

MECHANISM FOR FOLLOW-UP ON  
IMPLEMENTATION OF THE INTER-AMERICAN  
CONVENTION AGAINST CORRUPTION  
Eighteenth Meeting of the Committee of Experts  
March 21-25, 2011  
Washington, D.C.

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**MINUTES  
OF THE EIGHTEENTH MEETING OF THE COMMITTEE OF EXPERTS  
OF THE FOLLOW-UP MECHANISM FOR THE IMPLEMENTATION OF THE  
INTER-AMERICAN CONVENTION AGAINST CORRUPTION**

**BACKGROUND**

In accordance with the timetable agreed upon by the Committee of Experts of the Mechanism for Follow-up on Implementation of the Inter-American Convention against Corruption, the Eighteenth Meeting of the Committee was held at OAS headquarters, in the city of Washington, D.C., on March 21 to 25, 2011.

The meeting was attended by the following participants, representing the States Parties: Justin L. Simon (Antigua and Barbuda) Néstor Baragli (Argentina); Franklyn Williams (The Bahamas); Oscar Ramjeet (Belize) Alexandra Miranda, Claudia Corminales (Bolivia); Vânia Vieira, Renato Capanema (Brazil); Douglas Breithaupt, Mathilda Haykal Sater, Marcus Davies (Canada); Jorge Vio, Claudio Alvarado, José Correa, Patricia Arriagada, Alberto Rodríguez (Chile); Martha Castañeda, Yadir Salazar, Juan Miguel Gómez (Colombia); Gilberth Calderón (Costa Rica); Simón Castaños, Verónica Guzmán, Andrés R. Apolinar, Ramón Revi (Dominican Republic); Fernando Cedeño, Paúl Iñiguez, Mónica Banegas, Raúl Martínez, Aura Celly, Rocio Bassante, Paul Cordero, Andrés Chiriboga (Ecuador); Miguel Girón, Álvaro Magaña (El Salvador); Darshan Rhamdani (Grenada); Juan Luis Velásquez, Jorge Pérez (Guatemala); Gail Teixeira (Guyana); Amos Durosier (Haiti); Douglas Leys, O'Neil Francis (Jamaica); Alicia Verduzco, Miguel Alonso Olamendi, Martha J. Gaytán (Mexico); Iván Lara, Julieta Blandón (Nicaragua); Abigail Benзадón Cohen, Max Ballesteros, Mariela Jiménez (Panama); Ma. Soledad Machuca, Ana Rolón (Paraguay); Javier Prado (Peru); John Tyme (Saint Kitts and Nevis) Sebrina Hanenberg (Suriname); Annand R. Misir (Trinidad and Tobago); Robert Leventhal, Alyce Ahn, Rachel Owen, Kathleen Hamann, Jane Ley, Wendy Pond (United States); Beatriz Pereira de Pólito, Iván Toledo (Uruguay); Adelina González, Basilio Jáuregui y María Eugenia de los Ríos (Venezuela).

**I. PROCEEDINGS**

At the beginning of the meeting, the Chair of the Committee presented the draft agenda and schedule for consideration, which were adopted by consensus (Annexes I and II).

In compliance with item 1 on the agenda, the Technical Secretariat presented a report on recent progress with technical cooperation, on the results of the Third Meeting of the Conference of States Parties of the MESICIC, and on some of the points set out on the meeting's agenda and other related topics.

The Committee then turned its attention to item 2 on the agenda, related to the consideration of the draft preliminary reports on Canada, the United States, Guyana, Jamaica, Saint Vincent and the Grenadines, and Guatemala.

In doing so, it proceeded in accordance with the terms of Article 25 of the Rules of Procedure and Other Provisions of the Committee: in each case, the preliminary review subgroup presented the content and scope of the draft; the country under review then provided comment on it; and then the plenary examined each draft report, with the experts offering comments and observations in accordance with the order of the chapters and sections making up each draft report.

Under item 3 on the agenda, the revised version of the draft *First Progress Report on the Implementation of the Inter-American Convention against Corruption*, prepared by the Technical Secretariat from the decisions adopted at the previous meeting of the Committee, was presented and discussed; after various comments made by the delegations, it was approved and its publication on the Mechanism's web site was agreed on. The electronic link with the approved text of this report is included as Annex III.

Subsequently, under item 4 on the agenda, the delegations of Brazil and Mexico gave presentations on the following topic of collective interest: "Good Practices in Promoting Ethics in the Private Sector and Cooperation among the Public and Private Sectors and in Preventing and Combating Corruption." The electronic versions of these presentations are included as Annex IV.

The Committee then studied the proposed *Methodology for Conducting On-site Visits* (item 6 on the agenda). The Committee reviewed the proposal prepared by the Technical Secretariat in its entirety, offered comments, and agreed on various changes to it. At the end of its analysis, it approved the Methodology by consensus, the text of which can be found in Annex V.

In addition, the Committee dealt with the final version of the draft country reports on Canada, the United States, Guyana, Jamaica, Saint Vincent and the Grenadines, and Guatemala; after comments were offered on each of these, they were adopted by consensus. The electronic links with the approved texts of these six reports may be found in Annexes VI, VII, VIII, IX, X and XI.

Finally, under "other business":

- 1) The Committee agreed on, as a topic for review during the Fourth Round, the comprehensive analysis of "oversight bodies, with a view to implementing modern mechanisms for preventing, detecting, punishing, and eradicating corrupt acts" (Article III, paragraph 9, of the Convention). In addition, in compliance with recommendation 9(a) of the Third Meeting of the Conference of the MESICIC States Parties, it was agreed that in the Fourth Round, the Committee "with regard to the follow-up of recommendations, would concentrate exclusively on the follow-up of the recommendations formulated to the States Parties in their corresponding reports of the First Round and which were deemed to require additional attention in the reports of the Second and Third Rounds, including the consideration of any new and relevant information or developments that would allow the Committee to determine the continued validity of the recommendations and measures suggested in the reports of the First Round and, with regard to those deemed still valid, to assess whether the State has given them satisfactory consideration or whether additional attention is required or, when applicable, to restate or reformulate them."

- 2) In pursuit of that, the Committee instructed the Technical Secretariat to prepare drafts of the corresponding questionnaire, methodology, report structure, and calendar for the Fourth Round, as provided for in the Rules of Procedure, for discussion by the Committee at its next meeting.
- 3) At the proposal of the delegation of the United States, the Committee asked the Technical Secretariat to include, on the draft agenda for the next meeting, the analysis of studies conducted into the topics of illicit enrichment and recovering assets obtained through acts of corruption.
- 4) The Committee was informed of the delay in Belize's submitting its reply to the Third Round questionnaire and of the reasons behind it, and it authorized the country to submit its reply no later than March 31, 2011.
- 5) It was agreed that for the final review of the draft country reports, they would be distributed in electronic format and that no printed copies would be provided.
- 6) The delegation of the Bolivarian Republic of Venezuela, supported by other delegations, proposed that progress be made with producing the audiovisual material to publicize the work carried out under the Convention and through the MESICIC; the Technical Secretariat will consult with the relevant area of the OAS General Secretariat and will report back on its progress at the Committee's next meeting.
- 7) The delegation of Ecuador emphasized the importance of training in the fight against corruption, spoke of the developments in that area in its country, and made those developments available for the programs of the Anticorruption Academies.
- 8) The Committee extended its special recognition to the experts from Uruguay, Beatriz Pereira de Pólito, from Mexico, Alicia Verduzco, and from Canada, Douglas Breithaupt, whose involvement with the Committee as representatives of their states is to come to an end.

Before ending the meeting, the Technical Secretariat read the minutes out loud, and they were then unanimously approved by the plenary of the Committee, together with all the appendices that form an integral part thereof.

Washington, D.C., March 25, 2011

## ANNEX I

### AGENDA

1. Report of the Technical Secretariat.
2. Consideration of the country reports for the following States Parties:<sup>1/</sup>
  - 2.1. Canada;
  - 2.2. United States;
  - 2.3. Guyana;
  - 2.4. Jamaica;
  - 2.5. Saint Vincent and the Grenadines; and
  - 2.6. Guatemala.
3. Consideration and adoption of the draft Report on Progress in Implementation of the Inter-American Convention against Corruption.<sup>2/</sup>
4. Consideration of the collective interest issue: “Good Practices for Promoting Ethics in the Private Sector and for Cooperation between the Public and Private Sectors in Preventing and Combating Corruption”.<sup>3/</sup>
5. Consideration and adoption of the proposed Methodology for Conducting On-Site Visits.<sup>4/</sup>
6. Other Business.
7. Consideration and adoption of the Minutes of the Meeting.

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1. Article 25 of the Rules establishes the procedure to be followed for the consideration and adoption of the country reports at the plenary meeting of the Committee.

2. This point is included pursuant to the decision adopted by the Committee within the framework of its Seventeenth Meeting.

3. Taking into account what was agreed to by the Committee in the framework of its Seventeenth Meeting, and pursuant to what is provided for in the original version of this draft agenda (document SG/MESICIC/doc.277/10, dated March 7, 2011), this point is included in the agenda as requested in writing by the Delegations of Brazil and Mexico.

4. This point is included pursuant to recommendation 6 of the Third Meeting of the Conference of States Parties of the MESICIC (document MESICIC/CEP-III/doc.4/10 rev.1).

## ANNEX II

### SCHEDULE

#### Day One: Monday, March 21, 2011

##### INFORMAL MEETING WITH CIVIL SOCIETY ORGANIZATIONS<sup>1/</sup>

9:00 – 11:00: - Presentations by civil society organizations.  
Questions and answers

##### FORMAL MEETING OF THE COMMITTEE

11:00 – 12:30: - Opening of the meeting.

- Consideration and adoption of the Agenda.

- Report of the Technical Secretariat (item 1 on the Agenda).

- Beginning of the preliminary consideration of the first draft country report: *Canada* (item 2.1. on the Agenda).

12:30 – 14:00: - Break

14:00 – 17:30: - Continued consideration of the first draft country report: *Canada* (item 2.1. on the Agenda).

#### Day Two: Tuesday, March 22, 2011

9:00 – 12:30: - Consideration of the second draft country report: *United States* (item 2.2. on the Agenda).

12:30 – 14:00: - Break

14:00 – 17:30: - Consideration of the third draft country report: *Guyana* (item 2.3. on the Agenda).

#### Day Three: Wednesday, March 23, 2011

9:00 – 12:30: - Consideration of the fourth draft country report: *Jamaica* (item 2.4. on the Agenda).

12:30 – 14:00: - Break

14:00 – 17:30: - Consideration of the fifth draft country report: *Saint Vincent and the Grenadines* (item 2.5. on the Agenda).

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1. This informal meeting with civil society organizations is held pursuant to the second paragraph of Article 35 of the Committee's *Rules of Procedure and Other Provisions*.

Day Four: Thursday, March 24, 2011

- 9:00 – 12:30: - Consideration of the sixth draft country report: *Guatemala* (item 2.6. on the Agenda).
- 12:30 – 14:00: - Break
- 14:00 – 17:30: - Consideration and adoption of the draft Report on Progress in Implementation of the Inter-American Convention against Corruption (item 3 on the Agenda).<sup>2/</sup>
- Consideration of the collective interest issue: “Good Practices for Promoting Ethics in the Private Sector and for Cooperation between the Public and Private Sectors in Preventing and Combating Corruption” (item 4 on the Agenda). *Presentations by the Delegations of Brazil and Mexico*<sup>3/</sup>
  - Consideration and adoption of the proposed Methodology for Conducting On-Site Visits (item 5 on the Agenda).<sup>4/</sup>
  - Beginning of the final review and adoption of the six country reports: *Canada, United States, Guyana, Jamaica, Saint Vincent and the Grenadines and Guatemala* (item 2 on the Agenda).

Day Five: Friday, March 25, 2011

- 9:00 – 12:30: - Continuation of the final review and adoption of the six country reports: *Canada, United States, Guyana, Jamaica, Saint Vincent and the Grenadines and Guatemala* (item 2 on the Agenda).
- 12:30 – 14:00: - Break
- 14:00 – 17:30: - Other business (item 6 on the Agenda)
- Consideration and adoption of the Minutes of the Meeting (item 7 on the Agenda)

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2. This point is included pursuant to the decision adopted by the Committee within the framework of its Seventeenth Meeting.

3. Taking into account what was agreed to by the Committee in the framework of its Seventeenth Meeting, and pursuant to what is provided for in the original version of the draft agenda (document SG/MESICIC/doc.277/10, dated March 7, 2011), this point is included in the agenda as requested in writing by the Delegations of Brazil and Mexico.

4. This point is included pursuant to the recommendation 6 of the Third Meeting of the Conference of States Parties of the MESICIC (document MESICIC/CEP-III/doc.4/10 rev.1).

### ANNEX III

#### **FIRST PROGRESS REPORT ON IMPLEMENTATION OF THE INTER-AMERICAN CONVENTION AGAINST CORRUPTION**

[http://www.oas.org/juridico/english/prog\\_rep1.pdf](http://www.oas.org/juridico/english/prog_rep1.pdf)

### ANNEX IV



Presentation Brazil  
(Portuguese)



Presentation Mexico  
(Spanish)

### ANNEX V

#### **METHODOLOGY FOR CONDUCTING ON-SITE VISITS**

[http://www.oas.org/juridico/english/met\\_onsite.pdf](http://www.oas.org/juridico/english/met_onsite.pdf)

### ANNEX VI

#### **REPORT ON IMPLEMENTATION IN CANADA OF THE CONVENTION PROVISIONS SELECTED FOR REVIEW IN THE THIRD ROUND, AND ON FOLLOW-UP TO THE RECOMMENDATIONS FORMULATED TO THAT COUNTRY IN PREVIOUS ROUNDS**

[http://www.oas.org/juridico/english/mesicic3\\_can\\_rep.pdf](http://www.oas.org/juridico/english/mesicic3_can_rep.pdf)

### ANNEX VII

#### **REPORT ON IMPLEMENTATION IN THE UNITED STATES OF THE CONVENTION PROVISIONS SELECTED FOR REVIEW IN THE THIRD ROUND, AND ON FOLLOW-UP TO THE RECOMMENDATIONS FORMULATED TO THAT COUNTRY IN PREVIOUS ROUNDS**

[http://www.oas.org/juridico/english/mesicic3\\_usa\\_rep.pdf](http://www.oas.org/juridico/english/mesicic3_usa_rep.pdf)

**ANNEX VIII**

**REPORT ON IMPLEMENTATION IN THE CO-OPERATIVE REPUBLIC OF GUYANA  
OF THE CONVENTION PROVISIONS SELECTED FOR REVIEW IN THE THIRD  
ROUND, AND ON FOLLOW-UP TO THE RECOMMENDATIONS FORMULATED TO  
THAT COUNTRY IN PREVIOUS ROUNDS**

[http://www.oas.org/juridico/english/mesicic3\\_guy\\_rep.pdf](http://www.oas.org/juridico/english/mesicic3_guy_rep.pdf)

**ANNEX IX**

**REPORT ON IMPLEMENTATION IN JAMAICA OF THE CONVENTION PROVISIONS  
SELECTED FOR REVIEW IN THE THIRD ROUND, AND ON FOLLOW-UP TO THE  
RECOMMENDATIONS FORMULATED TO THAT COUNTRY IN PREVIOUS ROUNDS**

[http://www.oas.org/juridico/english/mesicic3\\_jam\\_rep.pdf](http://www.oas.org/juridico/english/mesicic3_jam_rep.pdf)

**ANNEX X**

**REPORT ON IMPLEMENTATION IN SAINT VINCENT AND THE GRENADINES OF  
THE CONVENTION PROVISIONS SELECTED FOR REVIEW IN THE THIRD ROUND,  
AND ON FOLLOW-UP TO THE RECOMMENDATIONS FORMULATED TO THAT  
COUNTRY IN PREVIOUS ROUNDS**

[http://www.oas.org/juridico/english/mesicic3\\_svg\\_rep.pdf](http://www.oas.org/juridico/english/mesicic3_svg_rep.pdf)

**ANNEX XI**

**REPORT ON IMPLEMENTATION IN THE REPUBLIC OF GUATEMALA OF THE  
CONVENTION PROVISIONS SELECTED FOR REVIEW IN THE THIRD ROUND, AND  
ON FOLLOW-UP TO THE RECOMMENDATIONS FORMULATED TO THAT COUNTRY  
IN PREVIOUS ROUNDS**

[http://www.oas.org/juridico/english/mesicic3\\_gtm\\_rep.pdf](http://www.oas.org/juridico/english/mesicic3_gtm_rep.pdf)