



MECHANISM FOR FOLLOW-UP ON  
IMPLEMENTATION OF THE INTER-AMERICAN  
CONVENTION AGAINST CORRUPTION

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Committee of Experts

**STANDARD FORMAT  
FOR THE PREPARATION OF THE PROGRESS REPORTS (ARTICLES 31 AND 32 OF  
THE RULES OF PROCEDURE AND OTHER PROVISIONS OF THE COMMITTEE)<sup>1</sup>**

**JAMAICA**

*(For reporting on progress made between March 16, 2015, and March 7, 2016)*

**INTRODUCTORY SECTION: PRINCIPAL DEVELOPMENTS RELATED TO THE  
IMPLEMENTATION OF THE RECOMMENDATIONS AND MEASURES SUGGESTED BY  
THE COMMITTEE IN THE FIRST THREE ROUNDS AND REGARDING OTHER  
MEASURES PROVIDED IN THE CONVENTION<sup>2</sup>**

For the period under review, the Government of Jamaica has undertaken the following measures consistent with the Inter-American Convention Against Corruption and the recommendations of the Committee of Experts. The following measures are notable:

1. The Integrity Commission Bill is awaiting final approval in the House of Representatives. The Integrity Commission Bill proposes more stringent safeguards regarding the integrity of parliamentarians and other public officials in the performance of their public functions;
2. The entry into force of the Public Procurement Act; and
3. The Office of the Contractor General's public education campaign on Anti-Corruption on International Anti-Corruption Day. On December 9, 2015 in observance of Anti-Corruption Day the Office of the Contractor General had a number of events. International Anti-Corruption Day was held under the theme: Break the Corruption Chain. The OCG partnered with several institutions including the Ministry of Justice, the Major Organised Crime and Anti-Corruption Agency (MOCA), the Canadian and British High Commissions and the European Union. The OCG launched a poster competition aimed at discouraging corruption in Jamaica and unveiled two anti-corruption billboards in Jamaica's two main cities (Kingston and Montego Bay) in commemoration of International Anti-Corruption Day. The OCG also hosted a youth panel discussion on Anti-Corruption at the Edith Dalton James High School. An Anti-Corruption conference was also held in Kingston with the then Minister of Justice, Senator Mark Golding as one of the main speakers.

**SECTION I. PROGRESS IN THE IMPLEMENTATION OF THE RECOMMENDATIONS**

**A. FIRST ROUND OF REVIEW**

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<sup>1</sup>. This format was adopted by the Committee at the Plenary Session held on June 29, 2007, within the framework of its Eleventh Meeting, and has been updated in order to include the information corresponding to the Third Round of Review.

<sup>2</sup>. This section is included pursuant to what was agreed to by the Committee at its Seventeenth Meeting, held from September 13 to 16, 2010.

**Instructions:** Following the same structure as the country report of the First Round,<sup>3</sup> and with respect of each one of the recommendations<sup>4</sup> to which your country wishes to refer in this progress report, please provide the following information:

- I. **RECOMMENDATION:** Please transcribe the text of the recommendation made to your State by the Committee in the country report of the First Round, and with respect to which you would like to inform on progress that has been made:

**Recommendation 1.1 (b)**

*Establish written guidelines within the public service that requires hiring on the basis of merit*

**Recommendation 1.3**

*Develop, where appropriate, and strengthen mechanisms requiring public officials to report to appropriate authorities, acts of corruption in the performance of public functions of which they are aware.*

*a. Establish reporting obligations for those public officials and employees who are currently not required to report to appropriate authorities, acts of corruption in the performance of public functions of which they are aware.*

*b. Adopt and implement measures of protection for public officials who report acts of corruption in good faith in order to protect them from the threats or reprisals that they may be subject as a result of carrying out this obligation.*

*c. Provide appropriate training to officials and employees concerning the requirement and the processes to report acts of corruption and the protection mechanisms in favor of those who report.*

**Recommendation 2**

*Strengthen the systems for registration of income, assets, and liabilities.*

**Recommendation 3.2**

*Strengthen oversight bodies in their functions related to the enforcement of Article III, Paragraphs 1, 2, 4 and 11 of the Convention, in order to ensure that such control is effective; give them greater support and the resources necessary to carry out their functions; and establish mechanisms that allow for the institutional coordination of their activities, as appropriate, and their continuous evaluation and monitoring.*

**Recommendation 4.2(b)**

*Continue developing training and dissemination programs dealing with the mechanisms for public access to information, in order to help civil servants and citizens understand them and to optimize the use of available technology to that end.*

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<sup>3</sup> By way of a guide, the last page of this standard format describes that structure in connection with the issues covered in the First Review Round.

<sup>4</sup> The recommendations still current on the topics analyzed in the First Round, which are listed in ANNEX I of the report adopted by the Committee of Experts with respect to your country in the Fourth Round.

**Recommendation 4.3**

*Strengthen the existing mechanisms for consultation.*

*Continue implementing consultation mechanisms with interested sectors of civil society and non-governmental organisations regarding the design of public policies and the legislative process in efforts to prevent corruption.*

- II. **ADOPTED MEASURES:** Please note the measure or measures suggested by the Committee, or the alternative measure or measures that have been adopted to implement the above recommendation; and briefly describe the concrete steps that have been taken in connection with the measures adopted. If appropriate, please indicate the Internet web site where more detailed information may be obtained with respect to the measures adopted and the steps taken to implement the foregoing recommendation, specifically identifying where the information can be obtained on that website:

**Recommendation 1.1(a)**

The Public Service Commission is continuing its complete revision of the Public Service Regulations which will include other requirements such as performance appraisal reports and letters of recommendation in relation to special work done, when interviewing candidates for hiring, and that Ministries to which functions are delegated are audited to ensure that the principle of meritocracy is adhered to and where weaknesses are identified ameliorative actions are recommended and/or taken. Included in the review and amendments to the Public Service Regulations are provisions that will specifically mention that entry into the public service should be based on merit, as well as amendments that will require all advertisements of vacancies to be publicized to all eligible candidates and facilitating appeals by unsuccessful applicants in light of the requirements outlined in the Public Service Regulations, including merit.

**Recommendation 1.3**

In respect of recommendations 1.3(a), (b) and (c) Jamaica has proposed the Integrity Commission Bill as noted in the Fourth Round of Review. The stated objectives of that Act include further encouraging and promoting propriety and integrity among persons exercising public functions in Jamaica and promoting and strengthening measures for the prevention, detection and prosecution of acts of corruption. Under that proposed Act there is also a Commission to be established that will investigate and prosecute acts of corruption, prepare codes of conduct and other advisory materials and guide public bodies in respect of matters contained therein and coordinate the implementation of ant-corruption strategies.

The definition of “public official” will also be expanded to include any person holding an executive, or an administrative or a judicial office, whether appointed or elected, whether permanent or temporary or whether paid or unpaid and any other person who is employed to a public body or performs a public function.

Any person may orally or in writing make a complaint, give information or notify the Commission about a matter, which involves or may involve an act of corruption or non-compliance with the provisions of that Act.

The proposed Act will also provide that anything said or information supplied or any document or thing produced by any person for the purpose or in the course of any investigation by or proceedings before the Commission under the Act shall be absolutely privileged in the same manner as if the investigation or proceedings were proceedings in a court of law (section 53(4)).

Section 54(1) then provides that every person having an official duty under the Act shall deal with all information, statutory declarations, government contracts etc. as secret and confidential. Under section 54(2) unauthorized disclosures of information will result in a fine not exceeding one million dollars or a term of imprisonment not exceeding one year. These provisions are intended to protect the integrity of the proceedings by protecting the confidentiality of persons who make disclosures to the Commission.

## **Recommendation 2**

In relation to recommendation 2, Part V of the Integrity Commission Bill is intended to reinforce the importance of making statutory declarations of assets, liabilities and income (s. 37(1)). This obligation will be applicable to *all public officials* who are in receipt of total emoluments of more than three million five hundred dollars or such other amount as may be prescribed by the Minister. Public Officials under that Act will including any person holding an executive, judicial or administrative officer whether appointed or elected, permanent or temporary, paid or unpaid, any person who is employed to a public body or performs a public function and any member of the Security Forces.

It is to be noted that section 40(3)(b) empowers the Director of Administration to refer a statutory declaration to the Integrity Commission for investigation where he finds that there are matters arising that necessitate such an investigation. This process can therefore assist with detection and prevention of conflicts of interest that may arise.

Under section 41, a person who fails to submit a statutory declaration (41(1)) or knowingly makes a false declaration 41(2) commits an offence and is liable to a fine not exceeding five hundred thousand and two million dollars respectively or to a term of imprisonment or both. It is to be noted that the fines to be imposed under this Act will be more than the fines that presently apply. Any public official in breach of the provisions of the Act would, like under the regime that now obtains pursuant to the Corruption Prevention Act, be subject to prosecution instigated by the Director of Public Prosecutions.

Further, as noted in our report as published in the third and fourth rounds of review, the Government of Jamaica continues to issue circulars reminding all public officials to file their statutory declarations under when required pursuant to the Corruption (Prevention) Act. The recent Circular issued by the Office of the Services Commissions on January 6, 2016 to Permanent Secretaries, Heads of Department and Chief Executive Officers to remind all relevant officers in their Ministries, Departments or Agencies of the mandatory filing of their Statutory Declaration of Assets, Liabilities and Income for the period ending December 2015 in keeping with the Corruption (Prevention) Act. The deadline for filing is March 31, 2016.

The Circular sets out the categories of public officials who should file the declaration and the consequences for not filing the declaration. To secure greater compliance with the Corruption

(Prevention) Act, the OSC has also advised Permanent Secretaries and Heads of Departments to require proof of the current filing of statutory declarations prior to consideration of any appointment or promotion of any officer who is required to make the declaration.

### **Recommendation 3.2**

In relation to recommendation 3.2 the proposed Integrity Commission Bill will establish an Integrity Commission, which will investigate all acts of corruption under that Act. Section 7 of that proposed Act also indicates that the Commission is to perform its functions in co-operation with any person or body as it may deem appropriate. The Commission will also be empowered under section 7(2) to share information with other competent authorities who are defined under section 7(8) to mean the Tax Administration Jamaica, the Financial Investigations Division, the Jamaica Constabulary Force or any other person designated as such for the purposes of the Act by the Minister, by order, subject to affirmative resolution.

The scheme under the Bill will also assist the Integrity Commission to be established in terms of the personnel required to discharged the functions of the Commission. It is to be noted for example that there will be different Divisions through which the Commission will carry out its work namely the Administrative Division, the Corruption Prosecution Division and the Investigation Division. It is envisaged that these units will provide more stringent oversight as recommended by the Committee.

### **Recommendation 4.2(b)**

In relation to recommendation 4.2(b), Jamaica continues to improve its access to information mechanisms through the Access to Information Unit. For example, in celebration of International Right to Know Day, the ATI Unit launched an essay competition for high schools as a way of sensitization process in 2013. In celebration of International Rights to know day, the ATI Unit:

- Launched the 2013/2014 Access to Information National High School Essay Competition in collaboration with the Access to Information Advisory Stakeholders Committee;
- Mounted a major Public Expo at the Half-Way Tree Transport Centre;
- Launched an information rights awareness campaign in the print, electronic and social media; and
- Hosted Open Day across select Government entities.

The ATI continues to hear appeals and publishes its decisions on its website which are accessible to the public.

### **Recommendation 4.3**

In relation to this recommendation, it should be noted that Jamaica continues to implement consultation mechanisms in relation to the formulation of legislation and Government policy. Jamaica will take into account the Legislative Guideline: Basic Elements on Civil Society Participation prepared by MESICIC when it considers how to better engage civil society by way of consultations. In relation to the Integrity Commission Bill, for example, Parliament advertised a

public notice in 2014 in Jamaica's daily newspapers inviting submissions from the public in relation to that Bill. Submissions were made by a number of persons and entities:

The Private Sector Organization of Jamaica (PSOJ)  
The National Integrity Action (NIA)  
The Office of the Contractor-General (OCG)  
The (Parliamentary) Integrity Commission  
The Commission for the Prevention of Corruption (CPC)  
The Office of the Director of Public Prosecutions (ODPP)  
The Jamaica Civil Service Association (JCSA)  
The Jamaica Umbrella Group of Churches (JUGC)  
The Financial Investigations Division (FID)  
The Legal Officers' Staff Association (LOSA)  
Mr. Huntley Martin.

Their submissions were considered by a joint select committee reviewing the Bill.

## **B. SECOND ROUND OF REVIEW**

**Instructions:** Following the same structure as the country report of the Second Round,<sup>5</sup> and with respect to each one of the recommendations to which your country wishes to refer in this progress report, please supply the following information:

- I. **RECOMMENDATION:** Please transcribe the text of the recommendation made to your State by the Committee in the country report of the Second Round, and with respect to which you would like to inform on progress that has been made:

### **Recommendation 1.1 (a)-(f)**

*Establish, maintain and strengthen the systems of government hiring of public servants, when applicable, that assure the openness, equity and efficiency of such systems.*

*In meeting this recommendation, Jamaica could take into account the following measures:*

- a) *Adopt, through the appropriate legislative and/or administrative procedures provisions that explicitly provide that government hiring into the Public Service is to be based on the principle of merit.*
- b) *Adopt, through the appropriate legislative and/or administrative procedures, mechanisms that provide clearly defined criteria for the advertisement of hiring opportunities, and to ensure that when a Civil Public Service position is open to the public, the Public Service Commission is required to advertise it.*
- c) *Make the necessary changes so that probationary employment system, as part of the selection process, is applied with uniform criteria throughout the public administration, in order to promote the principles of equity and efficiency as set out in the Convention.*
- d) *Strengthen the legal provisions regarding the Service Commissions to ensure that these authorities have the competence to revoke or take other corrective measures when is found*

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<sup>5</sup> By way of a guide, the last page of this standard format describes that structure in connection with the issues covered in the Second Round.

*that an appointment process was, among other things, irregular, improper, or made through a fraudulent competition.*

- e) Adopt, through the appropriate legislative and/or administrative procedures, provisions concerning those positions in the Judicial Service that are not governed by the Constitution, that explicitly provides that government hiring into the Judicial Service is to be based on the principle of merit.*
- f) Take the necessary steps, including the amendments of its legislation that it deems relevant, in order to ensure that when a position is open to the general public in the Judicial Service it is advertised to the general public, and that use is made of mass media.*
- g) Adopt, through the appropriate legislative and/or administrative procedures, mechanisms that provide clearly defined criteria for the advertisement of hiring opportunities for all vacancies within the Judicial Service.*

### **Recommendation 1.2**

*Strengthen systems for the procurement of goods and services by the government.*

- II. **ADOPTED MEASURES:** Please note the measure or measures suggested by the Committee, or the alternative measure or measures that have been adopted to implement the above recommendation; and briefly describe the concrete steps that have been taken in connection with the measures adopted. If appropriate, please indicate the Internet web site where more detailed information may be obtained with respect to the measures adopted and the steps taken to implement the foregoing recommendation, specifically identifying where the information can be obtained on that website:

### **Recommendation 1.1 (a)-(f)**

In relation to these recommendations, we reiterate that the Public Service Commission is continuing its complete revision of the Public Service Regulations which will include other requirements such as performance appraisal reports and letters of recommendation in relation to special work done, when interviewing candidates for hiring, and that Ministries to which functions are delegated are audited to ensure that the principle of meritocracy is adhered to and where weaknesses are identified ameliorative actions are recommended and/or taken. Included in the review and amendments to the Public Service Regulations are provisions that will specifically mention that entry into the public service should be based on merit, as well as amendments that will require all advertisements of vacancies to be publicized to all eligible candidates and facilitating appeals by unsuccessful applicants in light of the requirements outlined in the Public Service Regulations, including merit.

### **Recommendation 1.2**

In relation to recommendation 1.2, Jamaica has enacted the Public Procurement Act, 2015 which received the Governor General's assent in October 2015. The objective of that act is to consolidate and modernize the law relating to the public procurement of good, works and services and for related matters.

The following are new developments under that Act:

An Office of Public Procurement Policy is to be established pursuant to section 6 of that Act. Under section 7(1) that Office will be responsible for the development of procurement policy, providing policy implementation guidance, training and advice to persons participating in public procurement and includes generally the following as it relates to the specific recommendations under consideration:

- Monitoring the operation of the public procurement process and compliance with the provisions of the Act and regulations made thereunder;
- Reviewing the methods, procedures and processes used in public procurement and recommend any modifications;
- Developing a code of conduct for procuring entities, their officers and employees specifying standards of conduct, procedures and best practice guidelines for public procurement;
- Establishing and managing an electronic procurement system for the public sector; and
- Developing and maintaining a database of public procurement statistics.

The Public Procurement Act also establishes a Public Procurement Commission (s. 9). Under section 10, the Public Procurement Commission is mainly responsible for ensuring prudence in the use of public funds; promoting efficiency and integrity in the public procurement process and ensuring transparency, fairness and equity in the registration of persons, firms and entities under the Act and the award of procurement contracts.

Section 45 of the Procurement Act contains a requirement for procuring entities to publish notice of any award of the procurement contract or the framework agreement and shall specify such details as the name of the contractor or contractor to which the procurement contract or, as the case may be, the framework agreement was awarded and in the case of a procurement contract, the procurement price.

Section 56(2) then sets out harsher penalties that will be applicable to persons who breach either the Procurement Act or section 14 of the Corrupt Prevention Act which includes a fine to be imposed in the Resident Magistrate's Court not exceeding three million dollars or to imprisonment for a term not exceeding three years or to both such fine and imprisonment or on conviction on indictment in a Circuit Court to a fine or to imprisonment for a term not exceeding seven years or to both such fine and imprisonment.

### **C. THIRD ROUND OF REVIEW**

**Instructions:** Following the same structure as the country report of the Third Round,<sup>6/</sup> and with respect to each one of the recommendations to which your country wishes to refer in this progress report, please supply the following information:

- I. **RECOMMENDATION:** Please transcribe the text of the recommendation made to your State by the Committee in the country report of the Second Round, and with respect to which you would like to inform on progress that has been made:

#### **Recommendation 4.4(a)**

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<sup>6.</sup> By way of a guide, the last page of this standard format describes that structure in connection with the issues covered in the Third Round.

- a. Adopt the pertinent measures to align Section 14(5) of the Corruption Prevention Act with Article IX of the Convention by replacing the “owns” element from the criminalization of illicit enrichment with “significant increase,” adding “during the performance of his functions.”

II. **ADOPTED MEASURES:** Please note the measure or measures suggested by the Committee, or the alternative measure or measures that have been adopted to implement the above recommendation; and briefly describe the concrete steps that have been taken in connection with the measures adopted. If appropriate, please indicate the Internet web site where more detailed information may be obtained with respect to the measures adopted and the steps taken to implement the foregoing recommendation, specifically identifying where the information can be obtained on that website:

**Recommendation 4.4(a)**

In relation to this recommendation, as noted in the First and Second Rounds of Review, all parliamentarians and public officials are required to submit a statutory declaration of their income, assets and liabilities upon assuming office or when they have crossed the required threshold as the case may be. The Integrity Commission Act has gone through all the stages of Parliament and is waiting for final approval. Section 40(3)(b) of the Bill now states that:

*Where, upon examination of the statutory declaration, the Director of Administration:*

*(b) is of the opinion that an investigation in relation to the statutory declaration is necessary for the purposes of this Act, he shall refer the matter to the Commission for further and necessary action.*

This, in conjunction with section 14(5) of the Corruption Prevention Act should ensure that any significant increase in the assets of governmental officials during the performance of his functions could be subject to further investigations. Nevertheless, Jamaica will continue to consider the recommendation of the Committee to make those specific amendments.

NOTE: *Points I and II referred to in Chapters A (First Round), B (Second Round) and C (Third Round) of Section 1, in relation to each of the recommendations with respect to which your State wishes to refer to progress on implementation, would be repeated.*

**D. FOURTH ROUND OF REVIEW**

**Instructions:** Regarding each of the 4 or 5 **oversight bodies from your country that were examined in the Fourth Review Round** to which your country wishes to refer in this report, provide the following information as regards the recommendations that were formulated by the Committee in connection with them to which your country wishes to make reference in this report:

NAME OF THE OVERSIGHT AGENCY EXAMINED:

- I. **RECOMMENDATION:** Please transcribe the text of the recommendation made to your State by the Committee in connection with the aforesaid oversight agency in the Fourth Round

report and with respect to which your country would like to inform on progress that has been made:

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- II. **ADOPTED MEASURES:** Please briefly describe the measures or specific actions that have been taken in connection with the above recommendation. If appropriate, please indicate the Internet web site where more detailed information may be obtained with respect to the measures adopted or steps taken to implement the foregoing recommendation, specifically identifying where the information can be obtained on that website:

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*NOTE: Points I and II referred to in Chapter D (Fourth Round) are to be repeated for each of the 4 or 5 oversight bodies examined to which your country wishes to make reference and with respect to each of the recommendations formulated in connection with them on which your country wishes to report progress with implementation.*

**SECTION II: DIFFICULTIES IN THE IMPLEMENTATION OF THE RECOMMENDATIONS (ONLY RESPOND TO THIS SECTION IF YOUR COUNTRY CONSIDERS IT NECESSARY)**

**A. FIRST ROUND OF REVIEW:**

Instructions: Following the same structure as the country report of the First Round,<sup>7</sup> and with respect of each one of the recommendations with respect to which your country wishes to refer to the difficulties that have been faced with respect to implementation, please provide the following information:

- I. **RECOMMENDATION:** Please transcribe the text of the recommendation made to your State by the Committee in the country report of the First Round, and with respect to which you would like to refer to the difficulties that you have faced with respect to implementation:

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- II. **MEASURES:** Please determine the measure(s) suggested by the Committee to comply with the foregoing recommendation, or the alternative measure(s) selected for this purpose, and with respect to which you wish to inform of the difficulties that have been encountered with respect to its implementation, and also briefly inform of those difficulties. If you consider it relevant, please indicate the "Internet" webpage where more detailed information in this regard can be obtained, specifically indicating what information on that page you wish to refer to:

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<sup>7</sup>. By way of a guide, the last page of this standard format describes that structure in connection with the issues covered in the First Review Round.

*With respect to several of the recommendations made by the Committee, it is to be noted that Jamaica continues to face financial constraints which hinders it from ensuring that agencies and departments involved in the anti-corruption agenda have the necessary resources to assist in the implementation of the said recommendations.*

*The legislative processes in some instances are also slower than desired due to the Country's very heavy legislative agenda.*

## **B. SECOND ROUND OF REVIEW:**

Instructions: Following the thematic structure of the country reports from the Second Round of Review, and with respect to each of the recommendations to which your country wishes to report on the difficulties that have been encountered in relation to implementation, please provide the following information:

- I. RECOMMENDATION: Please transcribe the text of the recommendation formulated to your State by the Committee in the country report from the Second Round, and with respect to which you would like to inform on the difficulties encountered in relation to its implementation:

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- II. MEASURES: Please determine the measure(s) suggested by the Committee to comply with the foregoing recommendation, or the alternative measure(s) selected for this purpose, and with respect to which you wish to inform of the difficulties that have been encountered with respect to its implementation, and also briefly inform of those difficulties. If you consider it relevant, please indicate the "Internet" webpage where more detailed information in this regard can be obtained, specifically indicating what information on that page you wish to refer to:

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*NOTE: Points I and II referred to in Chapters A (First Round) and B (Second Round) of Section 1, in relation to each of the recommendations with respect to which your State wishes to refer to progress on implementation, would be repeated.*

## **C. THIRD ROUND OF REVIEW:**

Instructions: Following the thematic structure of the country reports from the Third Round of Review, and with respect to each of the recommendations to which your country wishes to report on the difficulties that have been encountered in relation to implementation, please provide the following information:

- I. RECOMMENDATION: Please transcribe the text of the recommendation formulated to your State by the Committee in the country report from the Second Round, and with respect to which you would like to inform on the difficulties encountered in relation to its implementation:

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II. **MEASURES:** Please determine the measure(s) suggested by the Committee to comply with the foregoing recommendation, or the alternative measure(s) selected for this purpose, and with respect to which you wish to inform of the difficulties that have been encountered with respect to its implementation, and also briefly inform of those difficulties. If you consider it relevant, please indicate the “Internet” webpage where more detailed information in this regard can be obtained, specifically indicating what information on that page you wish to refer to:

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*NOTE: Points I and II referred to in Chapters A (First Round), B (Second Round), and C (Third Round) of Section 1, in relation to each of the recommendations with respect to which your State wishes to refer to progress on implementation, would be repeated.*

**D. FOURTH ROUND OF REVIEW:**

**Instructions:** Regarding each of the 4 or 5 **oversight bodies from your country that were examined in the Fourth Review Round** to which your country wishes to refer in this report, provide the following information as regards the recommendations that were formulated by the Committee in connection with them regarding which your country wishes to report on the difficulties encountered in their implementation:

NAME OF THE OVERSIGHT AGENCY EXAMINED:

I. **RECOMMENDATION:** Please transcribe the text of the recommendation made to your State by the Committee in connection with the aforesaid oversight agency in the Fourth Round report and with respect to which your country wishes to report on the difficulties encountered in its implementation:

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II. **DIFFICULTIES:** Please briefly indicate those difficulties below. If deemed appropriate, please indicate the web page on which more detailed information on them can be obtained, clearly indicating the information on the web site to which you are referring:

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*NOTE: Points I and II referred to in Chapter D (Fourth Round) are to be repeated for each of the 4 or 5 oversight bodies examined to which your country wishes to make reference and with respect to each of the recommendations formulated in connection with them on which your country wishes to report difficulties with implementation.*

**SECTION III: OTHER PROGRESS IN THE IMPLEMENTATION OF THE CONVENTION (ONLY RESPOND TO THIS SECTION IF YOUR COUNTRY CONSIDERS IT NECESSARY)**

**Instructions:** Following the thematic structure of the Inter-American Convention against Corruption, and in relation to each one of the Convention provisions to which your country wishes to refer to progress in implementation, please provide the following information:

I. **PROVISION OF THE CONVENTION:** Please indicate the number of the Article of the Convention and of the paragraph of that Article, if appropriate, with respect to which you would like to refer to progress in implementation:

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II. **MEASURES:** Please briefly describe the concrete measures or actions that have been executed in relation to the implementation of the provision of the Convention noted above. If you consider it relevant, please indicate the “Internet” webpage where more detailed information in this regard can be obtained, specifically indicating what information on that page you wish to refer to:

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*NOTE: Points I and II referred to in Section III, with respect to each of the provisions of the Convention, in relation to each of the recommendations with respect to which your State wishes to refer to progress on implementation, would be repeated.*

**THEMATIC STRUCTURE OF THE COUNTRY REPORTS OF THE FIRST ROUND**

1. STANDARDS OF CONDUCT AND MECHANISMS TO ENFORCE COMPLIANCE (ARTICLE III, PARAGRAPHS 1 AND 2 OF THE CONVENTION)
  - 1.1 Conflicts of interest
  - 1.2 Standards of conduct and mechanisms to ensure the proper conservation and use of resources entrusted to government officials
  - 1.3 Measures and systems requiring government officials to report to appropriate authorities acts of corruption in the performance of public functions of which they are aware
2. SYSTEMS FOR REGISTERING INCOME, ASSETS AND LIABILITIES (ARTICLE III, PARAGRAPH 4, OF THE CONVENTION)
3. OVERSIGHT BODIES FOR THE SELECTED PROVISIONS (ARTICLE III, PARAGRAPHS 1, 2, 4, AND 11, OF THE CONVENTION)
4. MECHANISMS TO ENCOURAGE PARTICIPATION BY CIVIL SOCIETY AND NONGOVERNMENTAL ORGANIZATIONS IN EFFORTS TO PREVENT CORRUPTION (ARTICLE III, PARAGRAPH 11 OF THE CONVENTION)
  - 4.1 General participation mechanisms
  - 4.2 Mechanisms for access to information

- 4.3 Mechanisms for consultation
- 4.4 Mechanisms to encourage participation in public administration
- 4.5 Mechanisms for participation in the follow-up of public administration
- 5. ASSISTANCE AND COOPERATION (ARTICLE XIV OF THE CONVENTION)
- 6. CENTRAL AUTHORITIES (ARTICLE XVIII OF THE CONVENTION)
- 7. GENERAL RECOMMENDATIONS

THEMATIC STRUCTURE OF THE COUNTRY REPORTS OF THE SECOND ROUND

- 1. SYSTEMS FOR GOVERNMENT HIRING AND STATE PROCUREMENT OF GOODS AND SERVICES (ARTICLE III, PARAGRAPH 5 OF THE CONVENTION)
  - 1.1. Hiring systems for public officials
  - 1.2. Systems for the procurement of goods and services by the state
- 2. SYSTEMS FOR PROTECTING PUBLIC SERVANTS AND PRIVATE CITIZENS WHO, IN GOOD FAITH, REPORT ACTS OF CORRUPTION (ARTICLE III, PARAGRAPH 8 OF THE CONVENTION)
- 3. ACTS OF CORRUPTION (ARTICLE VI OF THE CONVENTION)
  - 3.1. Criminalization of the acts of corruption set out in Article VI.1 of the Convention
  - 3.2. Application of the Convention to other acts of corruption not described therein, pursuant to the terms of Article VI.2
- 4. GENERAL RECOMMENDATIONS

THEMATIC STRUCTURE OF THE COUNTRY REPORTS OF THE THIRD ROUND

- 1. DENIAL OR PREVENTION OF FAVORABLE TAX TREATMENT FOR EXPENDITURES MADE IN VIOLATION OF THE ANTICORRUPTION LAWS (ARTICLE III, PARAGRAPH 7 OF THE CONVENTION)
- 2. PREVENTION OF BRIBERY OF DOMESTIC AND FOREIGN GOVERNMENT OFFICIALS (ARTICLE III, PARAGRAPH 10 OF THE CONVENTION)
- 3. TRANSNATIONAL BRIBERY (ARTICLE VIII OF THE CONVENTION)
- 4. ILLICIT ENRICHMENT (ARTICLE IX OF THE CONVENTION)
- 5. NOTIFICATION OF CRIMINALIZATION OF TRANSNATIONAL BRIBERY AND ILLICIT ENRICHMENT (ARTICLE X OF THE CONVENTION)
- 6. EXTRADITION (ARTICLE XIII OF THE CONVENTION)