

MECHANISM FOR FOLLOW-UP ON THE
IMPLEMENTATION OF THE INTER-AMERICAN
CONVENTION AGAINST CORRUPTION
Nineteenth Meeting of the Committee of Experts
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**FORMAT
FOR THE COUNTRY REPORTS THAT WILL BE PREPARED IN THE FRAMEWORK OF
THE FOURTH ROUND FOR STATES THAT WERE NOT PARTY* TO THE MESICIC IN
THE FIRST ROUND**

In accordance with Articles 27 and 28 of the *Rules of Procedure and Other Provisions*^{1/} of the *Committee of Experts of the Mechanism for Follow-up on the Implementation of the Inter-American Convention against Corruption* (hereinafter, as applicable, *Rules of Procedure, Committee, Mechanism, and Convention*), the country reports to be drafted as part of the Fourth Review Round will have the following format:^{2/}

SUMMARY OF THE REPORT

In accordance with recommendation 10 of the Third Meeting of the Conference of States Parties to the MESICIC^{3/}, together with the respective country report, the Committee will adopt a summary thereof covering the recommendations formulated on the *Convention* provisions selected for review in the First Round and on the provision selected for review in the Fourth Round.^{4/}

INTRODUCTION

This section will identify the state party whose information is undergoing review; it will briefly describe its legal and institutional framework; it will indicate the dates when the country ratified the *Convention* and joined the *Mechanism*; and it will state that the report will cover the review of how the *Convention* provisions selected for the First Round have been implemented as well as the review of the provision selected for the Fourth Round.

I. SUMMARY OF INFORMATION RECEIVED AND ON-SITE VISIT

This section will offer a summary of the information received, both for reviewing implementation of the *Convention* provisions selected for the First Round, and for reviewing the provision selected for the Fourth Round.

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- * To date, the State Parties that were not part of the Mechanism during the First Round are: Antigua and Barbuda, Haiti and Saint Kitts and Nevis.
1. The Rules of Procedure and Other Provisions of the Committee of Experts of the MESICIC (document SG/MESICIC/doc.9/04 rev. 4) are available at: www.oas.org/juridico/english/mesicic_rules.pdf
 2. Bearing in mind that the reports on the countries that were not parties to the MESICIC when the First Round was held are to include a review of the Convention provisions that were selected for review in that round, the format for the reports corresponding to those countries will be that which is set out herein.
 3. The Recommendations of the Third Meeting of the Conference of States Parties of the MESICIC (document MESICIC/CEP-III/doc.4/10 rev. 1) are available at: www.oas.org/juridico/english/cepIII_recom_en.pdf
 4. The paragraphs of the report, like those of the summary of the report, will be numbered.

In addition to the foregoing, in accordance with provision 34 of the *Methodology for Conducting On-Site Visits*^{5/}, it will indicate whether the country under review granted or did not grant its consent for such a visit. In keeping with the above provision, in the event that the country under review has not granted its consent and has expressed the reasons for that decision, the country report will refer to those reasons and include references to the information from that visit in the appropriate sections thereof.

II. ANALYSIS, CONCLUSIONS, AND RECOMMENDATIONS ON THE IMPLEMENTATION BY THE STATE PARTY OF THE CONVENTION PROVISIONS SELECTED FOR THE FIRST AND FOURTH ROUNDS

This section will review the state party's implementation of the *Convention* provisions selected for the First Round, using the Methodology adopted by the Committee for that round.^{6/} It will also examine implementation of the *Convention* provision selected for the Fourth Round based on the Methodology adopted by the Committee for this round.

As regard both the provisions selected for the First Round and the provision selected for the Fourth Round, the report will take note of any difficulties in their implementation and of the technical cooperation needs of the country under review; and it will offer appropriate conclusions and recommendations.

For this, this chapter of the country report will have the following format:

A) REVIEW OF IMPLEMENTATION OF THE CONVENTION PROVISIONS SELECTED FOR THE FIRST ROUND:

1. STANDARDS OF CONDUCT AND MECHANISMS TO ENFORCE COMPLIANCE (ARTICLE III, PARAGRAPHS 1 AND 2 OF THE CONVENTION)
 - 1.1. Standards of conduct intended to prevent conflicts of interest and enforcement mechanisms
 - 1.2. Standards of conduct and mechanisms to ensure the proper conservation and use of resources entrusted to government officials
 - 1.3. Standards of conduct and mechanisms concerning 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. MECHANISMS TO ENCOURAGE PARTICIPATION BY CIVIL SOCIETY AND NONGOVERNMENTAL ORGANIZATIONS IN EFFORTS TO PREVENT CORRUPTION (ARTICLE III, PARAGRAPH 11 OF THE CONVENTION)

5. The *Methodology for Conducting On-Site Visits* (document SG/MESICIC/doc.276/11 rev. 2) is available at: www.oas.org/juridico/english/met_onsite.pdf

6. Except in regard to oversight bodies, which in accordance with the provisions of Section XII of the methodology for the Fourth Round, will be reviewed based on the methodology adopted by the Committee for the Fourth Round, given that the Committee agreed at its Eighteenth Meeting that these bodies will be analyzed in a comprehensive manner.

- 3.1. General participation mechanisms
 - 3.2. Mechanisms for access to information
 - 3.3. Mechanisms for consultation
 - 3.4. Mechanisms to encourage participation in public administration
 - 3.5. Participation mechanisms for follow-up of public administration
4. ASSISTANCE AND COOPERATION (ARTICLE XIV OF THE CONVENTION)
 5. CENTRAL AUTHORITIES (ARTICLE XVIII OF THE CONVENTION)

**B) REVIEW OF IMPLEMENTATION OF THE CONVENTION PROVISION
SELECTED FOR THE FOURTH ROUND:**

- OVERSIGHT BODIES, WITH A VIEW TO IMPLEMENTING MODERN MECHANISMS FOR PREVENTING, DETECTING, PUNISHING, AND ERADICATING CORRUPT ACTS (ARTICLE III (9) OF THE CONVENTION)

The following format will be used for each of the sections into which the analysis of the provisions selected for the First Round and that of the provision selected for the Fourth Round are divided:

1. Existence of provisions in the legal framework and/or other measures
2. Adequacy of the legal framework and/or of other measures
3. Results of the legal framework and/or of other measures
4. Conclusions and recommendations

III. BEST PRACTICES

This section of the report will refer to no more than one best practice voluntarily identified by the country under review in connection with each of the *Convention* provisions selected for the First Round, as well as to no more than one best practice for each oversight body selected for review in the Fourth Round, when the country under review has voluntarily expressed its wish to share that practice with other MESICIC member countries and which could be beneficial to other states parties.

IV. ANNEX: AGENDA OF MEETINGS HELD IN THE FRAMEWORK OF THE ON-SITE VISIT

In the event that the country under review has granted its consent for an on-site visit, the agenda of meetings held within the framework of that visit and the names of the institutions or organizations that participated at each will be included as an annex to said report, in accordance with provision 34 of the *Methodology for Conducting On-Site Visits*.