

Anti-Corruption Law and Democratic Governance: An International Legal Perspective

Lusiana Margareth Tijow ¹✉

Universitas Negeri Malang, Malang, Indonesia¹

ABSTRACT

Corruption poses a significant threat to democratic governance by weakening accountability, transparency, public trust, and institutional integrity. This study examines the role of anti-corruption law in strengthening democratic governance through a normative juridical method and doctrinal analysis of the United Nations Convention against Corruption Law Number 7 of 2006 and the United Nations Convention against Transnational Organized Crime Law Number 5 of 2009. The findings show that anti-corruption law supports democratic governance by promoting accountability, transparency, public integrity, and effective institutional oversight. The study also finds that United Nations Convention against Corruption and the United Nations Convention against Transnational Organized Crime provide important international standards for corruption prevention and international cooperation. However, political corruption, state capture, and implementation challenges continue to affect governance effectiveness. The study concludes that strengthening anti-corruption frameworks remains essential for protecting democratic institutions and maintaining public trust.

Keywords: Anti-Corruption Law, Democratic Governance, International Law, Public Integrity, Transparency.

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CORRESPONDING AUTHOR:

Lusiana Margareth Tijow
Universitas Negeri Malang, Malang, Indonesia

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1. | INTRODUCTION

Corruption remains one of the most significant challenges affecting democratic governance, public accountability, and institutional legitimacy worldwide. Democratic systems rely on public trust, transparent governance, and accountable institutions to function effectively. However, corruption undermines these principles by distorting public decision-making processes, weakening institutional performance, and reducing citizens' confidence in government. As corruption affects both political and administrative institutions, its prevention and control have become central objectives in efforts to strengthen democratic governance and uphold the rule of law.

The relationship between corruption and democracy has attracted considerable scholarly attention over the past several decades. Democratic governance requires institutions that operate according to legal principles, public accountability, and ethical standards. When corruption becomes widespread, public officials may prioritize private interests over public welfare, thereby weakening democratic institutions and reducing governmental effectiveness. Andersson and Anechiarico (2019) argue that corruption and corruption control remain closely linked to the sustainability of democratic systems because corruption directly affects the quality of governance and public trust. Similarly, Drapalova et al. (2019) emphasize that corruption can contribute to democratic crises by eroding institutional legitimacy and weakening citizens' confidence in public authorities. These findings suggest that combating corruption is essential for preserving democratic governance.

Corruption also poses significant challenges to democratic legitimacy. Democratic legitimacy depends upon citizens' belief that public institutions act fairly, transparently, and in accordance with legal standards. Corrupt practices such as bribery, favoritism, abuse of power, and conflicts of interest undermine these expectations and create perceptions of injustice. Linz (2019) argues that legitimacy represents a fundamental requirement for democratic stability because citizens are more likely to support institutions that operate fairly and responsibly. When corruption becomes prevalent, public confidence may decline, leading to reduced trust in democratic processes and governance structures.

The impact of corruption extends beyond public trust and legitimacy. Corruption can weaken institutional accountability by limiting transparency and reducing the effectiveness of oversight mechanisms. Democratic systems rely upon accountability frameworks that ensure public officials remain answerable for their decisions and actions. However, corrupt practices may compromise these mechanisms by allowing individuals or groups to exercise influence outside established legal procedures. Morris (2021) argues that corruption, democracy, and the rule of law are closely interconnected because corruption weakens legal accountability and undermines institutional integrity. Consequently, effective anti-corruption measures are essential for strengthening democratic governance and ensuring that public institutions remain accountable.

In response to the global impact of corruption, international organizations have developed legal frameworks designed to promote integrity, transparency, and accountability. One of the most important instruments is the United Nations Convention against Corruption (UNCAC), adopted by the United Nations General Assembly in 2003. UNCAC represents the most comprehensive international legal framework addressing corruption prevention, criminalization, international cooperation, and asset recovery. Article 5 requires states to implement effective anti-corruption policies, Article 6 emphasizes the establishment of preventive anti-corruption bodies, and Article 13 promotes public participation in anti-corruption efforts. These provisions reflect the recognition that combating corruption requires both institutional reforms and active public engagement.

The significance of UNCAC has been highlighted in contemporary scholarship examining anti-corruption governance. Hiariej (2019) argues that UNCAC has become an important reference point for national anti-corruption reforms because it establishes internationally recognized standards for corruption prevention and enforcement. Likewise, Safara and Odeku (2021) emphasize that international anti-corruption frameworks provide valuable legal mechanisms supporting accountability and institutional integrity. These findings suggest that UNCAC plays a critical role in strengthening democratic governance through the promotion of transparency and anti-corruption measures.

Alongside UNCAC, the United Nations Convention against Transnational Organized Crime (UNTOC) contributes to international efforts aimed at addressing corruption-related challenges. Although primarily designed to combat organized crime, UNTOC supports international cooperation, law enforcement coordination, and institutional integrity in areas closely connected to corruption. Increasing globalization has enabled certain forms of corruption to transcend national boundaries, creating challenges that require international cooperation. Zvekić (2021) argues that greater integration between UNCAC and UNTOC can strengthen international efforts to prevent corruption and improve global governance mechanisms. These developments highlight the importance of international legal cooperation in addressing corruption-related threats to democratic governance.

Recent scholarship also demonstrates that corruption increasingly intersects with technological and governance transformations. Digital governance, electronic public services, and open government initiatives have created new opportunities for improving transparency and reducing corruption risks. Park and Kim (2020) argue that e-government systems can function as effective anti-corruption tools by reducing administrative discretion and increasing transparency in public service delivery. Similarly, Ponti et al. (2022) emphasize that digitalization can strengthen corruption prevention efforts when combined with effective accountability mechanisms. These findings suggest that technological innovation may contribute positively to anti-corruption governance and democratic accountability.

The literature further identifies public integrity as an essential component of effective anti-corruption governance. Public integrity refers to the consistent application of ethical principles, transparency standards, and accountability mechanisms within public institutions. Vieira (2023) argues that social accountability mechanisms can strengthen public integrity by increasing citizen oversight and encouraging responsible governance. Mungiu-Pippidi (2023) emphasizes that transparency remains a critical factor in reducing corruption and improving institutional performance. These findings indicate that anti-corruption governance requires not only legal frameworks but also institutional cultures that promote ethical conduct and public accountability.

Despite significant international and national efforts to combat corruption, numerous challenges remain. Political corruption, state capture, transnational corruption networks, and conflicts of interest continue to affect democratic governance in many countries. Nyberg (2021) argues that corporate political activities may create risks resembling political corruption when private interests exert disproportionate influence over public decision-making processes. Similarly, Clouser McCann et al. (2021) emphasize that state capture represents a serious threat because it enables powerful actors to influence institutions for private benefit. These developments demonstrate that corruption remains a complex and evolving challenge requiring continuous legal and institutional responses.

Although extensive research has examined corruption, democratic governance, accountability, and international anti-corruption law, many studies address these themes independently rather than through an integrated international legal perspective. Furthermore, contemporary governance challenges continue to raise important questions regarding the effectiveness of international anti-corruption frameworks in strengthening democratic institutions and public integrity. Consequently, there remains a need for research that examines anti-corruption law and democratic governance through the combined framework of the United Nations Convention against Corruption and the United Nations Convention against Transnational Organized Crime.

In response to this gap, this study employs a qualitative Systematic Literature Review (SLR) to examine the relationship between anti-corruption law and democratic governance from an international legal perspective. The analysis focuses on UNCAC and UNTOC as the principal international frameworks governing corruption prevention, accountability, transparency, and institutional integrity. By synthesizing contemporary literature concerning corruption, democratic governance, public accountability, anti-corruption institutions, and international legal cooperation, this study seeks to provide a comprehensive understanding of how international anti-corruption law contributes to strengthening democratic governance and promoting public integrity.

2. | LITERATURE REVIEW

Corruption and Democratic Governance

Corruption is widely recognized as one of the most significant obstacles to democratic governance because it undermines accountability, transparency, public trust, and institutional effectiveness. Democratic systems depend upon the fair and lawful exercise of public authority, while corruption involves the misuse of entrusted power for private benefit. As a result, corruption weakens governance structures, distorts public decision-making, and reduces confidence in democratic institutions. Consequently, the relationship between corruption and democratic governance has become an important area of study within law, political science, and public administration.

Democratic governance is founded upon principles of accountability, participation, transparency, and the rule of law. These principles require public officials and institutions to act in accordance with legal standards and public interests. However, corruption creates incentives that encourage individuals to prioritize personal gain over public responsibilities. Kumar (2019) argues that corruption directly affects democratic governance because it weakens institutional integrity and reduces the effectiveness of public administration. Andersson and Anechiarico (2019) emphasize that corruption threatens democratic systems by disrupting accountability mechanisms and reducing public confidence in government institutions. These findings suggest that corruption and democratic governance are fundamentally interconnected.

One of the most important consequences of corruption is its impact on democratic legitimacy. Democratic legitimacy depends upon citizens' belief that public institutions operate fairly, responsibly, and in accordance with legal principles. When corruption becomes widespread, citizens may perceive public institutions as serving private interests rather than the public good. Linz (2019) argues that legitimacy is essential for democratic stability because citizens are more likely to support institutions they perceive as fair and trustworthy. Corruption therefore undermines democratic legitimacy by weakening confidence in public institutions and governance processes.

The literature further demonstrates that corruption negatively affects public trust. Trust represents a critical component of democratic governance because it facilitates cooperation between citizens and institutions. Public trust encourages compliance with laws, participation in democratic processes, and support for public policies. Drapalova et al. (2019) argue that corruption contributes to democratic crises by reducing public confidence in political and administrative institutions. These findings indicate that corruption may weaken democratic governance not only through institutional damage but also through its effects on public perceptions and civic engagement.

Corruption also undermines accountability mechanisms that are essential for democratic governance. Accountability requires public officials to justify their decisions and remain answerable for their actions. Democratic systems incorporate

various accountability mechanisms, including elections, oversight institutions, judicial review, and transparency requirements. However, corrupt practices may enable individuals to evade oversight and influence public decisions through informal or illegal means. Morris (2021) argues that corruption weakens accountability by disrupting the relationship between public authority and legal responsibility. Consequently, corruption can reduce the effectiveness of democratic institutions and governance structures.

Another important dimension concerns the relationship between corruption and the rule of law. The rule of law requires that legal standards apply equally to all individuals and institutions, including public officials. Corruption undermines this principle by allowing private interests to influence legal outcomes and administrative decisions. When laws are applied inconsistently or selectively due to corrupt practices, public confidence in legal institutions may decline. These developments suggest that corruption poses significant challenges not only to governance effectiveness but also to legal equality and justice.

Political corruption represents a particularly serious threat to democratic governance. Political corruption occurs when public officials misuse authority to obtain personal or political advantages. Such practices may involve bribery, patronage, favoritism, illicit financing, or conflicts of interest. Nyberg (2021) argues that corporate political activities can create conditions resembling political corruption when private actors exert disproportionate influence over public decision-making. These findings suggest that corruption can affect both formal governmental institutions and broader democratic processes.

The literature also identifies state capture as an emerging concern affecting democratic governance. State capture refers to situations in which powerful political or economic actors influence public institutions and policymaking processes for private benefit. Unlike conventional corruption, state capture may affect entire governance systems rather than individual transactions. Clouser McCann et al. (2021) argue that state capture represents a significant governance challenge because it can distort institutional priorities and weaken democratic accountability. These findings indicate that corruption may take complex forms that extend beyond traditional understandings of bribery and misconduct.

Recent scholarship has emphasized the importance of institutional quality in reducing corruption and strengthening democratic governance. Effective institutions contribute to corruption prevention by establishing clear procedures, transparent decision-making processes, and strong accountability mechanisms. Democratic systems characterized by institutional effectiveness and legal accountability are generally better equipped to prevent corrupt practices and maintain public trust. Consequently, strengthening institutions remains an important strategy for improving governance quality and reducing corruption risks.

The literature demonstrates that corruption poses significant challenges to democratic governance by undermining legitimacy, accountability, public trust, institutional effectiveness, and the rule of law. Democratic systems rely upon transparent and accountable institutions capable of serving the public interest. Corruption weakens these foundations by distorting governance processes and reducing confidence in public institutions. These findings suggest that effective anti-corruption measures are essential for preserving democratic governance and promoting institutional integrity.

International Legal Frameworks Against Corruption

The global nature of corruption has encouraged the development of international legal frameworks designed to strengthen accountability, promote transparency, and facilitate cooperation among states. Corruption frequently extends beyond national boundaries through financial networks, corporate activities, and transnational criminal operations. Consequently, individual states often face difficulties addressing corruption independently. International legal instruments therefore play an important role in establishing common standards and supporting coordinated anti-corruption efforts. Among these instruments, the (UNCAC) and the United Nations Convention against Transnational Organized Crime (UNTOC) represent the most significant international frameworks relevant to anti-corruption governance.

The United Nations Convention against Corruption (UNCAC), adopted in 2003, is widely regarded as the most comprehensive international legal instrument addressing corruption. UNCAC establishes standards concerning corruption prevention, criminalization, law enforcement cooperation, asset recovery, and international assistance. The convention recognizes that corruption threatens democratic governance, economic development, and public trust, thereby requiring coordinated responses at both national and international levels. Through its broad scope, UNCAC seeks to strengthen governance systems by promoting integrity, transparency, and accountability.

One of the most important features of UNCAC is its emphasis on preventive measures. Article 5 requires states to develop and implement effective anti-corruption policies that promote public participation, integrity, and accountability. Article 6 encourages the establishment of specialized anti-corruption bodies responsible for preventing corruption and promoting institutional integrity. Article 13 highlights the importance of civil society participation and public access to information in anti-corruption efforts. These provisions demonstrate that corruption prevention involves not only legal enforcement but also institutional reforms and citizen engagement.

The literature highlights the significant influence of UNCAC on national legal systems and anti-corruption policies. Hiariej (2019) argues that UNCAC has become an important reference framework for anti-corruption reforms because it provides internationally recognized standards concerning corruption prevention and

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enforcement. Similarly, Safara and Odeku (2021) emphasize that international anti-corruption law contributes to stronger accountability mechanisms and governance reforms. These findings indicate that UNCAC plays an important role in promoting institutional integrity and democratic governance across diverse legal systems.

Scholarly research further demonstrates that UNCAC supports democratic governance through the promotion of transparency and accountability. Satria et al. (2021) argue that UNCAC encourages governments to strengthen legal frameworks addressing conflicts of interest, private-sector corruption, and institutional accountability. Likewise, Kesiranon (2023) emphasizes that UNCAC contributes to international anti-corruption efforts by encouraging legal harmonization and institutional cooperation. These findings suggest that UNCAC functions not only as a legal instrument but also as a governance framework supporting democratic principles.

Another important international instrument is the United Nations Convention against Transnational Organized Crime (UNTOC). Although UNTOC primarily addresses organized criminal activities, it also contributes to anti-corruption governance through provisions supporting international cooperation, institutional integrity, and law enforcement coordination. Corruption often facilitates transnational criminal activities by weakening oversight mechanisms and enabling illicit financial flows. Consequently, efforts to combat organized crime and corruption frequently overlap within governance and legal frameworks.

The literature highlights the growing importance of integrating UNCAC and UNTOC in global anti-corruption strategies. Zvekić (2021) argues that greater coordination between these conventions can improve prevention efforts and strengthen international cooperation against corruption-related criminal activities. Similarly, Brookbanks (2023) emphasizes that international cooperation remains essential for addressing governance challenges associated with organized crime and corruption. These findings indicate that anti-corruption governance increasingly requires collaborative approaches extending beyond national jurisdictions.

The literature demonstrates that UNCAC and UNTOC provide essential international legal frameworks supporting anti-corruption governance. Through preventive measures, institutional reforms, international cooperation, and accountability mechanisms, these instruments contribute to strengthening democratic governance and public integrity. Their continued implementation remains important for addressing contemporary corruption challenges and promoting transparency within public institutions.

Accountability, Transparency, and Public Integrity

Accountability, transparency, and public integrity are widely recognized as essential components of democratic governance and effective anti-corruption frameworks. Democratic systems depend upon institutions that operate openly, responsibly, and in accordance with ethical and legal standards. These principles enable citizens to monitor public institutions, evaluate governmental performance, and

participate meaningfully in governance processes. Consequently, accountability, transparency, and public integrity have become central concepts within contemporary anti-corruption governance.

Accountability refers to the obligation of public officials and institutions to justify their actions and decisions to the public and to relevant oversight bodies. Democratic governance requires mechanisms that ensure individuals exercising public authority remain answerable for their conduct. Such mechanisms may include elections, legislative oversight, judicial review, administrative controls, and public reporting systems. Accountability contributes to corruption prevention because it increases the likelihood that misconduct will be detected and addressed. Therefore, strengthening accountability remains a fundamental objective of anti-corruption policies.

The literature consistently identifies accountability as a key factor influencing governance quality. Vieira (2023) argues that social accountability mechanisms strengthen public integrity by enabling citizens to participate in monitoring governmental performance and promoting responsible governance. Similarly, Siahay (2023) emphasizes that accountability enhances public trust because transparent and answerable institutions are more likely to gain citizen confidence. These findings suggest that accountability contributes both to corruption prevention and to the broader legitimacy of democratic governance.

Transparency is closely connected to accountability because public oversight depends upon access to information regarding governmental activities and decision-making processes. Transparency enables citizens, civil society organizations, journalists, and oversight institutions to evaluate public actions and identify potential risks of corruption. Democratic governance relies upon transparent institutions because openness facilitates participation, promotes trust, and reduces opportunities for misconduct. Consequently, transparency has become one of the most widely adopted principles within anti-corruption governance frameworks.

The relationship between transparency and corruption prevention has been widely examined in contemporary scholarship. Mungiu-Pippidi (2023) argues that transparency serves as an important mechanism for reducing corruption because it increases the visibility of governmental actions and limits opportunities for hidden misconduct. Likewise, Ponti et al. (2022) emphasize that transparency contributes to anti-corruption efforts by improving access to information and strengthening accountability systems. These findings indicate that transparency functions as both a preventive measure and a governance principle supporting democratic accountability.

Recent technological developments have expanded opportunities for promoting transparency through digital governance initiatives. Governments increasingly utilize digital platforms to provide public access to information, improve service delivery, and facilitate citizen engagement. Digitalization can enhance transparency by reducing bureaucratic discretion and increasing the availability of public data. Park and Kim (2020) argue that e-government systems can function as effective anti-corruption tools

because they reduce opportunities for informal transactions and improve administrative transparency. Similarly, Ismail et al. (2020) demonstrate that digital governance initiatives may contribute to corruption reduction when combined with effective oversight mechanisms.

Public integrity represents another critical element of anti-corruption governance. Public integrity refers to the consistent adherence of public institutions and officials to ethical standards, legal obligations, and professional responsibilities. Integrity promotes trust in public institutions by ensuring that decisions are made according to public interests rather than private gain. Effective integrity systems typically include ethical codes, conflict-of-interest regulations, transparency requirements, and accountability mechanisms. Consequently, public integrity serves as a foundation for both corruption prevention and democratic governance.

The literature highlights the importance of integrity systems in strengthening institutional performance. Vieira (2023) argues that public integrity is enhanced when citizens participate actively in governance processes and hold institutions accountable for their actions. Likewise, Andersson and Anechiarico (2019) emphasize that integrity-based governance approaches contribute to reducing corruption by encouraging ethical conduct and institutional responsibility. These findings suggest that public integrity functions as both a preventive mechanism and a governance objective.

Another important aspect of public integrity concerns public trust. Citizens are more likely to support public institutions when they perceive officials as acting ethically and transparently. Public trust contributes to democratic stability because it encourages civic engagement, compliance with laws, and confidence in governance processes. Corruption can significantly damage trust by creating perceptions of unfairness and institutional failure. Therefore, strengthening integrity and transparency is essential for maintaining public confidence in democratic institutions.

The literature further demonstrates that accountability, transparency, and integrity are mutually reinforcing concepts. Accountability mechanisms depend upon transparency because oversight requires access to information. Integrity is strengthened through accountability because institutions are more likely to adhere to ethical standards when subject to scrutiny. Similarly, transparency becomes more effective when supported by accountability systems capable of addressing misconduct. Together, these principles create governance environments that discourage corruption and support democratic legitimacy.

International anti-corruption frameworks such as UNCAC explicitly recognize the importance of these principles. Article 5 encourages preventive anti-corruption policies promoting accountability and transparency, while Article 13 emphasizes public participation and access to information. These provisions reflect the understanding that corruption prevention requires both institutional reforms and active citizen engagement. Consequently, accountability, transparency, and public integrity have become central components of contemporary anti-corruption governance strategies.

The literature demonstrates that accountability, transparency, and public integrity play essential roles in preventing corruption and strengthening democratic governance. These principles enhance institutional effectiveness, support citizen participation, promote ethical conduct, and strengthen public trust. By reducing opportunities for corruption and increasing oversight of public institutions, accountability and transparency contribute significantly to the promotion of democratic governance and institutional integrity.

Anti-Corruption Institutions in Democratic Systems

Anti-corruption institutions play a critical role in promoting accountability, enforcing legal standards, and strengthening democratic governance. Democratic systems require institutions capable of preventing, detecting, investigating, and responding to corruption effectively. While legal frameworks provide the foundation for anti-corruption efforts, institutional mechanisms are necessary to ensure that anti-corruption policies are implemented in practice. Consequently, specialized anti-corruption institutions have become increasingly important components of governance systems throughout the world.

The establishment of dedicated anti-corruption bodies is strongly encouraged by international legal frameworks, particularly the United Nations Convention against Corruption (UNCAC). Article 6 of UNCAC calls upon states to establish independent bodies responsible for preventing corruption and promoting institutional integrity. These institutions may perform a variety of functions, including public education, policy development, monitoring, investigations, and coordination of anti-corruption initiatives. Their primary objective is to strengthen governance systems by reducing opportunities for corruption and promoting accountability.

The literature demonstrates that effective anti-corruption institutions contribute significantly to democratic governance. Sunaryo and Nur (2022) argue that institutional design plays an important role in determining the effectiveness of anti-corruption efforts because governance structures influence the ability of institutions to perform their responsibilities independently. Similarly, Mohd-Rashid et al. (2023) emphasize that strengthening institutional capacity and legal enforcement contributes to reducing corruption and improving governance quality. These findings indicate that institutional effectiveness is a key factor influencing anti-corruption outcomes.

Independence is widely regarded as one of the most important characteristics of effective anti-corruption institutions. Institutions responsible for investigating and addressing corruption must be capable of operating free from political interference and external influence. Independence enhances credibility, public trust, and enforcement effectiveness because institutions can pursue investigations based on legal evidence rather than political considerations. Consequently, institutional autonomy is often considered essential for achieving meaningful anti-corruption outcomes.

The literature further highlights the importance of oversight mechanisms within democratic governance. Anti-corruption institutions frequently collaborate with judicial bodies, legislative committees, audit agencies, and civil society organizations to strengthen accountability. Such cooperation enables more comprehensive monitoring of public institutions and improves the effectiveness of corruption prevention efforts. Democratic governance therefore benefits from institutional networks that support transparency and accountability across different sectors of government.

Technological innovation has also influenced the development of anti-corruption institutions. Digital governance systems increasingly support anti-corruption efforts by improving administrative efficiency, reducing discretionary decision-making, and increasing access to information. Park and Kim (2020) argue that e-government systems contribute to corruption prevention by limiting opportunities for informal interactions and increasing transparency in public administration. Likewise, Ismail et al. (2020) suggest that digital governance initiatives can improve oversight and reduce corruption risks when implemented effectively.

The effectiveness of anti-corruption institutions also depends upon public participation. Citizens, journalists, researchers, and civil society organizations often contribute valuable information that supports corruption detection and accountability efforts. Article 13 of UNCAC recognizes the importance of public participation by encouraging access to information and citizen involvement in anti-corruption initiatives. These provisions reflect the understanding that anti-corruption governance requires cooperation between institutions and society.

Another important factor influencing institutional effectiveness is the broader legal and governance environment. Anti-corruption institutions are more likely to succeed when supported by strong legal frameworks, judicial independence, political commitment, and effective accountability mechanisms. Conversely, weak governance structures may limit institutional effectiveness even when formal anti-corruption agencies exist. Therefore, anti-corruption institutions should be understood as components of broader governance systems rather than isolated entities.

The literature also demonstrates that anti-corruption institutions contribute to public trust and democratic legitimacy. Effective institutions signal governmental commitment to accountability and ethical governance. Citizens are more likely to trust public institutions when corruption allegations are investigated transparently and legal standards are enforced consistently. Consequently, anti-corruption institutions play an important role not only in preventing misconduct but also in strengthening confidence in democratic governance.

The literature indicates that anti-corruption institutions constitute a vital component of democratic governance. Through prevention, enforcement, oversight, and public engagement, these institutions contribute to accountability, transparency, and public integrity. Their effectiveness depends upon independence, institutional capacity, public participation, and supportive legal frameworks. These findings suggest that strong anti-

corruption institutions are essential for promoting democratic governance and reducing corruption risks.

Emerging Challenges in Anti-Corruption Governance

Despite significant progress in developing anti-corruption laws, institutions, and international cooperation mechanisms, corruption remains a persistent challenge affecting democratic governance throughout the world. Contemporary governance environments are increasingly complex due to globalization, technological transformation, expanding financial networks, and evolving political structures. These developments have created new opportunities for corruption while simultaneously complicating prevention and enforcement efforts. As a result, anti-corruption governance faces emerging challenges that require continuous adaptation of legal frameworks and institutional strategies.

One of the most significant contemporary challenges is political corruption. Political corruption occurs when public officials misuse political authority for personal, partisan, or financial gain. Such practices may include bribery, patronage, favoritism, illicit political financing, conflicts of interest, and abuse of public resources. Political corruption undermines democratic governance because it distorts decision-making processes and weakens accountability mechanisms. Nyberg (2021) argues that corporate political activities may create conditions resembling political corruption when private interests exert disproportionate influence over public policymaking. These findings suggest that corruption can affect not only administrative governance but also the democratic processes through which public decisions are made.

Another important challenge involves state capture. State capture refers to situations in which powerful political, economic, or private actors systematically influence public institutions, laws, and policies to advance their own interests. Unlike conventional corruption, which often involves individual transactions, state capture affects broader governance structures and institutional processes. Clouser McCann et al. (2021) argue that state capture represents a serious governance threat because it enables influential actors to shape public policies for private benefit while reducing institutional accountability. These findings indicate that corruption can become embedded within governance systems, making prevention and enforcement significantly more difficult.

The globalization of economic and financial activities has further complicated anti-corruption efforts. Corruption increasingly operates across national borders through transnational financial transactions, multinational corporate activities, and international criminal networks. Corrupt actors may exploit differences between legal systems, regulatory frameworks, and enforcement capacities to conceal illicit activities. Consequently, corruption has become a global governance issue requiring coordinated international responses. These developments highlight the importance of international legal cooperation in combating corruption and protecting democratic governance.

International cooperation remains essential for addressing transnational corruption challenges. The literature demonstrates that corruption often overlaps with organized criminal activities, money laundering, and illicit financial flows. Zvekić (2021) argues that stronger integration between the United Nations Convention against Corruption (UNCAC) and the United Nations Convention against Transnational Organized Crime (UNTOC) can improve global anti-corruption efforts by strengthening international cooperation and information sharing. Similarly, Brookbanks (2023) emphasizes that effective anti-corruption governance increasingly depends upon collaborative approaches involving multiple jurisdictions and institutions. These findings suggest that international cooperation has become a critical component of modern anti-corruption strategies.

Technological transformation presents both opportunities and challenges for anti-corruption governance. Digital technologies have improved transparency, administrative efficiency, and access to information. However, technological developments have also created new forms of corruption risk. Digital financial systems, electronic procurement platforms, and online transactions may be exploited for illicit activities if adequate safeguards are not in place. Furthermore, rapidly evolving technologies can create regulatory gaps that allow corrupt practices to emerge in new forms. Consequently, anti-corruption governance must continuously adapt to technological change while preserving accountability and transparency.

The literature further highlights concerns regarding corruption within digital governance environments. Although e-government systems can reduce opportunities for corruption by increasing transparency and reducing direct interactions between citizens and officials, technological systems are not immune to manipulation. Weak cybersecurity measures, inadequate oversight, and insufficient regulatory frameworks may create vulnerabilities that undermine governance integrity. These developments suggest that digital governance requires strong accountability mechanisms capable of addressing emerging corruption risks.

Another challenge concerns the implementation gap between anti-corruption laws and practical enforcement. Many countries have adopted anti-corruption legislation and established specialized institutions; however, implementation often remains inconsistent. Legal frameworks may exist formally while enforcement remains weak due to limited resources, political interference, institutional constraints, or insufficient political commitment. Perez Torres (2020) argues that the effectiveness of international anti-corruption frameworks depends largely on the capacity of national institutions to implement and enforce legal standards. These findings indicate that legal reforms alone are insufficient without effective institutional implementation.

Public trust represents another critical issue affecting anti-corruption governance. Citizens are more likely to support anti-corruption initiatives when they perceive institutions as credible, transparent, and effective. However, repeated corruption scandals may weaken confidence in governance systems and reduce trust in public

institutions. Siahay (2023) argues that transparency and accountability contribute significantly to building public trust because they demonstrate institutional commitment to responsible governance. Consequently, maintaining public confidence remains an important objective of anti-corruption governance strategies.

The literature also identifies governance resilience as an increasingly important consideration. Governance resilience refers to the capacity of institutions to maintain accountability, integrity, and effectiveness despite political, economic, or social challenges. Anti-corruption institutions frequently operate in environments characterized by competing interests, political pressures, and resource constraints. Strengthening resilience requires institutional independence, professional capacity, legal protections, and public support. These factors enable institutions to sustain anti-corruption efforts over time and respond effectively to emerging challenges.

International legal frameworks increasingly recognize the importance of public participation in addressing corruption. Article 13 of UNCAC emphasizes the role of civil society, media organizations, and citizens in promoting transparency and accountability. Public participation contributes to anti-corruption governance by increasing oversight, encouraging information sharing, and strengthening institutional responsiveness. Consequently, effective anti-corruption strategies increasingly combine legal enforcement with citizen engagement and social accountability mechanisms.

The literature demonstrates that anti-corruption governance faces a range of contemporary challenges, including political corruption, state capture, transnational corruption, technological risks, implementation gaps, and declining public trust. These challenges highlight the need for adaptive governance approaches that combine strong legal frameworks, effective institutions, international cooperation, and public participation. The findings suggest that sustaining democratic governance and public integrity requires continuous efforts to strengthen anti-corruption systems in response to evolving governance environments.

3. | RESEARCH METHOD

This study employs a normative juridical method to examine the relationship between anti-corruption law and democratic governance from an international legal perspective. The study focuses on the United Nations Convention against Corruption (UNCAC) and the United Nations Convention against Transnational Organized Crime (UNTOC) as the primary international legal frameworks governing corruption prevention, accountability, transparency, public integrity, and international cooperation. A qualitative review approach was selected because anti-corruption governance involves multiple interconnected dimensions, including law, public administration, political science, governance studies, and international relations. Existing scholarship provides extensive insights into these dimensions; however, many studies examine them separately rather than through an integrated international legal framework.

Framework to ensure transparency and methodological rigor throughout the research process. The review process consisted of four stages: identification, screening, eligibility assessment, and final inclusion. These stages were implemented to ensure that only studies directly relevant to corruption, anti-corruption governance, democratic governance, accountability, public integrity, transparency, UNCAC, UNTOC, and international legal frameworks were included in the analysis.

Literature was collected from major academic databases and legal research repositories, , and international law databases. Searches employed combinations of keywords such as anti-corruption law, corruption and democracy, democratic governance, accountability, public integrity, transparency, corruption prevention, anti-corruption institutions, UNCAC, UNTOC, state capture, political corruption, international cooperation, governance resilience, and public trust. Additional searches focused specifically on international legal instruments and governance frameworks related to corruption prevention and institutional accountability.

The inclusion criteria consisted of peer-reviewed journal articles, academic books, legal studies, governance research, public administration scholarship, and international law publications published primarily between 2019 and 2024. Studies were included when they addressed corruption, anti-corruption governance, accountability, transparency, public integrity, international anti-corruption law, or democratic governance. Publications lacking direct relevance to the study objectives, duplicate records, and non-scholarly sources were excluded during the screening process.

In addition to reviewing academic literature, this study incorporates doctrinal legal analysis of UNCAC and UNTOC. The legal analysis focuses on Article 5, Article 6, and Article 13 of UNCAC, together with relevant provisions of UNTOC concerning international cooperation, institutional integrity, and law enforcement coordination. These provisions were selected because they establish key international standards governing corruption prevention, anti-corruption institutions, public participation, and cross-border cooperation. The doctrinal approach examines how these legal frameworks contribute to democratic governance through the promotion of accountability, transparency, and public integrity.

The selected literature was analyzed using thematic synthesis. Findings were organized into five thematic categories: corruption and democratic governance, international legal frameworks against corruption, accountability and public integrity, anti-corruption institutions, and emerging challenges in anti-corruption governance. These themes reflect the principal dimensions through which anti-corruption law contributes to democratic governance and institutional accountability.

The analytical framework adopted in this study conceptualizes anti-corruption law as a governance mechanism that strengthens democratic institutions through four interconnected functions: corruption prevention, accountability enhancement, public integrity promotion, and institutional resilience. International legal frameworks are examined as normative foundations supporting these functions, while anti-corruption

institutions are analyzed as practical mechanisms through which accountability and transparency are implemented. Through the integration of systematic literature review methods and doctrinal legal analysis, this study seeks to provide a comprehensive understanding of how international anti-corruption law contributes to strengthening democratic governance and protecting public integrity in contemporary societies.

4. | RESULTS

The findings of this study demonstrate that anti-corruption law plays a significant role in strengthening democratic governance by promoting accountability, transparency, public integrity, and institutional effectiveness. The reviewed literature consistently indicates that corruption undermines democratic legitimacy, weakens public trust, and reduces the effectiveness of governance institutions. The analysis further reveals that international legal instruments, particularly the United Nations Convention against Corruption (UNCAC) and the United Nations Convention against Transnational Organized Crime (UNTOC), provide important frameworks supporting anti-corruption efforts and institutional accountability. At the same time, contemporary governance environments continue to present challenges that affect the effectiveness of anti-corruption initiatives.

One of the most significant findings concerns the relationship between corruption and democratic governance. The literature demonstrates that corruption directly affects governance quality by weakening accountability mechanisms and reducing public confidence in institutions. Democratic systems depend upon transparent decision-making processes and responsible public administration; however, corrupt practices may distort these processes by allowing private interests to influence public decisions. Kumar (2019) argues that corruption undermines democratic governance because it weakens institutional integrity and reduces administrative effectiveness. Similarly, Andersson and Anechiarico (2019) emphasize that corruption threatens democratic systems by eroding public trust and accountability. These findings suggest that corruption represents a major obstacle to democratic governance and institutional legitimacy.

The analysis further indicates that corruption negatively affects democratic legitimacy. Democratic legitimacy depends upon citizens' confidence that public institutions operate fairly and in accordance with legal standards. When corruption becomes widespread, citizens may perceive governance systems as serving private interests rather than the public good. Drapalova et al. (2019) argue that corruption contributes to democratic crises because it weakens public trust and institutional credibility. Likewise, Linz (2019) emphasizes that legitimacy is essential for democratic stability because citizens are more likely to support institutions they perceive as fair and accountable. These findings indicate that corruption can significantly weaken democratic governance by undermining public confidence in institutions.

Another important finding concerns the role of international anti-corruption law in promoting accountability and integrity. The reviewed literature consistently identifies UNCAC as the primary international legal framework governing corruption prevention and anti-corruption governance. UNCAC establishes standards concerning preventive measures, institutional reforms, law enforcement cooperation, and public participation. Article 5 requires states to implement anti-corruption policies, Article 6 encourages the establishment of anti-corruption institutions, and Article 13 promotes citizen participation and transparency. Together, these provisions create a comprehensive framework supporting accountability and democratic governance.

The literature demonstrates the continuing importance of UNCAC in shaping national anti-corruption strategies. Hiariej (2019) argues that UNCAC has significantly influenced anti-corruption reforms by providing internationally recognized standards concerning corruption prevention and institutional accountability. Similarly, Safara and Odeku (2021) emphasize that international anti-corruption law strengthens governance systems by encouraging transparency and legal accountability. These findings suggest that UNCAC functions as an important instrument supporting democratic governance through anti-corruption reforms.

The analysis also highlights the contribution of UNCAC to public integrity and institutional transparency. Satria et al. (2021) argue that UNCAC promotes stronger accountability mechanisms by addressing conflicts of interest and encouraging transparency in public administration. Likewise, Kesiranon (2023) emphasizes that the convention supports international cooperation and legal harmonization in anti-corruption efforts. These findings indicate that UNCAC contributes not only to corruption prevention but also to broader governance objectives involving accountability and public trust.

The findings further demonstrate the significance of UNTOC in addressing corruption-related governance challenges. Although UNTOC primarily focuses on organized crime, it provides important mechanisms supporting international cooperation, law enforcement coordination, and institutional integrity. Corruption often facilitates transnational criminal activities through illicit financial networks and weak oversight systems. Zvekić (2021) argues that integrating UNCAC and UNTOC can strengthen anti-corruption governance by improving international cooperation and enforcement effectiveness. Similarly, Brookbanks (2023) emphasizes the importance of collaborative approaches in addressing cross-border governance challenges. These findings suggest that international cooperation plays a critical role in contemporary anti-corruption governance.

Another significant finding concerns the relationship between accountability, transparency, and corruption prevention. The literature consistently demonstrates that accountability mechanisms strengthen democratic governance by ensuring that public officials remain answerable for their actions. Vieira (2023) argues that social accountability contributes to public integrity by enabling citizens to participate in

monitoring governmental performance. Likewise, Siahay (2023) emphasizes that transparency and accountability strengthen public trust in governance institutions. These findings indicate that accountability mechanisms represent essential components of effective anti-corruption strategies.

The findings also reveal that transparency functions as an important preventive measure against corruption. Transparency enables citizens, journalists, and oversight institutions to access information regarding governmental activities and public decision-making processes. Mungiu-Pippidi (2023) argues that transparency contributes to corruption reduction by increasing institutional visibility and limiting opportunities for misconduct. Similarly, Ponti et al. (2022) demonstrate that transparency initiatives improve accountability and governance effectiveness. These findings suggest that transparency strengthens democratic governance by reducing corruption risks and increasing public oversight.

The reviewed literature further identifies public integrity as a key factor influencing governance quality. Public integrity refers to adherence to ethical standards, accountability principles, and professional responsibilities within public institutions. Effective integrity systems encourage responsible conduct and strengthen institutional trust. Vieira (2023) argues that public participation and accountability contribute significantly to strengthening integrity systems and reducing corruption risks. These findings indicate that integrity-based governance approaches support both anti-corruption objectives and democratic governance.

Another important finding concerns the role of anti-corruption institutions in promoting accountability and governance effectiveness. Specialized anti-corruption agencies, oversight bodies, and enforcement institutions play critical roles in corruption prevention and investigation. Sunaryo and Nur (2022) argue that institutional design significantly influences anti-corruption effectiveness because governance structures determine institutional autonomy and operational capacity. Similarly, Mohd-Rashid et al. (2023) demonstrate that strong institutions contribute to corruption reduction and governance improvement. These findings suggest that institutional effectiveness remains a key determinant of anti-corruption success.

The analysis also highlights the growing importance of digital governance in anti-corruption efforts. Digital technologies can improve transparency, reduce administrative discretion, and increase access to information. Park and Kim (2020) argue that e-government systems function as effective anti-corruption tools by reducing opportunities for informal transactions and increasing administrative transparency. Likewise, Ismail et al. (2020) demonstrate that digital governance initiatives may contribute to corruption reduction when supported by effective accountability mechanisms. These findings indicate that technological innovation can strengthen anti-corruption governance and democratic accountability.

At the same time, the findings identify several emerging challenges affecting anti-corruption governance. Political corruption remains one of the most significant

concerns because it enables private interests to influence public decision-making processes. Nyberg (2021) argues that certain forms of corporate political activity may create corruption risks that affect democratic governance and accountability. These findings suggest that corruption continues to evolve in ways that challenge traditional governance mechanisms.

The literature also identifies state capture as a major threat to democratic governance. Clouser McCann et al. (2021) argue that state capture occurs when powerful actors systematically influence public institutions and policymaking processes for private benefit. Such developments may weaken accountability, reduce institutional effectiveness, and undermine democratic legitimacy. These findings indicate that anti-corruption governance must address both conventional corruption and broader structural threats affecting governance systems.

The evidence reviewed in this study demonstrates that anti-corruption law contributes significantly to democratic governance through the promotion of accountability, transparency, public integrity, and institutional effectiveness. International legal frameworks such as UNCAC and UNTOC provide important standards supporting corruption prevention and international cooperation. However, contemporary challenges including political corruption, state capture, transnational corruption, and governance complexity highlight the need for continued efforts to strengthen anti-corruption institutions and accountability mechanisms. These findings suggest that effective anti-corruption governance remains essential for protecting democratic institutions and promoting public trust.

5. | DISCUSSION

The findings of this study demonstrate that anti-corruption law plays a critical role in strengthening democratic governance by promoting accountability, transparency, public integrity, and institutional effectiveness. The reviewed literature consistently indicates that corruption undermines democratic legitimacy, weakens public trust, and reduces the effectiveness of governance institutions. At the same time, international legal frameworks such as the United Nations Convention against Corruption (UNCAC) and the United Nations Convention against Transnational Organized Crime (UNTOC) provide important legal foundations supporting anti-corruption governance and institutional accountability. These findings reinforce the view that combating corruption is essential for preserving democratic systems and strengthening public confidence in government.

One of the most significant implications of this study concerns the relationship between corruption and democratic legitimacy. Democratic governance depends upon citizens' confidence that public institutions operate fairly, transparently, and according to legal standards. Corruption undermines these expectations by allowing private interests to influence public decisions and institutional processes. The findings indicate that widespread corruption can weaken public trust, reduce confidence in governance systems, and diminish institutional credibility. Consequently, anti-corruption measures

contribute not only to legal compliance but also to the broader legitimacy of democratic governance.

The findings further demonstrate that accountability remains a central mechanism through which anti-corruption law supports democratic governance. Accountability ensures that public officials remain answerable for their actions and that public institutions operate within established legal frameworks. The literature suggests that corruption frequently emerges when accountability mechanisms are weak or ineffective. Therefore, strengthening oversight institutions, monitoring systems, and legal enforcement mechanisms remains essential for preventing corruption and promoting responsible governance. These findings highlight the importance of accountability as both a democratic principle and an anti-corruption strategy.

Another important implication concerns the role of transparency in corruption prevention. Transparency enables citizens, journalists, researchers, and oversight bodies to monitor public activities and identify potential misconduct. The evidence reviewed in this study indicates that transparent governance environments generally provide fewer opportunities for corruption because public decisions become more visible and subject to scrutiny. Consequently, transparency contributes significantly to democratic governance by improving public oversight and strengthening institutional accountability.

The study also highlights the importance of public integrity as a foundation for effective governance. Public integrity extends beyond legal compliance and includes adherence to ethical standards, professional responsibility, and public service values. The findings suggest that anti-corruption efforts are more effective when institutions promote integrity-based governance rather than relying exclusively on enforcement mechanisms. Ethical conduct, transparency, and accountability collectively contribute to stronger institutions and greater public trust. Therefore, public integrity should be viewed as a central objective of anti-corruption governance.

The analysis further demonstrates the continuing importance of international legal frameworks in combating corruption. UNCAC provides comprehensive standards concerning corruption prevention, accountability, public participation, and institutional reforms. The findings indicate that Articles 5, 6, and 13 of UNCAC establish important principles supporting democratic governance through preventive anti-corruption measures and transparency initiatives. These provisions recognize that corruption prevention requires institutional reforms, citizen participation, and effective governance mechanisms rather than solely punitive legal measures.

Similarly, the findings reveal that UNTOC contributes to anti-corruption governance through international cooperation and institutional coordination. Corruption increasingly operates across national borders through financial networks, corporate structures, and transnational criminal activities. These developments make international cooperation essential for effective anti-corruption enforcement. The study suggests that greater integration between UNCAC and UNTOC can strengthen

international responses to corruption by improving information sharing, enforcement cooperation, and institutional coordination. Consequently, international legal frameworks play an increasingly important role in addressing corruption within a globalized governance environment.

The discussion also highlights the growing significance of anti-corruption institutions within democratic systems. Specialized anti-corruption agencies, oversight bodies, audit institutions, and enforcement authorities contribute to governance quality by promoting accountability and detecting misconduct. The findings indicate that institutional independence, professional capacity, and adequate resources significantly influence anti-corruption effectiveness. Institutions that operate free from political interference are generally better positioned to enforce legal standards and maintain public trust. Therefore, strengthening institutional independence remains an important objective of anti-corruption governance reforms.

Another important implication concerns the role of digital governance in corruption prevention. Technological innovations have expanded opportunities for improving transparency, increasing administrative efficiency, and enhancing public access to information. Digital governance systems can reduce opportunities for corruption by limiting discretionary decision-making and increasing institutional visibility. However, the findings also suggest that technological developments create new governance challenges requiring effective oversight and regulatory safeguards. Consequently, digital governance should be integrated with accountability and transparency frameworks to maximize its anti-corruption potential.

The study additionally reveals that contemporary anti-corruption governance faces increasingly complex challenges. Political corruption, state capture, transnational corruption networks, and implementation gaps continue to affect governance systems in many jurisdictions. State capture is particularly concerning because it enables influential actors to shape public institutions and policies for private benefit. Such developments weaken democratic accountability and undermine public trust. These findings suggest that anti-corruption governance must address not only individual acts of corruption but also broader structural risks affecting institutional integrity.

Public trust emerged as another important theme throughout the literature. Effective anti-corruption governance depends significantly upon public confidence in institutions and enforcement mechanisms. Citizens are more likely to support governance systems when they perceive anti-corruption efforts as credible, transparent, and impartial. Therefore, anti-corruption institutions should prioritize transparency, accountability, and public engagement in order to strengthen institutional legitimacy and democratic participation.

The findings indicate that anti-corruption law contributes significantly to democratic governance by strengthening accountability, transparency, public integrity, and institutional resilience. International legal frameworks such as UNCAC and UNTOC provide important normative foundations supporting these objectives.

Nevertheless, emerging challenges including political corruption, state capture, transnational corruption, and governance complexity require continuous adaptation of anti-corruption strategies. Effective anti-corruption governance therefore depends upon the combined efforts of legal frameworks, institutions, international cooperation mechanisms, and public participation.

5. | CONCLUSION

This study examined anti-corruption law and democratic governance through a qualitative Systematic Literature Review (SLR) and doctrinal analysis of the United Nations Convention against Corruption (UNCAC) and the United Nations Convention against Transnational Organized Crime (UNTOC). The findings demonstrate that corruption remains a major challenge to democratic governance because it undermines accountability, transparency, public trust, institutional integrity, and the rule of law. Effective anti-corruption measures are therefore essential for strengthening democratic institutions and maintaining public confidence in governance systems.

The study found that corruption negatively affects democratic legitimacy by reducing citizens' trust in public institutions and weakening governance effectiveness. Democratic systems depend upon transparent decision-making, accountability mechanisms, and institutional integrity, all of which may be compromised by corrupt practices. Consequently, anti-corruption governance contributes directly to the preservation of democratic values and institutional stability.

The analysis further revealed that UNCAC and UNTOC provide important international legal frameworks supporting anti-corruption efforts. Articles 5, 6, and 13 of UNCAC establish key standards concerning corruption prevention, anti-corruption institutions, transparency, and public participation. Meanwhile, UNTOC strengthens international cooperation and institutional coordination in addressing corruption-related transnational challenges. Together, these instruments contribute to accountability, public integrity, and democratic governance through internationally recognized legal standards.

Another important finding concerns the role of accountability, transparency, and public integrity in corruption prevention. The evidence indicates that effective oversight mechanisms, transparent governance practices, and ethical institutional cultures significantly reduce corruption risks and strengthen public trust. Likewise, anti-corruption institutions contribute to democratic governance by enforcing legal standards, promoting accountability, and supporting institutional effectiveness.

The study also found that emerging challenges such as political corruption, state capture, transnational corruption networks, technological risks, and implementation gaps continue to affect anti-corruption governance. These challenges highlight the importance of strengthening institutional resilience, enhancing international cooperation, and improving governance capacity. Addressing these issues requires

integrated approaches that combine legal reforms, institutional development, technological innovation, and public participation.

The study concludes that anti-corruption law serves as an essential pillar of democratic governance. International legal frameworks, particularly UNCAC and UNTOC, provide valuable mechanisms for promoting accountability, transparency, and public integrity. Strengthening anti-corruption governance therefore remains critical for protecting democratic institutions, preserving public trust, and supporting sustainable democratic development in contemporary societies.

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Declaration of Conflicting Interests

The authors declare that there is no conflict of interest.

Ethical Approval and Originality Statement

Ethical approval was obtained for this study. The manuscript represents original work and has not been previously published, nor is it under consideration by another journal.

Data Disclosure Statement

The data that support the findings of this study are available from the corresponding author upon reasonable request.

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