

**AG/RES. 2498 (XXXIX-O/09)**

**DRAFT AMERICAN DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES**

(Adopted at the fourth plenary session, held on June 4, 2009)

**THE GENERAL ASSEMBLY,**

RECALLING resolutions AG/RES.. 1022 (XIX-O/89), AG/RES.. 1479 (XXVII-O/97), AG/RES.. 1549 (XXVIII-O/98), AG/RES.. 1610 (XXIX-O/99), AG/RES.. 1708 (XXX-O/00), AG/RES.. 1780 (XXXI-O/01), AG/RES.. 1851 (XXXII-O/02), AG/RES.. 1919 (XXXIII-O/03), AG/RES.. 2029 (XXXIV-O/04), AG/RES.. 2073 (XXXV-O/05), AG/RES.. 2234 (XXXVI-O/06), AG/RES.. 2294 (XXXVII-O/07), and AG/RES.. 2368 (XXXVIII-O/08);

CONSIDERING the report of the Chair of the Working Group to Prepare the Draft American Declaration on the Rights of Indigenous Peoples on the activities carried out in 2008-2009 (GT/DADIN/doc.xxx/09), as well as the report of the Chair of the special meeting held in December 2008 (GT/DADIN/doc.362/09 rev. 1);

BEARING IN MIND the amendments made by the Permanent Council to the resolution “Amendments to the Specific Fund to Support the Elaboration of the American Declaration on the Rights of Indigenous Peoples,” CP/RES. 873 (1459/04), to allow the inclusion of a Caribbean representative on the Selection Board; and

RECOGNIZING the important contributions of the Specific Fund to Support the Preparation of the American Declaration on the Rights of Indigenous Peoples,

**RESOLVES:**

1. To reaffirm the will and the commitment of the OAS member states toward the process of preparing the Draft American Declaration on the Rights of Indigenous Peoples. (Approved ad referendum of the United States delegation)

2. To renew the mandate of the Working Group to Prepare the Draft American Declaration on the Rights of Indigenous Peoples to continue holding its Meetings of Negotiations in the Quest for Points of Consensus, so as to complete the drafting of the Declaration, on the basis of the “Record of the Current Status of the Draft American Declaration on the Rights of Indigenous Peoples,” hereinafter “Record of the Current Status” (GT/DADIN/doc.334/08 rev. 3), and taking into consideration the “Compendium of Proposals of Negotiations in the Quest for Points of Consensus Held by the Working Group,” issued by the Eleventh Meeting of Negotiations in the Quest for Points of Consensus (GT/DADIN/doc.255/06 add. 2 rev. 3 corr. 1), and other pertinent documents of the Working Group.

3. To request the Permanent Council to instruct the Working Group to:
  - a. Hold, between August 2009 and March 2010, up to two Meetings of Negotiations in the Quest for Points of Consensus for negotiation of the document “Record of the Current Status”; and
  - b. Take the appropriate measures to ensure effective participation by representatives of indigenous peoples.
4. To invite the member states to conduct consultations or dialogues on the Draft Declaration with their respective indigenous peoples.
5. To request the Selection Board of the Specific Fund to continue to work according to the principles of transparency established in the above-mentioned resolution “Specific Fund to Support the Elaboration of the American Declaration on the Rights of Indigenous Peoples.”
6. To thank the member states, permanent observers, and institutions for their valuable contributions to the Specific Fund, which will make it possible to hold the suggested meetings during the period covered by this resolution; and to invite all states and institutions to continue to support the purposes of the Fund through their contributions.
7. To request the General Secretariat and the organs, agencies, and entities of the Organization to continue to lend their valuable support to the process of drafting the American Declaration on the Rights of Indigenous Peoples; and to thank them for their ongoing contribution to that process.
8. To request the Permanent Council to report to the General Assembly at its fortieth 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.