

VA INTERNAZIONALE

Al Sig. Avvocato generale
Pres. Renato Finocchi Ghersi

e p.c. Al Sig. Procuratore generale
Pres. Luigi Salvato

Ministero della Giustizia
Procura generale della Corte di cassazione
ENTRATA - 22/12/2022 10:41:35 - 0026791



VA INTERNAZIONALE

Sede

I sottoscritti dottor Fulvio Baldi e dottor Andrea Venegoni rappresentano di aver partecipato ad un convegno di formazione internazionale organizzato in Verona dal 6 al 9 dicembre 2022 da SAFE (*Security and freedom for Europe*) col patrocinio di *Eurojust*, *Euromed Justice* ed *EPLO*, in tema di cooperazione internazionale e reciproca assistenza giudiziaria nella materia dell'*asset recovery*.

Il corso ha visto la partecipazione di 25 rappresentanti, ciascuno perlopiù proveniente da uno dei Paesi che si affacciano sul Mediterraneo, ed appartenenti, anche se non esclusivamente, alla magistratura requirente.

Il corso si è svolto interamente in lingua inglese con la traduzione in arabo per gli utenti di lingua araba. Esso è stato guidato da tre figure di esperti britannici nella materia dell'*asset recovery* e della relativa formazione: Lawrie Day, Jill Thomas e Fiona Jackson.

La prima parte del corso è stata interamente riservata allo studio del quadro normativo a livello sovranazionale ed alla presentazione del fenomeno del riciclaggio e dei relativi strumenti di contrasto a livello globale; la seconda parte invece ha avuto ad oggetto esercitazioni pratiche, consistite soprattutto nell'apprendimento e nell'uso della modulistica utile al recupero del denaro oggetto di riciclaggio.

L'ultima giornata ha visto i sottoscritti in veste di relatori ad un convegno organizzato dalle sigle suddette ed in più dal Comune di Verona, in cui i gli scriventi hanno parlato delle esperienze italiane in tema di riciclaggio e di confisca legata al riciclaggio.

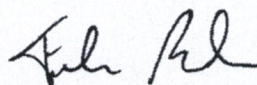
A detto convegno hanno partecipato un rappresentante del Comune di Verona, il responsabile del servizio *Euromed Justice* Alexandru Frunzu Niculescu, membri dell'associazione Libera di Verona, esponenti dell'Ordine dei commercialisti di Verona, professori universitari ed esperti di crimini finanziari e recupero dei beni, ciascuno dei quali ha evidenziato il fenomeno dal proprio angolo visuale.

Si allegano le locandine dei due programmi indicati.

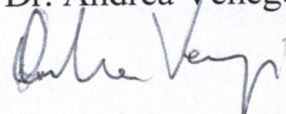
Si resta ovviamente a disposizione per ulteriori eventuali chiarimenti.

Roma, 13 dicembre 2022

Dr. Fulvio Baldi



Dr. Andrea Venegoni





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Agenda 6-9th December

INTERNATIONAL COOPERATION AND MUTUAL LEGAL ASSISTANCE IN ASSET RECOVERY

Day 1 - 6th December 2022

- 08:30 – 09:00** Registration of participants
- 09:00 – 09:30** Welcome and Opening Remarks
Introduction to the EuroMed Justice Program
- 09:30 – 10:00** **The International Financial Investigation Landscape (International Cooperation Networks & Mechanisms)**
- Asset Recovery Terminology
 - Asset Recovery Processes
- Jill Thomas –Asset Recovery Trainer & Advisor:** Former Financial Investigator
- 10:00-11:00** **Financial Intelligence Development in Asset Recovery**
- Intelligence Cycle and its Application
 - Understanding the Offshore Landscape
 - Global Use of OSINT in Financial Investigation & Asset Recovery
 - Online tools for Pre-MLA asset tracing and MLA
- Lawrence Day – Asset Recovery Trainer & Advisor:** Former Financial Investigator
- 11:00 – 11:30** Coffee break
- 11:30 – 13:00** **The International Financial Investigation Landscape (International Cooperation Networks & Mechanisms) Continued...**
- Regional & International Networks & Mechanisms for Asset Recovery
- 13:00 – 14:00** Lunch
- 14:00 – 15:00** **Drafting Pre-MLA Requests**
- Pre-MLA Requests deconstructed
 - Example pre-MLA requests
 - Provision of Pre-MLA request templates
- Jill Thomas –Asset Recovery Trainer & Advisor:** Former Financial Investigator



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15:00 – 15:30

Coffee break

15:30 – 17:00

Non-Conviction Based Confiscation

- Civil Recovery
- Unexplained Wealth Orders

Fiona Jackson – Barrister and Jill Thomas

Day 2 – 7th December 2022

09:00 – 10:00

MLA requests deconstructed

- International Legal Frameworks & Conventions
- Effective use of MLA in Asset Recovery
- Tips for Success
- Mitigating the Risk of Failure

10:00-11:00

Fiona Jackson

Drafting MLA Requests

- Case Study Presentation
- Case Study MLA Request deconstructed

Lawrence Day & Fiona Jackson

11:00 – 11:30

Coffee break

11:30 – 12:30

Drafting MLA Requests (Continued...)

Fiona Jackson

12:30 – 13:30

Lunch

13:30 – 15:00

View360 Global Immersive Practical Exercise

Lawrence Day

15:00 – 15:30

Coffee break

15:30 – 17:00

View360 Global Immersive Practical Exercise

All SMEs

Day 3 – 8th December 2022

09:00 – 11:00

View360 Global Immersive Practical Exercise

All SMEs

11:00 – 11:30

Coffee break

11:00 – 12:30

View360 Global Immersive Practical Exercise

All SMEs



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|---------------|---|
| 12:30 – 13:30 | Lunch |
| 13:30 – 14:30 | View360 Global Immersive Practical Exercise All SMEs |
| 14:30 – 15:00 | Coffee break |
| 15:00 – 16:30 | View360 Global Immersive Practical Exercise All SMEs |

Day 4 – 9th November 2022

| | |
|---------------|--|
| 08:30 – 10:30 | View360 Global Immersive Practical Exercise – Conclusion and All SMEs |
| 10:30 – 10:40 | Coffee break |
| 10:40 – 12:00 | Drafting MLA Requests in Relation to the Exercise <ul style="list-style-type: none">• Provision of MLA template• Participants draft MLA Requests |
| 12:00 – 13:00 | Debriefing of MLA Requests |
| 13:00 – 13:30 | Evaluation |
| 13:30 | Lunch |

Experts team

Lawrence, Fiona and Jill are part of the team of the SMEs. The SMEs have extensive global experience both operational and strategically in all aspects of international assets recovery.

The SMEs have worked in this field on a domestic, regional (Europe, Asia, Africa, Latin America and the Caribbean) and international level for over 15 years. They have gathered considerable experience in the barriers to and best practice in international asset recovery in the areas of asset tracing, freezing and seizure (sequestration), asset management, forfeiture and confiscation, the social and state re-use of assets and asset sharing. In order to complement the operational technical assistance provided, they have written support manuals and guides on the subject, and contributed to a number of policy documents, regional and international standards including domestic and regional (European) laws.

The three SMEs experts recently authored a practitioner's manual on Asset Recovery and Mutual Legal Assistance for the Regional Anti-Corruption Initiative, a copy of which can be found here: <http://www.rai-see.org/publications/>

Lawrie DAY – CEO of AML Consulting (Global) Ltd

Lawrie is a former Accredited Financial Investigation Officer who served 30 years with the UK Metropolitan Police. He has been engaged by the OSCE, EU, UK FCO, Council of Europe and other international donor organisations as a Project Lead & Subject Matter Expert, to provide technical assistance in the field of AML/CFT, financial investigation and asset recovery. Since retiring from the Metropolitan Police in 2010 he has been designing and delivering anti money laundering, anti-corruption, intelligence development, financial investigation and asset recovery relating to national and transnational crime. I have delivered such bespoke training for the EU, the UK College of Policing (formerly the National Policing Improvement Agency - NPIA), the National Crime Agency (formerly SOCA), the UK FCO, DFID, RAI and the in all of the Balkan countries (including Turkey), Jordan, Qatar and Africa. He has worked in 36 countries and is currently managing a number of global projects relating to asset recovery.



Jill THOMAS – International Cooperation & Asset Recovery Expert

Jill Thomas is a former UK Police Criminal Investigator and Accredited Financial Investigator with 30 years law enforcement and judicial experience. She was the first project manager for the Europol Criminal Asset Bureau, assisting European financial investigators and prosecutors to trace, freeze, seize and confiscate the proceeds from crime globally. She managed the Permanent Secretariat of the Camden Asset Recovery Inter-Agency Network (CARIN) through its development and launch phases in 2003/2004 and for the following 10 years. She has been instrumental in the establishment 6 other regional Asset Recovery Inter-Agency Networks (ARINs) in Asia, The Caribbean, Southern and Western Africa, Latin America and West and Central Asia. Jill currently provides technical assistance through donors and implementing agencies and direct with government agencies globally, on the legal, policy and procedural aspects of international asset recovery. She coordinated the establishment of, and currently manages the Secretariat for the Balkan Asset Management Agency (BAMIN). Ms Thomas has an MSc in International Criminal Justice. Her thesis "The Introduction and Implementation of Non-Conviction Based Confiscation in the European Union: A Comparative Analysis" was awarded a distinction



Fiona JACKSON – Barrister and Asset Recovery Expert

Fiona Jackson practises in the areas of domestic and international fraud and money laundering, bribery and corruption, international mutual legal assistance and mutual recognition, international regulatory work, proceeds of crime and tracing, civil and criminal asset recovery, business crime and compliance issues.

She has represented a wide range of prominent defence and prosecution clients, companies and individuals, including prosecuting authorities and investigation and regulatory agencies, as well as a variety of police forces, foreign governments and receivers, in cases before the House of Lords, Court of Appeal, High Court and Crown Court.

Her experience ranges from cases involving worldwide and domestic restraint, receivership, confiscation, significant cash seizure and asset forfeiture, to major fraud, money laundering and business crime trials. Fiona is often instructed because of her ability to offer advice and representation on a case, from advising upon, defending and prosecuting or applying for pre-charge/pre-action restraint and freezing proceedings at the very outset to dealing with confiscation issues and linked asset/civil recovery proceedings at the conclusion of a case. She has extensive international experience in presenting for international donors such as the Council of Europe





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Comune
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Ordine dei
Dottori Commercialisti
e degli Esperti Contabili
Verona



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L'ESPERIENZA ITALIANA E DEL VERONESE NEL CONTRASTO AL RICICLAGGIO DI DENARO E CONFISCA DEI BENI

Verona, Porta Palio

9 December 2022 – 14:30 – 18:00

| 9 Dicembre 2022 | |
|-----------------|--|
| 14:30 – 14:50 | Saluti Istituzionali dal Comune di Verona Giacomo Cona - Consigliere Comunale delegato alle politiche europee |
| 14:50 – 15:20 | L'importanza della cooperazione euro-mediterranea e il ruolo di Eurojust Alexandru Frunza-Nicolescu - Program Manager per EUROMED Justice |
| 15:20 – 15:40 | L'esperienza italiana nel contrasto al riciclaggio di denaro, l'importanza della confisca Dott. Fulvio Baldi - Sostituto Procuratore Generale presso la Corte di cassazione Dott. Andrea Venegoni - Sostituto procuratore generale presso la Corte di Cassazione |
| 15:40 – 16:00 | Il riutilizzo sociale dei beni confiscati Rossella Russo - Segreteria Coord. prov.le Libera Verona |
| 16:00 – 16:20 | Legislazione anticorruzione e confische Dott.ssa Anna Fedrizzi - saluti istituzionali in rappresentanza dell'Ordine dei Dottori Commercialisti ed Esperti Contabili di Verona Dott. Erik Rambaldini – Presidente Commissione di Studio Sequestri, Amministrazione Giudiziaria dei Beni, Volontaria Giurisdizione ODCEC VR |
| 16:20 – 16:40 | Nuove tecnologie e contrasto al riciclaggio Prof. Roberto Flor - Università di Verona |
| 16:40 – 17:00 | Training Outcomes Mr. Lawrence Day– Esperto di crimini finanziari e recupero beni |
| 17:00– 17:20 | Ringraziamenti e Chiusura evento Andrea D'Angelo – Presidente Fondazione SAFE |
| 17:20 – 18:00 | Visita Guidata di Porta Palio ad opera della Società Mutuo Soccorso |
| 18:00 | Aperitivo di chiusura |