

AG/RES. 2410 (XXXVIII-O/08)

**FOLLOW-UP ON THE INTER-AMERICAN CONVENTION AGAINST CORRUPTION
AND
ON THE INTER-AMERICAN PROGRAM FOR COOPERATION
IN THE FIGHT AGAINST CORRUPTION**

(Adopted at the fourth plenary session, held on June 3, 2008)

THE GENERAL ASSEMBLY,

HAVING SEEN the Annual Report of the Permanent Council to the General Assembly (AG/doc.4820/08) with regard to this topic;

TAKING INTO ACCOUNT resolution AG/RES. 2275 (XXXVII-O/07);

CONSIDERING the importance of the Inter-American Convention against Corruption, the fact that it has been ratified by 33 member states of the Organization of American States (OAS), and that 28 of those states participate in the Follow-up Mechanism for the Implementation of the Inter-American Convention against Corruption (MESICIC);

BEARING IN MIND the mandates of the Summits of the Americas with respect to the fight against corruption, implementation of the Inter-American Convention against Corruption, and strengthening of its follow-up mechanism (MESICIC);

RECOGNIZING the work of the Committee of Experts of the MESICIC, which has been supported by the General Secretariat and will make it possible to conclude, in December 2008, the second round of review for the 28 states parties; and

UNDERSCORING the developments in the Inter-American Program for Cooperation in the Fight against Corruption (MESICIC/CEP-II/doc.5/06 rev. 2), approved at the Second Meeting of the Conference of States Parties to the MESICIC, in November 2006, and adopted by the General Assembly at its thirty-seventh regular session, in June 2007, noteworthy among which are continuity in the process of review by the member states of its Follow-up Mechanism (MESICIC) for implementation of the Inter-American Convention against Corruption, and the program of support for those states for implementation of the recommendations made to them by the Committee of Experts of that mechanism,

RESOLVES:

1. To urge those states parties to the Inter-American Convention against Corruption that have not yet done so to participate in the Follow-up Mechanism for the Implementation of the Inter-American Convention against Corruption (MESICIC); and to urge all states parties to the Mechanism to fund it through voluntary contributions.

2. Also to urge those member states of the Organization of American States (OAS) that have not yet done so to consider signing and ratifying, ratifying, or acceding to, as the case may be, the United Nations Convention against Corruption (Mérida Convention) and the United Nations Convention against Transnational Organized Crime (Palermo Convention).

3. To urge the states parties to the Inter-American Convention against Corruption to take any measures they deem necessary, within their own institutional systems, to adapt their domestic law in order to comply with the commitments they undertook upon ratification of or accession to the Convention.

4. To express once again its support for strengthening the MESICIC and, in that regard:

- a. To express its satisfaction with the progress made by the Committee of Experts of the MESICIC, with support from the General Secretariat, in the second round of review, reflected in the adoption of the reports of Argentina, Paraguay, Nicaragua, Uruguay, Ecuador, Honduras, Bolivia, Peru, Costa Rica, Venezuela, Mexico, Trinidad and Tobago, Colombia, Panama, Chile, El Salvador, the Dominican Republic, and The Bahamas, and in the forthcoming conclusion of the process of preparing and considering the reports of Canada, the United States, Guyana, Jamaica, Saint Vincent and the Grenadines, and Guatemala;
- b. To request the General Secretariat to continue identifying sources of funding within the OAS, such as the Regular Fund, and of external funding, such as international and regional financial institutions and national government agencies, among others, for the adequate funding of the MESICIC and, when applicable, for the full and effective implementation of its recommendations and of the activities of the countries at which such recommendations are directed;
- c. To invite the Conference of States Parties to the MESICIC to continue reporting to the Permanent Council on the implementation of concrete measures to strengthen the MESICIC, such as follow-up visits made in accordance with the provisions of Article 33 of the Rules of Procedure of the Committee of Experts of the MESICIC, as well as on other topics submitted to it for consideration;
- d. To request the General Secretariat to continue, through the Department of Legal Cooperation of the Secretariat for Legal Affairs, to provide technical secretariat services to the Conference of States Parties to the MESICIC and to the Committee of Experts of that mechanism; and
- e. To request the General Secretariat, through the Department of Legal Cooperation of the Secretariat for Legal Affairs and in accordance with the provisions of section I.2.g of the Inter-American Program for Cooperation in the Fight against Corruption, to design and implement a training program for members of the Committee of Experts of the MESICIC, aimed at the implementation of both the methodology of the mechanism and the recommendations it has made regarding the provisions of the Inter-American Convention against Corruption.

5. To support the Third Meeting of the Conference of States Parties to the MESICIC, to be held in the second half of 2008, which, in accordance with Chapter VII of the Inter-American Program for Cooperation in the Fight against Corruption, will consider a strategy on how the MESICIC can carry out implementation of the various thematic areas covered by the

United Nations Convention against Corruption, and the monitoring of the developments made in connection with them. Under the provisions of Chapter IX of the Inter-American Program for Cooperation in the Fight against Corruption and for purposes of its due follow-up, the Conference of States Parties to the MESICIC will forward to the General Assembly the strategy it adopts in this regard.

6. To establish that the preparations for the Third Meeting of the Conference of States Parties to the MESICIC, including those regarding its date, draft agenda, and draft calendar, will be made in accordance with the provisions of Articles 6 to 10 of the Rules of Procedure of the Conference of States Parties to the Mechanism for Follow-up on Implementation of the Inter-American Convention against Corruption (SG/MESICIC/doc.58/04 rev.7).

7. To request the General Secretariat to continue providing, through the Department of Legal Cooperation of the Secretariat for Legal Affairs and pursuant to Chapter VIII of the new text of the Inter-American Program for Cooperation in the Fight against Corruption, the technical support needed to implement that Program, and in particular the strategy referred to in operative paragraph 5, within the resources allocated in the program-budget of the Organization and other resources.

8. To encourage member states and other donors to consider contributing, in accordance with Article 74 of the General Standards to Govern the Operations of the General Secretariat, to the OAS specific fund "Inter-American Anti-Corruption Fund" to assist member states in implementing the Inter-American Convention against Corruption and the MESICIC country report recommendations.

9. To request the Permanent Council to report to the General Assembly at its thirty-ninth regular session on the implementation of this resolution, the execution of which shall be subject to the availability of financial resources in the program-budget of the Organization and other resources.

