

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 FOR STATES THAT WERE NOT  
PARTY\* TO THE MESICIC IN THE SECOND ROUND**

In accordance with Articles 27 and 28 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 for States Parties to the MESICIC that were not party to the *Mechanism* in the Second Round will have the following format:<sup>2/</sup>

**SUMMARY OF THE REPORT**

Pursuant to recommendation 10 of the Third Meeting of the Conference of States Parties to the MESICIC,<sup>3/</sup> which provides that 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 Second Round and on the provision 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 that the country ratified the *Convention* and joined the Follow-up *Mechanism*; and it will state that the report will cover the review of how the *Convention* provisions selected for the Second Round have been implemented as well as the review of the provisions selected 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 reviewing implementation of the *Convention* provisions selected for the Second Round, and for analyzing the provisions selected for the Fifth Round.

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- \* The States Parties that were not party to the Mechanisms during the Second 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), 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 that which is set out herein.
  3. The Recommendations from the Third Meeting of the Conference of States Parties to 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 include references to the information from that visit in the appropriate sections thereof.

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

This section will review the State Party's implementation of the *Convention* provisions selected for the Second Round, using the Methodology adopted by the Committee for that round. It will also examine implementation of the *Convention* provision selected for the Fifth Round based on the Methodology adopted by the Committee for this round.

As regard both the provisions selected for the Second Round and the provision selected for the Fifth 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 formulate 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 SECOND ROUND:**

1. SYSTEMS OF GOVERNMENT HIRING AND PROCUREMENT OF GOODS AND SERVICES (ARTICLE III (5) OF THE CONVENTION)
  - 1.1. Government hiring systems
  - 1.2. Systems for government procurement of goods and services
2. SYSTEMS FOR PROTECTING PUBLIC SERVANTS AND PRIVATE CITIZENS WHO, IN GOOD FAITH, REPORT ACTS OF CORRUPTION (ARTICLE III (8) OF THE CONVENTION)
3. ACTS OF CORRUPTION (ARTICLE VI OF THE CONVENTION)

The following format will be used for the above provisions 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

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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))

4. Conclusions and recommendations

**B) REVIEW OF IMPLEMENTATION OF THE CONVENTION PROVISIONS SELECTED FOR THE FIFTH ROUND:**

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

**III. 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.

**IV. 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*.