe 276, 284–5
- Ancel, F. 60
- appeals
- intervention appeals and friendly relations with elected officials, France 74–5, 79–80
 - multilateral development banks, sanctions procedures 225, 226, 227, 230
 - World Bank, Sanctions Procedures 238
 - WTO, due process requirement, WTO 187–8, 190, 193
 - see also* debarment; sanctions
- Arap, I. 177
- Arellano, D. 4, 6
- Argentina, Yacyretá Hydroelectric Project 218–19, 231, 232–3, 234
- Arrowsmith, S. 105
- Asian Development Bank
- Integrity Principles and Guidelines 240
 - obstructive practice and Procurement Guidelines 242
 - Padma Multipurpose Bridge Project 221–2, 229, 232
 - sanctions system 238, 245

- assets
 - declarations 136, 147–8
 - frozen, MENA region 131–2
- Auby, Jean-Bernard *xiv–xxv*
- audit mechanisms 92–3, 209–10, 283
 - see also* budget management; financial management
- Australia
 - anti-corruption institutions 204
 - Public Service Act and Public Service Values and Code of Conduct 146
- Bacchetta, M. 185, 191
- Bailey, S. 89
- Bangladesh, Padma Multipurpose Bridge Project 221–2, 229, 232
- banking, multilateral development banks *see* multilateral development banks, corruption investment in funded projects
- Barthélemy, J. 55, 65
- Baytemir, E. 167
- Behncke, N. 123
- Bell, J. 86, 90, 92
- Benedetti, Mariangela 215–35
- Benoit, J. 96, 97, 98
- Bergougnous, G. 60, 64
- Blake, R. 223
- Boré, L. 65
- Boudin, A. 76
- Breen, Emmanuel *xiv–xxv*
- Breslin, B. 104
- bribery
 - administrative irregularities and bribes, multilateral development banks 219–22
 - Bribery Act, United Kingdom *see* United Kingdom, corruption and conflicts of interest, Bribery Act
 - legal definition, Europe, Anti-Fraud Office (OLAF) 292
- Briquet, J. 74
- budget management
 - Budgetary Control Committee, Europe 277–9
 - CEPOL (European Police College) 256–8, 263, 264
 - European Parliament 277–8
 - see also* audit mechanisms; financial management
- Bueb, J.-P. 96
- Busuioc, M. 254
- Cahuc, P. 68, 80
- Caiden, G. 151
- Cambodia, WTO accession protocols 191
- Camerer, M. 187
- Canada
 - conflicts of interest and financial disclosure 37
 - lobbying of development bank 116
 - Public Servants Disclosure Protection Act 204
 - Values and Ethic Code for the Public Service 146
- Cassese, S. 212, 213
- Cassia, P. 98
- CEPOL (European Police College) 256–8, 263, 264
- Chang, E. 69
- Charnovitz, S. 188
- Chêne, M. 127
- Chiche, J. 70
- China, WTO accession protocols 191, 192, 194, 204
- Chiti, Edoardo 253–71
- Cibinic, J. 40
- citizens
 - empowerment spillover, WTO 188–90
 - judgments of elected officials, factors influencing, France 70–71
 - perception of corruption, Europe 288–9, 294
 - see also* public interest concerns
- civil service
 - anti-corruption regulations, Turkey *see* Turkey, legal regulations for the prevention of corruption of civil servants
 - Civil Service Management Code, United Kingdom 165

- and exclusivity principle, France 140–41, 143–5, 148, 149
- civil society involvement 206, 210
 - see also* NGOs
- civil/continental law *see* France, civil/continental law use in conflicts of interest cases
- Cléménçon, J. 132
- clientelism, France 76, 79–80
- code of conduct
 - Anticorruption Code of Conduct, Germany 204
 - Code of Conduct for Commissioners, Europe 284–5
 - Public service act and Public Service Values and Code of Conduct, Australia 146
 - see also* ethical standards
- Collins-Williams, T. 185
- common law 141, 142–3
- compliance
 - integrity rules, national administrations versus global regimes 204–5, 208–9
 - OECD Anti-Bribery Convention compliance 102–7, 156, 157, 158, 160
 - UN Convention against Corruption compliance 160–62, 205–6, 300–301
- conflicts of interest definitions
 - European Staff Regulations 292–3
 - OECD 32, 58, 116, 248, 261, 284
 - public officers 30–32, 35–6
 - see also* corruption and conflicts of interest, differences and comparisons
- continental law *see* France, civil/continental law use in conflicts of interest cases
- control mechanisms, national administrations versus global regimes 205–6, 209–10
- corruption
 - active and passive 54, 57, 103, 157–8, 292
 - legal definition 291–2
 - prevention *see* prevention of corruption
- corruption and conflicts of interest, differences and comparisons 3–11
- business and politics overlap 5–6
- conflicts of interest, interpretation of 6–7
- corporatist body agreements 9
- individual and public roles 3–4, 6–7
- legal punishment and institutional sanctions, need for 6, 7–8
- neutral adjudicators, case for 8–9
- public interest concerns 7
- separation of powers 3
- transparency and information access 8
 - see also* conflicts of interest definitions
- Corruption Perceptions Index, Transparency International 44, 128, 200
- Craig, P. 254
- criminal law 58–9, 61, 96–7, 104–5, 107–9
- Curtin, D. 254
- Daley, B. 4
- D’Alterio, Elisa 198–214
- Daoud, E. 105
- Darroch, F. 220
- Davies, M. 113, 120
- De Michele, R. 3, 6
- debarment
 - Debarment Agreement, multilateral development banks 229–30, 234
 - transparency of decisions, multilateral development banks 231–2
 - World Bank, Sanctions Procedures 243–6
 - see also* appeals; sanctions
- Degoffe, V. 98
- Della Porta, D. 68
- Delmas-Marty, M. 236
- Delzangles, Hubert 15–29
- Demmke, C. 123
- Dercks, L. 286–7

- Dero-Bugny, D. 63
- Didier, W. 56
- discharge procedure 258, 262, 263–4, 277, 278–9, 283
- disclosure
- as conflict mitigation technique 118, 119
 - financial disclosure 37, 47
 - information disclosure 121
 - preventive versus disclosure laws 114–15
 - and private-capacity interests, MENA region 126–7
 - Public Servants Disclosure Protection Act, Canada 204
 - secret information, banning of disclosure of, Turkey 171
 - Voluntary Disclosure Program, World Bank 242
- Doig, A. 91
- Douence, J. 94
- Drabek, Z. 185, 191
- Drouot, G. 94, 96
- Dubin, L. 62
- Dubois, P. 231, 236
- due process requirement
- United States 142
 - WTO 187–8, 190, 193
- Earle, A. 220
- Egypt, conflicts of interest management *see under* Middle East and North Africa (MENA) region, executive level, conflicts of interest management
- election campaigning restrictions, Europe 19
- embezzlement
- Europe, Anti-Fraud Office (OLAF) role 291–2
 - Turkey, civil service 170, 173
- employment
- policy considerations for conflicts of interest legislation 121
 - regulatory authorities, incompatibilities with other employment 19, 20
 - ‘revolving door’ phenomenon *see* ‘revolving door’ phenomenon
- ethical standards
- Committee on Standards in Public Life (CSPL), United Kingdom 162–3
 - Council of Ethics for Public Service (CEPS), Turkey 168–9, 171, 177–9
 - Ethical Conduct for Government Officers and Employees, United States 146
 - Ethics in Government Act, United States 47, 54
 - European Parliament, ethics code, lack of 283
 - ‘For a New Public Ethic’ report, France 139–40
 - good practices and professional ethics, France 64–6
 - lobbying and professional ethics, Europe 64
 - policy considerations 123
 - programme recommendation, Europe 286–7
 - public contracts (England) 86–7, 91–4, 102–3, 108
 - State Commission propositions and creation of new public ethic, France 147–9
 - training in, United States 122
 - see also* code of conduct
- Eurojust 254
- Europe
- Agency for the Cooperation of Energy Regulators (ACER) 27, 28
 - Aviation Safety Agency 27
 - Charter of Fundamental Rights 288
 - Code of Good Administrative Behaviour 210
 - ethical legislation increase leads to more convictions 123
 - independent regulatory authorities, creation of 16
 - integrity acts addressing national systems 202–3, 204, 209, 210

- integrity acts within regime 207, 208–9
- lobbying practices 62–3, 64
- Procurement Directive 41, 95, 104–5, 107–9, 280–81
- see also* individual countries
- Europe, anti-corruption policy 288–302
 - citizens' perception of corruption 288–9, 294
 - Council of Europe's Group of States against Corruption (GRECO) 204, 205, 300
 - European Commission's Investigation and Disciplinary Office (IDOC) role 299
 - international initiatives, involvement with 300–301
 - and United Nations Convention against Corruption (UNCAC) 160–62, 205–6, 300–301
 - 'zero tolerance' policy for institutional misconduct 289
- Europe, anti-corruption policy, Anti-Fraud Office (OLAF) role 289, 290–99
 - administrative investigations 291
 - anti-corruption investigations 294–5
 - bribery, legal definition 292
 - case studies 294–6
 - corruption, legal definition 291–2
 - embezzlement 291–2
 - European agencies' mismanagement, lack of involvement in 264
 - European Public Prosecutor's Office (EPPO), establishment of 288–9
 - Fraud Notification System (FNS) 297, 299
 - investigative powers and recommendations 296–9
 - judicial proceedings 298
 - national authorities' role 295–7, 298
 - public procurement rules and national regulations 293–4
 - reform process 298–9
 - reputation and recognition 299
 - Staff Regulations definition of conflicts of interest 292–3
 - successful investigations, examples of 295
 - Technical Assistance to the Commonwealth of Independent States (TACIS) programme case 295
- Europe, conflicts of interest regulation 272–87
 - actual/apparent/potential conflicts of interest, differences between 272–3
 - ALTER-EU (Alliance for Lobbying Transparency and Ethics Regulation), Dodgy Data report 276, 284–5
 - Budgetary Control Committee 277–9
 - cash-for-influence scandal and European Parliament 283
 - Code of Conduct for Commissioners and post term-of office activities 284–5
 - commercial influence as integral part of policy-making 273–4
 - ethics programme recommendation 286–7
 - European Court of Auditors (ECA) 283
 - European Medicines Agency discharge 277, 278–9, 283
 - European Parliament, ethics code, lack of 283
 - Financial Regulation 263, 277–80
 - legislative footprint reports recommendation 287
 - lobbying 273–6, 286
 - procurement process 41, 95, 104–5, 107–9, 280–81
 - public and private sectors, relationship between 277–9
 - regulation density comparison 281–6
 - regulatory agencies 277–9
 - resources, EU officials command over 279–81
 - 'revolving door' phenomenon, dealing with 284–5
 - Staff Regulations 282–3, 284
 - transparency and lobby groups 275–6

- Transparency Register,
 - Inter-Institutional Agreement 275–6, 286–7
 - WHO/mobile phone lobbying case 276–7
- Europe, Council of Europe
 - GRECO membership 204, 205, 300
 - integrity acts addressing national systems 202, 204
 - integrity acts within regime 207
- Europe, regulatory authorities and conflicts of interest 15–29
 - conflicts of interest within regulatory authorities 17–23
 - election campaigning restrictions 19
 - incompatibilities with commissioners' future positions 21–3
 - incompatibilities connected to commissioners' assets 20–21
 - incompatibilities with elected offices 17–19
 - incompatibilities with other employment 19–20
- Independent Regulatory Agencies, origins of 15
 - private sector secondment 20
 - regulated markets, close association with 15
 - regulatory capture theory 16
 - 'revolving door' phenomenon 21–3
- Europe, regulatory authorities and conflicts of interest, new aspects 24–9
 - creation of regulatory authorities 26–9
- European Convention of Human Rights (ECHR), impartiality issues 24–6
 - independence of regulatory authorities 28–9
 - national rules, strength of 28, 29
 - politicisation of Commission 29
- European agencies, mismanagement of 253–71
 - administration commitment evidence 255–6
 - administrative culture of good management, need for 265
 - Anti-Fraud Agency (OLAF), lack of involvement of 264
 - Bánáti affair (European Food Safety Authority (EFSA) and International Life Sciences Institute (ILSI)) 258–9, 260–61, 262, 263, 264, 265, 266, 267, 270
 - CEPOL (European Police College) and budget implementation 256–8, 263, 264
 - discharge procedure oversight and institutional reform 258, 262, 263–4
 - European agencies' definition 254
 - European Environment Agency (EEA) conflicts of interest allegations 259–61, 262, 264, 266, 270
 - European Medicines Agency (EMA) conflicts of interest allegations 259, 260–61, 262, 264, 266, 270
 - Evaluation of decentralised EU agencies in 2009* report 255–6
 - Financial Regulation breaches 263, 277–80
 - future research 271
 - human resources 257, 258
 - institutional reform response 265–8
 - internal organization concerns 267–8
 - judicial review 264
 - legal framework, shortcomings of existing 263–5
 - Ombudsman 260, 264, 270
 - private actors, limited involvement of 264–5, 268
 - 'revolving doors' and conflicts of interest 258–62, 263, 264, 265, 266, 267
 - Santer Commission resignation 253
- European Bank for Reconstruction and Development (EBRD), Sanctions Procedures 245

- European Commission
 Code of Conduct for Commissioners and post term-of office activities 284–5
 incompatibilities with commissioners' future positions and 'revolving door' phenomenon 21–3
 incompatibilities connected to commissioners' assets 20–21
 politicisation of 29
 European Commission's Investigation and Disciplinary Office (IDOC) role 299
 European Convention of Human Rights (ECHR), impartiality issues 24–6
 European Court of Auditors (ECA) 283
 European Court of First Instance, *Camos Grau v. Commission* 281
 European Court of Human Rights (ECtHR)
Engel and Others v. the Netherlands 24
Imbrioscia v. Suisse 24
Procola 26
 European Court of Justice, *RTT* 16
 European Development Fund, Lesotho Highlands Water Project (LHWP) 219–20, 229, 231, 232, 234
 European Environment Agency (EEA), conflicts of interest allegations 259–61, 262, 264, 266, 270
 European Food Safety Authority (EFSA) and International Life Sciences Institute (ILSI), Bánáti affair 258–9, 260–61, 262, 263, 264, 265, 266, 267, 270
 European Investment Bank 234
 European Medicines Agency (EMA)
 conflicts of interest allegations 259, 260–61, 262, 264, 266, 270
 discharge 277, 278–9, 283
 European Network and Information Security Agency 267
 European Parliament
 Budgetary Control Committee 277–8
 ethics code, lack of 283
 Transparency Register 275, 276, 287
 European Police College (CEPOL) and budget implementation 256–8, 263, 264
 European Public Prosecutor's Office (EPPO), establishment of 288–9
 European Union Court of First Instance, *Zavvos v. Commission* 27
 Europol 254
 Evans, J. 89, 90
 exclusivity principle, civil service, France 140–41, 143–5, 148, 149
 Faccio, M. 5
 Fages, F. 63
 Fariello, F. 217, 232, 245
 favoritism, tolerance of, France 78–83
 financial management
Financial Action Task Force integrity indicators 200, 202, 208
 financial disclosure, public officers 37
 financial privileges, MENA region 133–4, 136–7
 Financial Regulation, Europe 263, 277–80
 policy considerations for conflicts of interest legislation 116
 Turkey, legal regulations for the prevention of corruption of civil servants 174
see also audit mechanisms; budget management
 Fisman, R. 5
 Folliot-Lalliot, Laurence 236–49
 Fontana, A. 115
 France
 conflicts of interest within regulatory authorities, incompatibilities with other employment 19, 20
 Conseil d'Etat 24, 61, 98, 139
 Cour de cassation 24, 25, 26, 97–8, 110–11
 Criminal Code 22, 57, 61, 97–8, 100, 106–7, 139–40
Dehaene 147
Didier 24
Dubus 24–5

- ECHR impartiality clause and conflicts of interest 24–6
- Energy Code 19
- energy commissioners (CRE) and incompatibilities with elected offices 17–18
- House ethics committee 60
- illegal acquiring of interest 54
- Karachi* 107
- Lambda* 61
- Le Cun* 24
- Loi Sapin* statute *see under* public contracts, integrity in English and French
- Posts and Electronic Communications Code and incompatibility with national elected office 18
- public contracts, integrity in *see* public contracts, integrity in English and French
- Regulatory Authority for Electronic Communications and Post (ARCEP) 25–6
- ‘revolving door’ phenomenon 22
- Sauvé Commission 99–101, 108
- SNC Campenon Bernard* 25
- Urba scandal 89
- France, civil/continental law use in
 - conflicts of interest cases 139–49
 - civil service and exclusivity principle 140–41, 143–5, 148, 149
 - civil service and general interest, link between 144–5
 - common law system, comparative advantage of 142–3
 - comparative disadvantage 143–5
 - comparative disadvantage, holistic conception of general interest, role played by 143–4
 - efficiency of 139–41
 - ‘For a New Public Ethic’ report 139–40
 - overview 141–3
 - principles, and conflicts of interest management, conflict between 141–5
 - procedural rules 142
- France, civil/continental law use in
 - conflicts of interest cases, management of conflicts of interest 145–9
 - asset declaration forms, call for 147–8
 - judicial public service rules, extension to public service rules 148, 149
 - logic of exclusion to logic of conciliation transition 146–7
 - public officer withdrawal procedure proposition 148
 - State Commission propositions and creation of new public ethic 147–9
 - voluntary public policies, development of 145–6
- France, integrity breaches 67–84
 - citizens’ judgments of elected officials, factors influencing 70–71
 - duplicity and lying 72
 - political corruption and minority civic culture 68–83
 - political scandals, limited fallout from 69–70
 - Woerth-Bettencourt affair 68
- France, integrity breaches, corruption
 - conception
 - clientelism 76, 79–80
 - concerned pragmatists 82–3
 - consensual disapproval 71–4
 - consensual disapproval, justification for political practices in defense of the common good 75
 - consensual tolerance 74–5
 - context-dependency 75–8
 - denunciatory pessimists 81–2
 - disapproving realists 83
 - diverse manifestations of corruption 72
 - friendly relations with elected officials and intervention appeals 74–5, 79–80
 - instrumentalization of political processes 76–7, 79, 81, 83

- lack of sincerity on part of elected official 73
- misappropriation of public funds 73
- political practices in which private and public interests are confounded 77
- private corruption 77
- private interests, elected officials' dependence on 73–4
- tolerance of favoritism and distrust in institutions 78–83
- tolerant optimists 82
- France, lobbying, future prospects and conflicts of interest 53–66
 - Central Service for Prevention of Corruption (CSPC) 57, 58
 - criminal statutes 58–9, 61
 - influence peddling 54, 56–7, 59, 61
 - legal definition, lack of 56–7
 - lobbying and corruption, distinction between 54–5
 - national sovereignty, perceived threats to 63
 - professional lobbyists and legal violations 57
 - regulation deficiency 56–9
 - regulation inefficiency of criminal law 58–9
 - 'revolving door' phenomenon 58–9, 60–61
 - soft law 64
- France, lobbying, future prospects and conflicts of interest, public institutions, confidence in 59–66
- appearances, importance of 60–64
- good practices, codes of conduct and professional ethics 64–6
- public register intervention 62
- reinforced legal obligation, lack of 62–3
- transparencies and legitimate lobbying 61–4
- fraud
 - European ant-corruption policy *see* Europe, anti-corruption policy, Anti-Fraud Office (OLAF) role
 - Fraud and Corruption Guidelines, World Bank 237, 239
 - Serious Fraud Office (SFO), Director involvement (England) 105–6
 - Serious Fraud Office (SFO) responsibilities, United Kingdom 150–51
- Garrigues, J. 88
- Genckaya, O. 178
- Georgia, WTO accession protocols 191
- Gerardin, D. 254
- Germany
 - Anticorruption Code of Conduct 204
 - conflicts of interest within regulatory authorities 18, 21
- Giran, J. 101
- Global Integrity (GI) 128–9, 199–200, 205
- Gohon, J. 95
- good governance policies 190–93, 195–6, 234
- Goodyear, R. 153
- Gordon, Daniel I. 39–52
- GRECO (Council of Europe's Group of States against Corruption) 204, 205, 300
- Groenleer, M. 254
- Guglielmi, G. 58
- Hafner-Burton, E. 188
- Hail, C. 218
- Hall, D. 216
- Hassan, A. 128
- Heidenheimer, A. 68
- Hernández, J.-C. 18
- Hine, D. 163
- Hollander, C. 162
- Horder, J. 159
- Hostetler, C. 232
- Houillon, Grégory 53–66
- Huddleston, M. 122
- human resources 223, 257, 258
- Hunter, J. 222
- Huther, J. 198
- IFI Task Force (International Financial Institutions Anti-Corruption Task Force) 224

- illegal acquiring of interest 54, 58–9, 61
- IMF *see* International Monetary Fund
- indicator systems
 - as control mechanism 205
 - Doing Business* indicators, World Bank 200
 - Financial Action Task Force* integrity indicators 200, 202, 208
- influence peddling, France 54, 56–7, 59, 61
- information access
 - European Network and Information Security Agency 267
 - policy considerations 121
 - Right to Information Act (Law no. 4982), Turkey 176–7
 - secret information, banning of disclosure of, Turkey 171
 - see also* transparency
- Inman, P. 133
- institutions
 - discharge procedure oversight and institutional reform, European agencies 258, 262, 263–4
 - institutional reform response, European agencies 265–8
 - legal punishment and institutional sanctions, need for 6, 7–8
 - public, confidence in, France *see* France, lobbying, future prospects and conflicts of interest, public institutions, confidence in
 - tolerance of favoritism and distrust in institutions, France 78–83
 - ‘zero tolerance’ policy for institutional misconduct, Europe 289
- instrumentalization of political processes, France 76–7, 79, 81, 83
- integrity
 - breaches, France *see* France, integrity breaches
 - global *see* national administrations versus global regimes, and global integrity
 - protection, federal procurement system, United States *see* United States, federal procurement system, integrity protection
- Inter-American Development Bank (IDB)
 - obstructive practice and Procurement Guidelines 242
 - Sanctions Procedures, debarment 245
 - Yacyretá Hydroelectric Project 218–19, 231, 232–3, 234
- intergovernmental organizations and integrity acts, national administrations versus global regimes, and global integrity 201–4, 206–8
- International Association of Anti-corruption Authorities 202
- International Financial Institutions Anti-Corruption Task Force (IFI Task Force) 224
- international initiatives, involvement with, Europe 300–301
- International Life Sciences Institute (ILSI) and European Food Safety Authority (EFSA), Bánáti affair 258–9, 260–61, 262, 263, 264, 265, 266, 267, 270
- international and local public contracts, distinguishing between 87–90
- International Monetary Fund (IMF) Debarment Agreement 234
 - external audit system 210
 - integrity acts addressing national systems 202, 205
 - integrity acts within regime 207, 210
- international regimes versus national administrations *see* national administrations versus global regimes, and global integrity
- investigation phase
 - administrative investigations, Europe 291
 - anti-corruption investigations, Europe 294–5
 - bidding process and investigation procedures, World Bank 241–2, 243–4

- and enforcement functions,
 - separation of, multilateral development banks 230–31
- European Anti-Fraud Office (OLAF)
 - role 295, 296–9
- European Commission's
 - Investigation and Disciplinary Office (IDOC) role 299
- multilateral development banks,
 - sanctions procedures 227–8, 232
- 'permission to investigate' authority,
 - Turkey 172, 173
- Islamic Development Bank
 - Debarment Agreement 236–7
 - Padma Multipurpose Bridge Project 221–2, 229, 232
- Italy
 - anti-corruption institutions 204
 - cabinet members' conflicts of interest 36, 37
 - conflicts of interest within regulatory authorities 20
 - election campaigning restrictions 19
 - energy commissioners and incompatibilities with elected offices 17–18
 - 'revolving door' phenomenon 22
- Japan International Cooperation Agency, Padma Multipurpose Bridge Project 221–2, 229, 232
- Jean-Pierre, D. 56
- Jenks, C. 212
- Johnston, M. 79
- Jordan, WTO accession protocols 191–2
- judicial proceedings; regulation
 - see also* legislation
- judicial proceedings
 - and auditing, public contracts (England) 92–3
 - European Anti-Fraud Office (OLAF) role 298
 - judicial review, Europe 264
 - public service rules, France 148, 149
 - see also* legislation
- Kadan, O. 285
- Kang, D. 5
- Kaufmann, D. 187–8
- Kaya, C. 177
- Kaye, R. 3, 4, 162, 163, 164
- Kelsen, H. 55
- Kerns, P. 117
- Khwaja, A. 5
- Kingsbury, B. 213
- Kochan, N. 153
- Koktas, A. 176
- Lager, J. 96
- Lane, W. 191
- Lang, C. 231
- Lanoszka, A. 190
- Lascoumes, Pierre 67–84, 96
- Laurent, B. 64
- Le Hay, V. 80
- Lecrique, J.-M. 71
- Lederman, D. 184
- legislation
 - corruption prevention, Turkey *see* Turkey, legal regulations for the prevention of corruption of civil servants
 - footprint reports recommendation, Europe 287
 - law and administrative cultures, interplay between, public contracts, integrity in English and French 85–7, 109–12
 - legal framework, shortcomings of existing, European agencies 263–5
 - lobbying practices and reinforced legal obligation, Europe 62–3
 - policy considerations *see* policy considerations for conflicts of interest legislation
 - punishment and institutional sanctions, need for 6, 7–8
 - reinforced legal obligation, lack of, France, lobbying, future prospects and conflicts of interest, public institutions, confidence in 62–3

- see also* judicial proceedings;
regulation
- Leigh, I. 92
- Leroy, A. 217, 232
- Lesotho Highlands Water Project
(LHWP) 219–20, 229, 231, 232,
234
- Levey, S. 124
- Ley, J. 118
- Lindroos, A. 213
- Lins Ribeiro, G. 219
- lobbying
- ban, United Kingdom 163–4
 - and corruption, distinction between
54–5
 - Europe, conflicts of interest
regulation 273–6, 286
 - European practices 62–3, 64
 - France *see* France, lobbying, future
prospects and conflicts of
interest
 - policy considerations 116–17
 - pro-business lobbying organizations’
objections, United Kingdom 157
 - regulation, United States 56, 62–3,
116–17
- Lombard, M. 20
- Loughlin, M. 88
- Madir, J. 224, 233, 245
- Maillé, A. 96
- management
- budget *see* budget management
 - Civil Service Management Code,
United Kingdom 165
 - financial *see* financial management
 - French civil/continental law *see*
France, civil/continental law use
in conflicts of interest cases,
management of conflicts of
interest
 - MENA region *see* Middle East and
North Africa (MENA) region,
executive level, conflicts of
interest management
 - mismismanagement of European
agencies *see* European agencies,
mismismanagement of
 - Public Financial Management and
Control (Law no. 5018), Turkey
174
 - and structural differences 225–7, 233
- Mancuso, M. 68
- Mandelson, P. 185
- Mansfield, E. 185
- Marcou, G. 94
- Marique, Ysueult 85–112
- market and investment restrictions,
MENA region 134
- Martel, L. 117
- Mattarella, Bernardo Giorgio 30–38
- Mauro, P. 184
- Médard, J. 88
- Mehling, M. 213
- Mekki, M. 62
- MENA *see* Middle East and North
Africa (MENA) region
- Mendieta, M. 163
- Mény, Y. 61, 62, 68, 83, 89
- Messick, Richard E. 113–23
- Meyer, J.-M. 131
- Mian, A. 5
- Middle East and North Africa (MENA)
region, executive level, conflicts of
interest management 124–38
- Arab Spring protests 124–5, 128
 - asset declarations, accessibility of
136
 - case studies 130–34
 - common governance patterns, need
for 127–9
 - corrupt practices, scale and
mechanisms, Tunisia and Egypt
131–3
 - Corruption Perceptions Index (CPI),
Tunisia and Egypt 128
 - corruption prevention theories and
conflicts of interest regulation
126–7, 135
 - elitist political power 127–8, 135
 - financial privileges 133–4, 136–7
 - frozen assets 131–2

- future management suggestions 135–7
- ineffective provisions, Egypt 131
- ineffective provisions, Tunisia 130–31
- market and investment restrictions 134
- political power, extent of 127, 133
- private-capacity interests and disclosure requirements 126–7
- privatization abuses 133
- regulation assessment, need for 128–9
- socio-political and economic effects 133–4, 136–7
- stakeholders and NGOs, need for inclusion of key 136–7
- transparency and accountability, lack of 134, 135, 136–7
- misappropriation of public funds, France 73
- Mittard, E. 99
- Moret-Bailly, J. 100
- Moser, Carolyn 124–38
- multilateral banks, World Bank, Sanctions Procedures 244–6
- multilateral development banks, corruption investment in funded projects 215–35
 - adjudication phase 228–9
 - administrative irregularities and bribes 219–22
 - bank functions 216–17
 - case studies 218–22
 - contracts gained through corrupt practices 218–19
 - corruption risk 215–16, 217
 - Debarment Agreement 229–30, 234
 - good governance policy 234
 - holistic approach 222–4
 - human resources level 223
 - Lesotho Highlands Water Project (LHWP) 219–20, 229, 231, 232, 234
 - national institutions, need for cooperation from 234
 - Padma Multipurpose Bridge Project 221–2, 229, 232
 - Yacyretá Hydroelectric Project 218–19, 231, 232–3, 234
- multilateral development banks, corruption investment in funded projects, sanctions procedures 224–7
 - appeal phase 225, 226, 227, 230
 - blacklisting to reduce fragmentation risk 231, 235
 - common aspects 227–30
 - conflicts of interest issues 232–3
 - eligibility analysis 227–8
 - future governance 233–4
 - investigation phase 227–8, 232
 - investigative and enforcement functions, separation of 230–31
 - management and structural differences 225–7, 233
 - minimum standards 233
 - procedural protections for respondent 231
 - sanction types 229
 - strengths and shortcomings 230–33
 - transparency of debarment decisions 231–2
- Mungiu Pippidi, A. 127–8, 136
- national administrations
 - European Anti-Fraud Office (OLAF) role 295–7, 298
 - governance improvement (policy anchoring), WTO 183–4, 185–6
 - international and local public contracts, distinguishing between 87–90
 - national institutions, need for cooperation from, and multilateral development banks 234
 - national regulation, strength of, Europe 28, 29
 - public contracts, local government powers (England) 88–9, 93–4
 - public contracts, local government powers (France) 98, 101

- national administrations versus global regimes, and global integrity 198–214
- assessment and review mechanisms 205–6
- civil society involvement 206, 210
- control mechanisms 205–6, 209–10
- indicator systems as control mechanism 205
- integrity as measurable concept 200
- integrity rules, compliance with 204–5, 208–9
- intergovernmental organizations and integrity acts 201–4
- intergovernmental organizations and integrity acts within global regime 206–8
- internal audit mechanisms 209–10
- judicial review 206, 209
- NGOs, private organisms and international networks 203, 208
- normative framework 200–204, 206–8
- public sector integrity 199–200
- soft law 203–4
- ultra-state schemes 206–10
- Neale, A. 285
- Neild, R. 68
- Nelson, R. 216
- Nepal, WTO accession protocols 191
- nepotism, policy considerations 116
- NGOs
- inclusion, need for, MENA region 136–7
 - international networks and global integrity 203, 208
 - see also* civil society involvement
- Nicholls, C. 103
- Noguellou, R. 62
- North American Agreement for Labour Cooperation 203
- Nowlan, A. 231, 236
- OECD
- Anti-Bribery Convention 102–7, 156, 157, 158, 160
 - conflicts of interest definition 32, 58, 116, 248, 261, 284
 - Development Assistance Committee (DAC) initiative 247–8
 - illegal acquiring of interest 58–9, 61
 - integrity acts addressing national systems 201, 204, 205
 - integrity acts within regime 207, 210
 - Methodology for Assessing Procurement System (MAPS) 248–9
 - Network on Development Evaluation 210
 - Public Sector Integrity 199, 201
 - traffic of influence 59
- Okuyucu-Ergun, G. 167
- OLAF *see* Europe, anti-corruption policy, Anti-Fraud Office (OLAF) role
- Oliver, D. 91
- Ombudsman, European agencies, mismanagement of 260, 264, 270
- Open Government Partnership (OGP) Independent Reporting Mechanism 210
- integrity and transparency 199–200, 204
- Oral, B. 179
- Organization of American States Inter-American Convention against Corruption 203
- Ostry, S. 188
- Padideh, A. 184–5
- Pancrazi, G. 95
- Paraguay, Yacyretá Hydroelectric Project 218–19, 231, 232–3, 234
- Paris, Timothée 139–49
- Parsons, S. 92
- Peele, G. 3, 4, 162, 163, 164
- Pena, E. 218
- penalties
- public officers, conflicts of interest 35, 37–8
 - see also* sanctions
- Perroud, Thomas *xiv–xxv*
- Peters, A. 125, 135

- Pharr, S. 69
- Pierre, E. 60
- policy considerations for conflicts of interest legislation 113–23
- abuse of office 116–17, 119–20
 - appearances and representation 121
 - applicant disclosure 119
 - bright line rules, recommended 120–21
 - conflict mitigation techniques 118–19
 - country size, effects of 115
 - disclosure as conflict mitigation technique 118, 119
 - divestiture as conflict mitigation technique 118
 - employment considerations 121
 - ethical legislation increase leads to more convictions 123
 - financial conflict 116
 - gifts and gratuities 121
 - information disclosure 121
 - legal implementation and advance ruling procedures 122–3
 - lobbying 116–17
 - misuse of office 120–21
 - nepotism 116
 - payment for public service 117
 - political bias considerations 115
 - preventive versus disclosure laws 114–15
 - private gain from public office 117
 - prohibited ownership interests 122
 - public trust levels, effects of 115
 - recusal as conflict mitigation technique 118
 - regulation agencies, creation of 117–18
 - rules versus standards 119–23
 - undue influence 116
 - see also* legislation; regulation
- political influence
- bias considerations 115
 - funding opportunities, France 89
 - MENA region 127, 133
- Pope, J. 217
- Posner, R. 16
- Prebissy-Schnall, C. 96
- prevention of corruption
- Central Service for Prevention of Corruption (CSPC), France 57, 58
 - country-level procurement reforms, World Bank 247–9
 - Middle East and North Africa (MENA) region 126–7, 135
 - public officers and dishonest decisions, prevention of 33
 - Turkey *see* Turkey, legal regulations for the prevention of corruption of civil servants
- private sector
- corruption, France 77
 - gain from public office, policy considerations 117
 - limited involvement of, European agencies 264–5, 268
 - private interests, elected officials' dependence on, France 73–4
 - privatization abuses, MENA region 133
 - public contracts and public–private relationships 86, 110–11
 - public and private sectors, relationship between, Europe 277–9
 - secondment, Europe 20
- procurement process
- Europe, conflicts of interest regulation 280–81
 - and expertise levels, Europe 281
 - Loi Sapin* statute, France, public procurement and delegations, distinction between 94–5
 - Procurement Directive, Europe 41, 95, 104–5, 107–9, 280–81
 - Procurement Guidelines, World Bank 237–8, 239–41, 242, 243, 246–7
 - rules and national regulations, European Anti-Fraud Office (OLAF) role 293–4
 - Turkey, legal regulations for the prevention of corruption of civil servants 174–6

- United States *see* United States, federal procurement system, integrity protection
- public contracts, integrity in English and French 85–112
 - administrative cultures and resistance to change 87, 111–12
 - administrative law, growing influence of (France) 98–102
 - audit mechanisms, importance of 92–3
 - BAE-Al Yamamah* case (England) 102–3, 105–6, 159
 - criminal law and EU Procurement Directive, problems with (France) 107–9
 - criminal law (France) 86, 94–102, 108–9
 - criminal law and public procurement law, complementarity between (England) 104–5
 - criminal offence in public office (England) 92, 93–4, 103–4
 - cumul des mandats* (multiple office holding, France) 90
 - decentralization (France) 89–90
 - domestic norms and institutions 90–102
 - ethical framework (English law) 86–7, 91–4, 102–3, 108
 - and EU Procurement Directive 95, 104–5, 107–9
 - external drivers, resistance to 102–9
 - favoritisme* (France) 97, 98, 104
 - impartiality, call for (France) 99–100
 - international and local public contracts, distinguishing between 87–90
 - judiciary and auditing, interaction between (England) 92–3
 - law and administrative cultures, interplay between 85–7, 109–12
 - local government powers (England) 88–9, 93–4
 - local government powers (France) 98, 101
 - local–central relationships 86
 - Loi Sapin* statute (France), criminal legislation on corruption 96–7, 109
 - Loi Sapin* statute (France), implementation commissions (MIEM and SCLC) 95–7, 108
 - Loi Sapin* statute (France), public procurement and delegations, distinction between 94–5
 - norms and factual situations, interplay between 86–7
 - OECD Anti-Bribery Convention, influence on Bribery Act (England) 102–6
 - OECD Anti-Bribery Convention, influence on Criminal code (France) 106–7
 - political funding opportunities (France) 89
 - Porter v. Magill* (England) 92–3
 - principles for standards in public life (England) 91–2
 - prise illégale d'intérêt* (illegal taking of benefit, France) 96–7, 98, 104
 - private corporations in international agendas 88
 - Public Contracts Regulations (England) and EU Procurement Directive 104–5
 - public–private relationships 86, 110–11
 - Sauvé Commission (France) 99–101, 108
 - Serious Fraud Office (SFO), Director involvement (England) 105–6
 - soft law (England) 90–91
 - Standards Board for England, abolition of 93
 - whistleblowing, opposition to (France) 107
 - see also* World Bank, public contracts and policies against corruption and conflicts of interests
 - public ethics *see* ethical standards
 - public interest concerns 77

- Committee on Standards in Public Life (CSPL), United Kingdom
see United Kingdom, corruption and conflicts of interest, Committee on Standards in Public Life (CSPL)
- public and private sectors, relationship between, Europe 277–9
see also citizens
- public officer withdrawal procedure proposition, France 148
- public officers, conflicts of interest 30–38
 checks and penalties 35, 37–8
 conflicting goals 33
 conflicts of interest definition 30–32, 35–6, 37
 conflicts of interest, static nature 31–2, 36
 dishonest decisions, prevention of 33
 disqualification of officer involved 33–4, 35, 37
 financial disclosure 37
 protection of weak interest 33
 regulatory scope 32, 36–7
 remedies 33–5, 37–8
 removal of conflicts of interest 33, 35, 37
 training and consultation needs 34
 transparency requirement 34, 35, 37
- public procurement *see* procurement process
- public sector
 integrity 199–200
 regulation, United Kingdom 162–5
- public service payment, United States 117
- Puddington, A. 137
- Qa-Qin, J. 191
- Quiriny, B. 99
- Radenac, M. 95
- Rayner, H. 90
- Reed, Q. 119, 127, 136
- regulation
 agencies, creation of, United States 118
 agencies, Europe 277–9
 assessment, need for, MENA region 128–9
 authorities, Europe *see* Europe, regulatory authorities and conflicts of interest
 authorities, incompatibilities with other employment 19, 20
 conflicts of interest, United Kingdom 37
 conflicts of interest, United States 36–7
 conflicts of interest within regulatory authorities, Germany 18, 21
 deficiency, lobbying, France 56–9
 density comparison, Europe 281–6
 implementation, decentralization of, United States 40–41
 independent authorities, creation of, Europe 16
 scope, public officers 32, 36–7
see also policy considerations for conflicts of interest legislation
- resources, EU officials command over 279–81
- Revaillon, M. 185
- ‘revolving door’ phenomenon
 Europe, conflicts of interest regulation 21–3, 284–5
 European agencies, mismanagement of 258–62, 263, 264, 265, 266, 267
 France 58–9, 60–61
 United States, federal procurement system 48–9
see also employment
- Richer, L. 95, 96
- Richter, J. 135
- Rose, Cecily 103, 104, 150–66
- Rose-Ackerman, Susan 3–11, 216
- Rouvillois, F. 54, 63
- Rundquist, B. 69
- Russia, WTO accession protocols 191

- Sabin, P. 5
- Saleh, H. 131, 134
- Salzedo, S. 162
- Sampford, C. 200
- Sanchez, M. 212, 213
- sanctions
- multilateral development banks *see*
 - multilateral development banks, corruption investment in funded projects, sanctions procedures
 - Sanctions Procedures, World Bank *see* World Bank, public contracts and policies against corruption and conflicts of interests, Sanctions Procedures
 - Sanctions Procedures, European Bank for Reconstruction and Development (EBRD) 245 *see also* appeals; debarment; penalties
- Sands, J. 122
- Saudi Arabia, WTO accession protocols 191
- Sauvé, J. 65, 99–100, 108
- Scelle, G. 55
- Schefer, K. 184
- Seibt, S. 132–3
- Seiler, N. 224, 233, 245
- September 11 and anti-bribery law changes, United Kingdom 155–6
- Shah, A. 198, 222
- Simmons, B. 188
- Skladany, M. 184
- Snowberg, E. 4
- soft law
- France 64
 - national administrations versus global regimes, and global integrity 203–4
 - United Kingdom 90–91, 160
- South Africa, Lesotho Highlands Water Project (LHWP) 219–20, 229, 231, 232, 234
- Spain
- National Commission for the Securities Market 20
 - regulatory authorities, incompatibilities connected to commissioners' assets 20–21
 - regulatory authorities, incompatibilities with elected offices 18
 - 'revolving door' phenomenon 22–3
- Staff Regulations, Europe 282–3, 284
- Stark, A. 4, 6
- Steffens, L. 69
- Stewart, R. 212, 213
- Stigler, G. 16
- Stubb, A. 63
- Suchod, M. 64
- Sultan, A. 132
- Szarek-Mason, Patrycja 288–302
- Tang, M.-K. 185, 190
- Tansug, Çağla 167–80
- Technical Assistance to the Commonwealth of Independent States (TACIS) programme case 295
- Terneyre, P. 94
- Thompson, D. 8
- Thornburgh, D. 227, 232
- Trade Policy Review Mechanism (TPRM), naming and shaming process 195
- transparency
- access to information requirement, WTO 187, 189, 192–3, 194
 - debarment decisions, multilateral development banks 231–2
 - emphasis on, United States 41–3
 - lack of, MENA region 134, 135, 136–7
 - and legitimate lobbying, France 61–4 and lobby groups, Europe 275–6
 - public officers' requirement 34, 35, 37
 - public procurement, Turkey 174–6 *see also* accountability; information access
- Transparency International
- conflicts of interest definition 151–2

- Corruption Perceptions Index 44, 128, 200
- Global Corruption Barometer 205, 208
 - integrity and transparency 199–200
- Transparency Register, European Parliament 275–6, 286–7
- Treacle, K. 218
- Truchet, D. 100
- Tunisia, conflicts of interest
 - management *see under* Middle East and North Africa (MENA) region, executive level, conflicts of interest management
- Turkey, legal regulations for the
 - prevention of corruption of civil servants 167–80
 - administration corruption categories 167–8
 - Council of Ethics for Public Service (CEPS) 168–9, 171, 177–9
 - crimes of torture, exclusion of 173
 - Declaration of Assets, Fight against Bribery and Corruption (Law no. 3628) 169–70, 173
 - embezzlement 170, 173
 - financial management 174
 - gift receipt prohibition 168–9
 - legal regulations 169–77
 - ‘permission to investigate’ authority 172, 173
 - prohibited activities for state employees 168–9
 - property declarations 169–70
 - prosecution of public servants and other public employees 171–3
 - Public Financial Management and Control (Law no. 5018) 174
 - Public Procurement (Law no. 4734) 174–6
 - Right to Information Act (Law no. 4982) 176–7
 - secret information, banning of disclosure of 171
 - State Employees Law (Law no. 657) 168–9
 - transparency in public procurement 174–6
 - Trial of Employees and Other Public Officials (Law no. 4483) 171–3
 - Turton, A. 220

UN

 - Convention against Corruption (UNCAC) 160–62, 205–6, 300–301
 - external audit system 210
 - integrity acts addressing national systems 201, 204, 210–12
 - integrity acts within regime 206–7, 208, 210
 - Oil for Food* scandal 208
 - undue influence, policy considerations 116

United Kingdom

 - BAE-Al Yamamah* case 102–3, 105–6, 159
 - commissioners’ assets, incompatibilities connected to 20, 21
 - Corner House* case 105–6, 159, 232–3
 - Dimes* 142
 - elected offices, incompatibilities with 18
 - Gas and Electricity Market Authority (GEMA) 18, 19, 21
 - Greater London Authority 37
 - Nolan Commission 91
 - Ofcom 18, 20
 - Ofgem 19
 - Porter v. Magill* 92–3
 - Poulson scandal 88–9
 - Prevention of Corruption Act 88–9, 154, 156, 158
 - procedural due process clause 142
 - public contracts, integrity in English
 - see* public contracts, integrity in English and French
 - regulation of conflicts of interest 37
 - regulatory authorities, incompatibilities with other employment 19, 20
 - Serious Fraud Office (SFO), Director involvement (England) 105–6

- Standards Board for England, abolition of 93
- United Kingdom, corruption and conflicts of interest 150–66
 - Anti-terrorism, Crime and Security Act 156, 158
 - Corruption Bill draft 156–7
 - corruption and conflicts of interest, relationship between 150–52
 - corruption and conflicts of interest as separate issues 152
 - Nolan Report 154–5
 - OECD Anti-Bribery Convention compliance 102–7, 156, 157, 158, 160
 - Prevention of Corruption Act 88–9, 154, 156, 158
 - public sector regulation 162–5
 - Redcliffe-Maud Committee on Local Government Rules of Conduct 153
 - September 11 and anti-bribery law changes 155–6
 - Serious Fraud Office (SFO) responsibilities 105–6, 150–51
 - soft law 160
 - Transparency International, conflicts of interest definition 151–2
 - UN Convention against Corruption compliance 160–62, 205–6, 300–301
- United Kingdom, corruption and conflicts of interest, Bribery Act 102–6
 - Attorney General's consent, exclusion of 158–9
 - bribery committed abroad, extension of jurisdiction 159
 - commercialization of bribery focus 157–8
 - and conflicts of interest 153–62
 - conflicts of interest guidance 160
 - conflicts of interest, previous reform efforts 153–7
 - contours and accompanying guidance 157–62
 - foreign public official, offence of bribing 158
 - guidance accompanying 159–62
 - intelligence officers, special provisions for 159
 - pro-business lobbying organizations' objections 157
- United Kingdom, corruption and conflicts of interest, Committee on Standards in Public Life (CSPL)
 - cash-for-questions affair 153–5
 - Civil Service Management Code 165
 - ethical standards 162–3
 - House of Commons and Register of Members' Financial Interest 164
 - Ministerial Code 164–5
 - paid advocacy or lobbying ban 163–4
 - public ethics and conflicts of interest in public agenda 162–3
 - Seven Principles of Public Life 155, 163–5
- United States
 - conflicts of interest and financial disclosure 37
 - Crandon v. U.S.* 117
 - Ethical Conduct for Government Officers and Employees 146
 - ethical legislation increase leads to more convictions 123
 - ethics principles and standards, training in 122
 - federal regulatory agencies 9
 - Federal Trade Commission (FTC) 15
 - Goldberg* 142
 - Independent Regulatory Agencies, origins of 15
 - lobbying regulation 56, 62–3, 116–17
 - Office for Congressional Ethics 38
 - Office of Government Ethics (OGE) 122
 - procedural due process clause 142
 - public service payment 117
 - regulation agencies, creation of 118
 - regulation of conflicts of interest 36–7
 - U.S. v. Biaggi* 116–17
- United States, federal procurement system, integrity protection 39–52
 - acquisition professionals 40
 - agency exemptions 40

- appropriations provision ('earmark') 44–5
- background and overview 39–43
- 'best value' contracting decisions 42–3
- bid protest system 42, 45–6, 50–51
- bribes and payoffs 44
- Competition in Contracting Act 39
- competition, transparency and accountability, emphasis on 41–3
- contractors for services, reliance on 43
- contractors and their employees and conflicts of interest 49–52
- contractors and their employees and conflicts of interest, spin off components 51–2
- corruption extent 43–52
- Court of Federal Claims 45, 50, 52
- Duncan Hunter National Defense Authorization Act 50
- Ethics in Government Act 47, 54
- Federal Acquisition Regulation (FAR) 39–40, 41, 42, 50–52
- Foreign Corrupt Practices Act 44, 104
- General Services Administration (GSA) 40–41
- Government Accountability Office (GAO) 42–3, 44, 45–6, 50–52
- Grey Advertising* (GAO decision) 43
- Hatch Act 48
- Lockheed Martin Aeronautics Co.* (GAO decision) 45–6
- non-price evaluation criteria 42
- North Wind* (GAO decision) 45
- organizational conflicts of interest (OCIs) 50–52
- regulatory implementation, decentralization of 40–41
- subjective tradeoff decisions 42–3
- Transparency International's Corruption Perceptions Index 44
- Turner Const. Co. v. U.S.* 52
- United States, federal procurement system, integrity protection, federal employees and conflicts of interest 46–9
- external entities, engagement with 48
- financial disclosure requirements 47
- gift restrictions 48
- political activity restrictions 48
- 'revolving door' phenomenon 48–9
- Ustun, G. 175
- Vedel, G. 54
- Vier, C. 100
- Vietnam, WTO accession protocols 191
- Vogl, F. 217
- Voluntary Disclosure Program, World Bank 242
- voluntary public policies, development of, France 145–6
- Wade, M. 291
- Warin, J. 104
- Wei, S.-J. 185, 190
- Wendler, F. 268
- whistleblowing, opposition to, France 107
- White, Simone 272–87
- WHO/mobile phone lobbying case, Europe 276–7
- Wolfe, R. 185
- Wolfensohn, J. 222
- World Bank
 - anti-corruption strategy 222–3
 - Department of Institutional Integrity (INT) 223
 - Doing Business* indicators 200
 - external audit system 210
 - integrity acts addressing national systems 201–2, 205, 208
 - integrity acts within regime 207, 209–10
 - internal audit mechanisms 209–10
 - Lesotho Highlands Water Project (LHWP) 219–20, 229, 231, 232, 234
 - Padma Multipurpose Bridge Project 221–2, 229, 232
 - Social Development Civil Society Fund 137
 - Yacyretá Hydroelectric Project 218–19, 231, 232–3, 234

- World Bank, public contracts and policies against corruption and conflicts of interests 236–49
- bidding process and investigation procedures 241–2, 243–4
- Consultants Guidelines 239–41
- Country Procurement Assessment Report (CPAR) 249
- country-level procurement reforms and corruption prevention 247–9
- Fraud and Corruption Guidelines 237, 239
- Global Administrative Law 236–7
- Governance and Anti-Corruption Action Plan (GAAP) 242
- Institutional Integrity department (INT) 238, 242
- obstructive practice and Procurement Guidelines 242
- OECD Development Assistance Committee (DAC) initiative 247–8
- OECD Methodology for Assessing Procurement System (MAPS) 248–9
- offences listed in Guidelines 239–41
- Procurement Guidelines 237–8, 239–41, 242, 243, 246–7
- Siemens settlement case 244
- Voluntary Disclosure Program 242
see also public contracts, integrity in English and French
- World Bank, public contracts and policies against corruption and conflicts of interests, Sanctions Procedures 223, 225, 228, 238–9, 242–7
- appeals 238
- debarment 243–6
- debarment, cross-debarment among Multilateral Development Banks (MDBs) 244–6
- harmonization of procedures among Multilateral Development Banks (MDBs) 244–5
- letter of reprimand 244
- misprocurement targeting the borrower 246–7
- negotiations and stay of proceedings 244
- World Heritage Convention, Operational Guidelines 209
- World Justice Project, Rule of Law Index* 200
- World Trade Organization (WTO)
- integrity acts addressing national systems 202, 204, 206
- integrity acts within regime 207
- World Trade Organization (WTO), and corruption and conflicts of interest 183–97
- accession process and diffusion of good governance 190–93, 195–6
- Annual Integrity Report* 199
- citizen empowerment spillover 188–90
- due process requirement and appeals 187–8, 190, 193
- evenhandedness (nondiscrimination) requirement 187, 189, 193, 194
- good governance definition 184
- governance improvement strategies 186–96
- national governance improvement (policy anchoring) 183–4, 185–6
- spillover effects 188–90
- Trade Policy Review Mechanism (TPRM) 193–5, 202
- Trade Policy Review Mechanism (TPRM), corruption issues and strengthening the rule of law 194–5
- Trade Policy Review Mechanism (TPRM), naming and shaming process 195
- transparency and access to information requirement 187, 189, 192–3, 194
- Yilmaz, L. 177
- Zahrnt, V. 193
- Zamudio, L. 4, 6
- Zimmerman, S. 245