



UNITED NATIONS

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Economic Commission for Latin America and the Caribbean

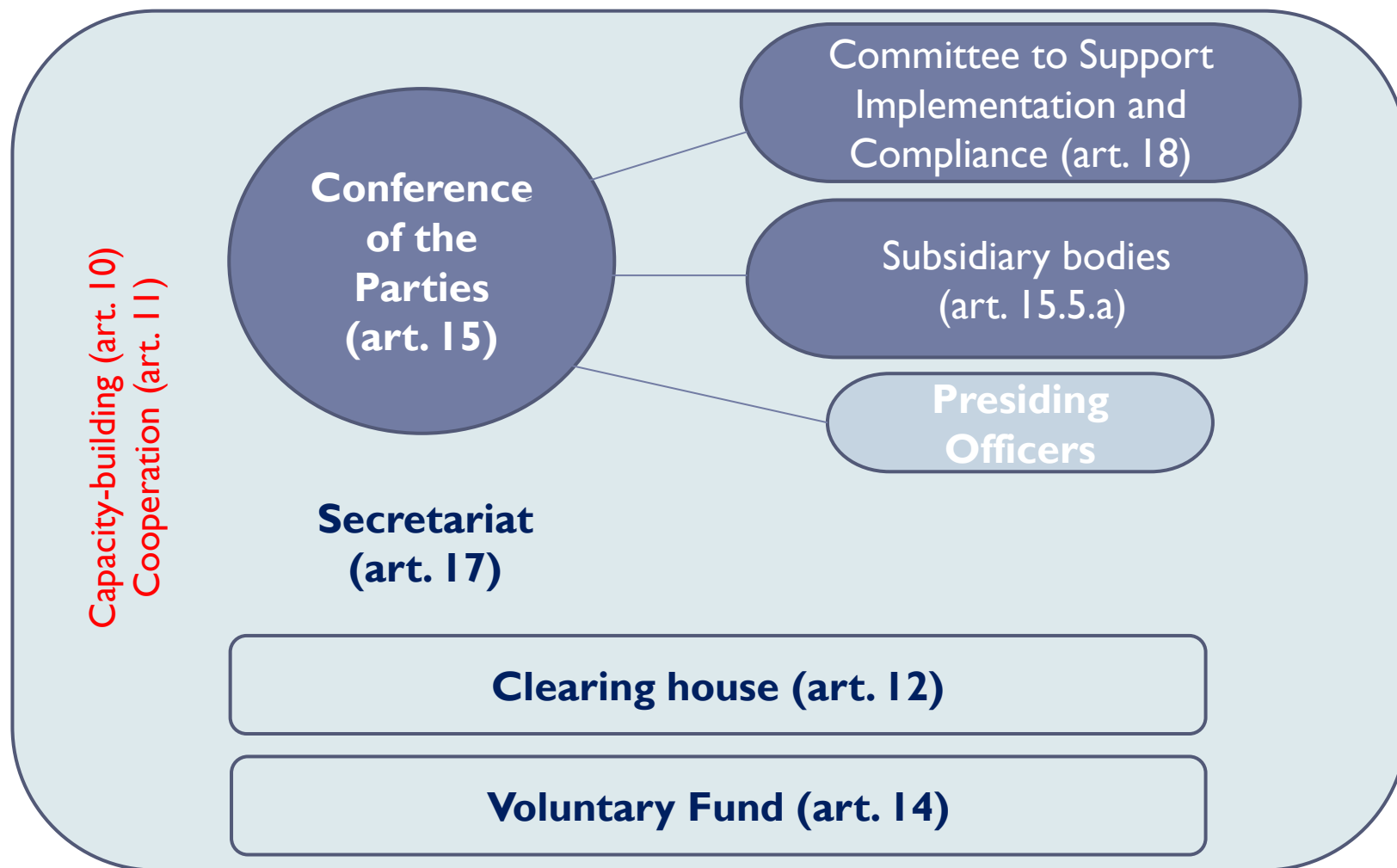


Financial provisions for proper functioning
of the Escazú Agreement

Escazú Agreement Secretariat

Second Meeting of the Signatory Countries, 10 December 2020

Institutional structure of the Agreement



Previous input and international good practices

▶ Previous input

- ▶ Reports of the Negotiating Committee: LC/CNPI0.6/3, LC/CNPI0.7/5
- ▶ Report of the First Meeting of Signatories: LC/ESZ.I/4
- ▶ Ad hoc reports from the Secretariat: LC/CNPI0.7/3
- ▶ Informative Webex – 25 August 2020
 - ▶ 15 SC and RP

▶ International good practices

- ▶ UNECE Agreements: Aarhus Convention
 - ▶ FOCALAE Fund (ECLAC)
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Mandate - Functions of the Secretariat (art. 17.2)

- (a) to convene and organize the meetings of the Conference of the Parties and its subsidiary bodies and provide the necessary services;
 - (b) to provide assistance to the Parties upon their request for capacity-building, including the sharing of experiences and information and the organization of activities in accordance with articles 10, 11 and 12 of the present Agreement;
 - (c) **to determine, under the general guidance of the Conference of the Parties, the administrative and contractual arrangements needed to carry out its functions effectively; and**
 - (d) to perform any other secretariat functions specified in the present Agreement and any other functions as determined by the Conference of the Parties.
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Mandate - Conference of the Parties (art. 15)

15.2. The Executive Secretary of the ECLAC shall convene the first meeting of the Conference of the Parties no later than one year after the entry into force of the present Agreement.

15.4. **At its first meeting, the Conference of the Parties shall:**

(b) discuss and adopt by consensus the financial provisions that are necessary for the functioning and implementation of the present Agreement.

15.5. The Conference of the Parties shall examine and promote the implementation and effectiveness of the present Agreement. To that end:

(g) it shall establish guidelines and modalities for mobilizing financial and non-financial resources from various sources to facilitate the implementation of the present Agreement;



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Mandate - Voluntary Fund (article 14)

1. A Voluntary Fund is hereby established to support the financing of the implementation of the present Agreement, the **functioning of which shall be defined by the Conference of the Parties.**
 2. Parties may make **voluntary contributions** to support the implementation of the present Agreement.
 3. The Conference of the Parties **may seek**, in accordance with paragraph 5(g) of article 15 of the present Agreement, **to obtain funds from other sources** to support the implementation of the present Agreement.
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Administrative arrangements and financial provisions

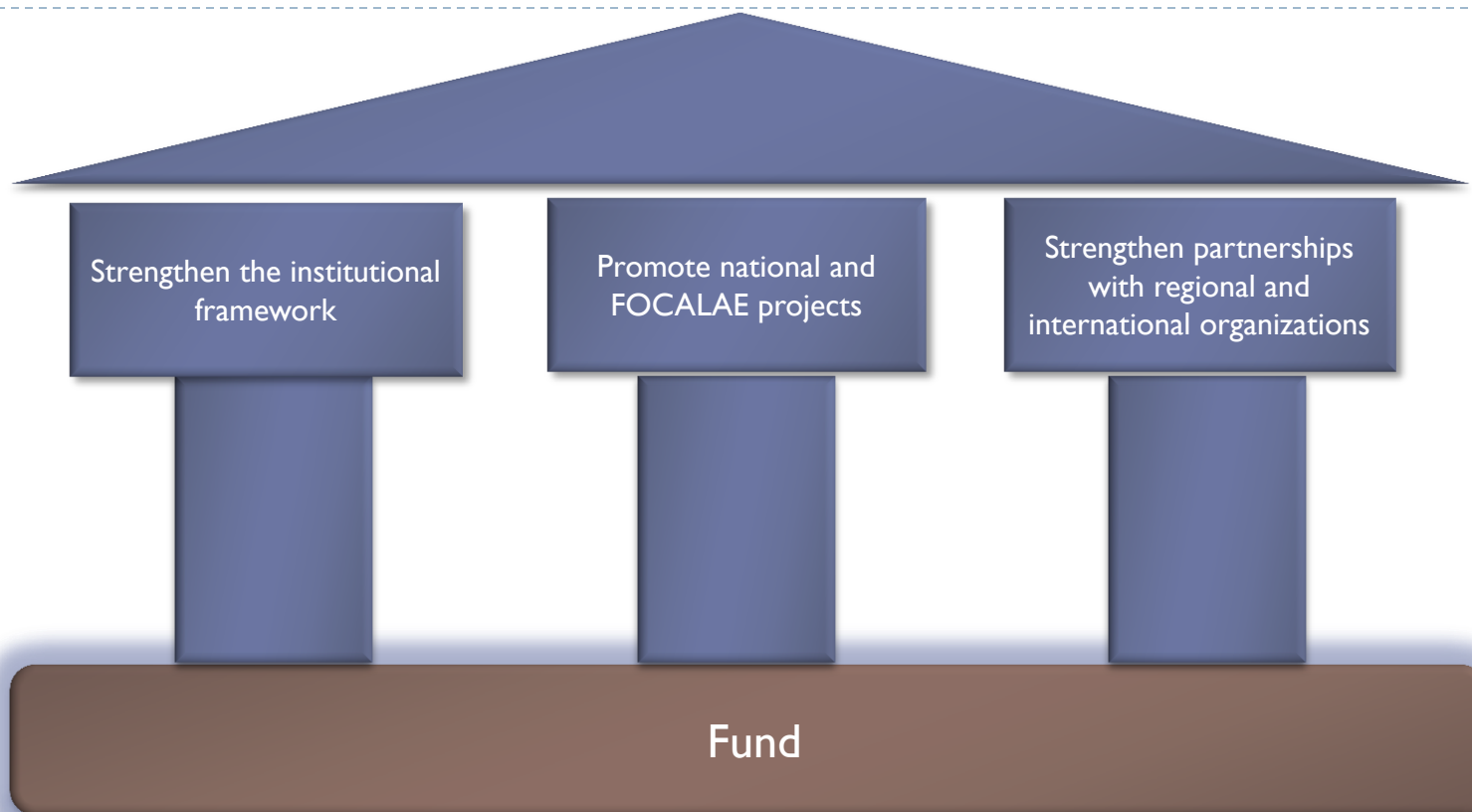
- ▶ Agreement at minimum cost, effectiveness and efficiency
- ▶ Functions of the Secretariat
 - ▶ Predictable and stable resources
 - ▶ Backed by ECLAC governing bodies
 - ▶ Resolution 686(XXXV) - Lima, 2014,
 - ▶ Resolution 693(PLEN.30) - New York, 2015,
 - ▶ Resolution 706(XXXVI) - Mexico City, 2016,
 - ▶ Resolution 725(XXXVII) - Havana, 2018,
 - ▶ Resolution 744 (XXXVIII) de 2020
- ▶ Multi-donor fund
 - ▶ Transparency and efficient management
 - ▶ Render account at every COP
 - ▶ Un-earmarked contributions
 - ▶ Main uses to be defined



Characteristics of Multidonor funds administered by ECLAC

- ▶ **Extrabudgetary resources** that complement ordinary resources and are based on the substantive and financial support of different cooperation entities (Governments, United Nations bodies, multilateral organizations, among others)
 - ▶ Preference is given to a **regional, multi-sectoral and multi-annual approach** in the implementation of extrabudgetary programmes and projects.
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FOCALAE Example: Objectives



1. Establishment: Agreement in Forum of Ministers
2. **Terms and Conditions of the Fund**
3. Terms of Reference of the Steering Committee (donors)
4. Cooperation agreements donor-ECLAC on individual contributions



Terms and conditions of Funds: main elements

- ▶ Established under the Financial Rules and Regulations and directives of the United Nations for the receipt and administration of such funds.
 - ▶ The Trust Fund and the activities financed from it shall be administered by the United Nations in accordance with the applicable United Nations regulations, rules, procedures, directive and policy.
 - ▶ The Trust Fund may be placed in an interest-bearing account. Any interest earned will be credited to the Trust Fund.
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Terms and conditions of Funds: main elements

Auditing and reporting

- ▶ The Trust Fund shall be subject exclusively to the internal and external **auditing** procedures laid down in the Financial Regulations, Rules and directives of the United Nations.
 - ▶ The United Nations shall provide a **consolidated annual progress and financial report** on the activities funded by the Trust Fund, prepared in accordance with the United Nations accounting and reporting procedures.
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Individual cooperation agreements

- ▶ Between each individual donor and ECLAC with regard to the contribution to the Multidonor Fund
 - ▶ Refer to the main objective of the fund and its terms and conditions
 - ▶ Comply with United Nations rules and backup for donor
 - ▶ Indicate the amount of the contribution
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Aspects to consider with respect to the Voluntary Fund (Escazú)

- ▶ **Governing body:**
 - ▶ Steering Committee (donors)
 - ▶ COP
 - ▶ **What projects/activities to fund?**
 - Work-plan agreed by the COP
 - Activities on capacity-building and cooperation (Art 10, 11, 12).
 - Support participation of delegations and the representatives of the public in the Conference of the Parties.
 - Activities related to the CSIC
 - ▶ **How are the voluntary contributions?**
 - ▶ Un-earmarked
 - ▶ Amounts, timeframes
 - ▶ **Who can contribute? Art 14.2 and 14.3**
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Other matters

- I. **Guiding principles of the Agreement:**
 1. Equality and non-discrimination
 2. Transparency and accountability
 3. Good faith
 4. Maximum disclosure



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The road to COP1

- ▶ Agreement at minimum cost, effectiveness and efficiency
 - ▶ Predictable, stable and base resources
 - ▶ Explore **sources of financing**
 - ▶ United Nations
 - ▶ Voluntary contributions (fund and projects)
 - ▶ Drafting of **decision** on financial arrangements to be adopted at the first COP
 - ▶ **Work Plan** and associated budget
 - ▶ Meetings, subsidiary bodies and other activities of the Secretariat
 - ▶ Voluntary Fund:
 - ▶ Experience at the Secretariat (ECLAC) and the countries of Latin America and the Caribbean
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Thank You!

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<http://www.cepal.org/acuerdodeescazu>

<http://observatoriop10.cepal.org>

#AcuerdodeEscazú **#EscazúAgreement**
