

FOLLOW-UP MECHANISM FOR THE  
IMPLEMENTATION OF THE INTER-AMERICAN  
CONVENTION AGAINST CORRUPTION  
Twenty-Fifth Meeting of the Committee of Experts  
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## **FORMAT FOR THE COUNTRY REPORTS THAT WILL BE PREPARED IN THE FRAMEWORK OF THE FIFTH ROUND**

In accordance with Article 27 of the *Rules of Procedure and Other Provisions*<sup>1/</sup> of the *Committee of Experts of the Follow-up Mechanism for the Implementation of the Inter-American Convention against Corruption* (hereinafter referred to, respectively, as the *Rules*, the *Committee*, the *Mechanism*, and the *Convention*) the country reports to be drafted as part of the Fifth Review Round will have the following format:<sup>2/</sup>

### **SUMMARY OF THE REPORT**

Bearing in mind recommendation 10 of the Third Meeting of the Conference of States Parties to the MESICIC<sup>3/</sup> and in the Methodology for the Fifth Round, together with the respective country report, the Committee will adopt a summary thereof covering the follow-up on the implementation of the recommendations formulated and the provisions reviewed from the Second Round, as well as the Convention provisions selected for review in the Fifth Round.<sup>4/</sup>

### **INTRODUCTION**

This section will identify the State Party whose information is undergoing review; it will indicate the dates when the country ratified the *Convention* and joined the *Follow-up Mechanism*; and it will state that the report will provide a follow-up on the implementation of the recommendations formulated and the provisions reviewed from the Second Round, as well as the Convention provisions selected for the Fifth Round, in accordance with the decisions adopted by the Committee at its Twenty-Fifth Meeting, in relation to recommendation 9(a) of the Third Meeting of the Conference of States Parties to the MESICIC and the Methodology for the Fifth Round.

#### **I. SUMMARY OF INFORMATION RECEIVED AND ON-SITE VISIT**

This section will offer a summary of the information received, both for the follow-up on the implementation of the recommendations formulated and the provisions reviewed from the Second Round, as well as the Convention provisions selected for review in the Fifth Round.

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1. The Rules of Procedure and Other Provisions of the Committee of Experts of the MESICIC (document SG/MESICIC/doc.9/04 rev. 4, is available at: [www.oas.org/juridico/english/mesicic\\_rules.pdf](http://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 Second 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 adopted by the Committee in a separate document.
  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](http://www.oas.org/juridico/english/cepIII_recom_en.pdf))
  4. Each paragraph in the report, including those in the summary, will be numbered.

In addition to the foregoing, in accordance with provision 34 of the *Methodology for Conducting On-Site Visits*,<sup>5/</sup> 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 if it did consent to the visit, it will allude to the inclusion of that information from that visit in the appropriate sections of the corresponding report.

## **II. FOLLOW-UP ON THE IMPLEMENTATION OF THE RECOMMENDATIONS FORMULATED IN THE SECOND ROUND AND NEW DEVELOPMENTS WITH REGARD TO THE CONVENTION PROVISIONS SELECTED FOR REVIEW IN THAT ROUND**

In accordance with Article 29 of the *Rules*, and taking into account the decisions adopted by the Committee at its Twenty-Fifth Meeting, with respect to the follow-up of the recommendations and the application of the same criteria found in recommendation 9(a) of the Third Meeting of the Conference of States Parties to the MESICIC as well as that provided for in the *Methodology for the Fifth Round*, this part of the report will refer to:

First, progress, information, and new developments in relation to the implementation of the recommendations formulated to them and the measures suggested to them by the Committee for implementation in the reports from the Second Round and regarding which the Committee deemed required additional attention in the reports from the Third Round, and it will proceed to take note of those that have been satisfactorily considered and those that require additional attention from the country under review. In addition, where appropriate, it will address the continued validity of those recommendations and measures and, as applicable, restate or reformulate them.

This section will also take note of any difficulties in implementing the above recommendations and measures to which the State in question may have drawn attention, as well as of its technical cooperation needs to that end.

Second, it will refer to new developments in relation to the Convention provisions selected for the Second Round, in such areas as legal frameworks, technological developments, and results and proceed to make observations and recommendations that may be required.

## **III. REVIEW, CONCLUSIONS AND RECOMMENDATIONS ON IMPLEMENTATION BY THE STATE PARTY OF THE CONVENTION PROVISIONS SELECTED FOR THE FIFTH ROUND**

This section will review, in accordance with the *Methodology* adopted by the Committee for the Fifth Round, the State Party's implementation of the *Convention* provisions selected in the framework of that round; it will take note of any difficulties and/or weaknesses in their implementation and of the State's requests for technical cooperation; and it will offer appropriate conclusions and recommendations, the preparation of which will be based on the guidelines indicated in the *methodology*.

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

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5. The *Methodology for Conducting on-Site Visits* (document SG/MESICIC/doc.276/11 rev. 2, is available at: [http://www.oas.org/juridico/english/met\\_onsite.pdf](http://www.oas.org/juridico/english/met_onsite.pdf))

1. INSTRUCTIONS TO GOVERNMENT PERSONNEL TO ENSURE PROPER UNDERSTANDING OF THEIR RESPONSIBILITIES AND THE ETHICAL RULES GOVERNING THEIR ACTIVITIES (ARTICLE III, PARAGRAPH 3 OF THE CONVENTION)

The following format will be used for the above provision of the Convention:

1. Existence of a legal framework and/or other measures
  2. Adequacy of the legal framework and/or other measures
  3. Results of the legal framework and/or other measures
  4. Conclusions and recommendations
2. STUDY OF PREVENTIVE MEASURES THAT TAKE INTO ACCOUNT THE RELATIONSHIP BETWEEN EQUITABLE COMPENSATION AND PROBITY IN PUBLIC SERVICE (ARTICLE III, PARAGRAPH 12 OF THE CONVENTION)

The following format will be used for the above provision of the Convention:

2.1 Study of preventive measures that take into account the relationship between equitable compensation and probity in public service.

2.2 Establishment of objective and transparent criteria for determining the compensation of public servants.

1. Existence of a legal framework and/or other measures
2. Adequacy of the legal framework and/or other measures
3. Conclusions and recommendations

#### **IV. BEST PRACTICES**

Country reports shall describe up to four best practices related to the Convention provisions selected for the Second and Fifth Rounds that the corresponding country would voluntarily like to share with the other MESICIC member countries.

#### **V. ANNEX: AGENDA OF MEETINGS HELD IN THE FRAMEWORK OF THE ON-SITE VISIT**

In the event that the State 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 the corresponding report, in accordance with provision 34 of the *Methodology for Conducting On-Site Visits*.