**QUESTIONNAIRE FOR STATES: BEST PRACTICES AND HOW TO IMPROVE ON THE EFFECTIVENESS OF CROSS-BORDER COOPERATION BETWEEN STATES WITH RESPECT TO LAW ENFORCEMENT ON THE ISSUE OF BUSINESS AND HUMAN RIGHTS**

States are invited to complete this questionnaire in order to provide the UN Working Group on the issue of human rights and transnational corporations and other business enterprises with key background information to help it to undertake its mandate.

The Working Group was established by the Human Rights Council in its resolutions 17/4 and 22/26. Pursuant to Human Rights Council resolution 32/10, the Working Group will “prepare a study on best practices and how to improve on the effectiveness of cross-border cooperation between States with respect to law enforcement on the issue of business and human rights.” This study will be presented to the Human Rights Council at its 35th session.

The following questionnaire covers a range of issues relevant to the study. The Working Group is particularly interested in examples of cross-border cooperation in practice involving human trafficking, the illegal timber trade, corruption, bribery, and environmental crime, though general information on how States’ law enforcement engage in cross-border cooperation is welcome.

The following questions are simply a guide and should be used to help you structure your response. Please respond to those questions that you feel are most relevant.

The Working Group kindly requests that States provide their input by responding to the questionnaire and send to wg-business@ohchr.org by **28 February 2017**.

**General Information**

1. Please briefly describe your position/agency in government?
2. Which jurisdiction(s) will you be providing information about?

**Specific Cases**

1. Please provide examples of cases where your jurisdiction was involved in cross-border cooperation for the investigation and/or prosecution of business entities or individual business actors for crimes such as human trafficking, corruption, illegal timber trading, or environmental crimes. Please also identify any cases that may have a human rights-related claim or dimension.

1. If there is a specialized unit that has been set up for the prosecution of any of the types of corporate crimes listed above, please briefly describe the unit, its powers/authorities and its structure.
2. For each case, will you describe which law enforcement agencies were involved in the concerned jurisdictions, and how they cooperated with the investigation and prosecution of the case or cases? How did each become involved in the case?
   1. Were there any obstacles to involving the respective agencies in the case?
   2. Were any measures in place or was something done to avoid obstacles that would otherwise exist when trying to involve agencies from multiple jurisdictions (e.g., a mutual legal assistance treaty)?
   3. Do you have any suggestions on how to improve the ease with which agencies from different jurisdictions can become involved in such cross-border investigations and/or prosecutions?
   4. Were evaluations and evidence shared willingly amongst the investigating agencies and what measures and practical steps were taken to allow for useful sharing of evidence?
3. If a judgment was obtained in a case, did the other jurisdiction(s) cooperate in enforcing the judgment, either by helping seize assets/persons or by other means?

1. Please share any additional information from each case that you think will help the Working Group with its study.

**Final Comments and Suggestions**

1. Are there other people or organizations that you suggest the Working Group should contact regarding this research?
2. Please provide any additional comments, suggestions, or helpful sources.
3. If you do not mind, please provide your contact information in case the Working Group would like to follow up on any of the information you have.