



Rules relating to the structure and functions of the Committee to Support Implementation and Compliance

Regional Agreement on Access
to Information, Public Participation
and Justice in Environmental Matters
in Latin America and the Caribbean



UNITED NATIONS

ECLAC



Escazú
Agreement

Thank you for your interest in this ECLAC publication



Please register if you would like to receive information on our editorial products and activities. When you register, you may specify your particular areas of interest and you will gain access to our products in other formats.



www.cepal.org/en/publications



www.cepal.org/apps



Rules relating to the structure and functions of the Committee to Support Implementation and Compliance

Regional Agreement on Access
to Information, Public Participation
and Justice in Environmental Matters
in Latin America and the Caribbean



UNITED NATIONS

ECLAC



Escazú
Agreement

This publication contains the full text of annex 1 of decision I/3 of the first meeting of the Conference of the Parties to the Regional Agreement on Access to Information, Public Participation and Justice in Environmental Matters in Latin America and the Caribbean.

For more information, please contact the secretariat of the Escazú Agreement:

Secretariat
Regional Agreement on Access to Information, Public Participation and Justice in Environmental
Matters in Latin America and the Caribbean
Sustainable Development and Human Settlements Division
Economic Commission for Latin America and the Caribbean (ECLAC), United Nations
Email: secretaria.escazu@cepal.org
<https://www.cepal.org/en/escazuagreement>
<https://observatoriop10.cepal.org/en>

United Nations publication
LC/COP-EZ.1/5
Distribution: L
Copyright © United Nations, 2022
All rights reserved
Printed at United Nations, Santiago
S.22-00737

This publication should be cited as: Economic Commission for Latin America and the Caribbean (ECLAC), *Rules relating to the structure and functions of the Committee to Support Implementation and Compliance* (LC/COP-EZ.1/5), Santiago, 2022.

Applications for authorization to reproduce this work in whole or in part should be sent to the Economic Commission for Latin America and the Caribbean (ECLAC), Documents and Publications Division, publicaciones.cepal@un.org. Member States and their governmental institutions may reproduce this work without prior authorization, but are requested to mention the source and to inform ECLAC of such reproduction.

Rules relating to the structure and functions of the Committee to Support Implementation and Compliance of the Regional Agreement on Access to Information, Public Participation and Justice in Environmental Matters in Latin America and the Caribbean

I. Purpose and nature

1. The Committee to Support Implementation and Compliance (hereinafter “the Committee”) is a subsidiary body of the Conference of the Parties to promote the implementation of the Agreement and to support the Parties in that regard. It has a consultative and transparent nature and is non- adversarial, non-judicial and non-punitive.
2. The Committee shall define its working modalities in accordance with the Rules relating to the structure and functions of the Committee (hereinafter, “rules”), which shall ensure the significant participation of the public of the countries in annex 1 of the Agreement, as appropriate, and pay particular attention to the national capacities and circumstances.

II. Structure and composition

1. The Committee is composed of seven members, serving in their personal capacity.
2. The members of the Committee shall be persons of high moral standing, with recognized competence in access rights or other matters of the Agreement. They shall be nationals of or residents in the countries set out in annex I to the Agreement and be independent from the executive, legislative or judicial powers of such countries.

3. In the election of the members of the Committee, the following shall be considered: equitable geographical distribution of membership, gender parity and legal knowledge and experience.
4. No more than one Committee member may be of the same nationality.
5. The procedure to nominate candidates to the Committee shall be as follows:
 - (a) Any person meeting the criteria established in paragraph 2 of the present rule may nominate him or herself;
 - (b) The Presiding Officers shall prepare a roster of up to 10 candidates, for consideration by the Conference of the Parties. The Presiding Officers shall invite the elected representatives of the public to participate in a meeting and consult them regarding the roster, prior to preparing the roster for consideration by the Conference of the Parties;
 - (c) From the roster of candidates, the Conference of the Parties shall elect the members of the Committee by consensus. If consensus cannot be reached, the Conference of the Parties shall elect such members by simple majority of the Parties present and voting, by secret ballot.
6. The term of office of Committee members shall be four years, renewable for another four years. A Committee member's term of office shall begin at the conclusion of the meeting of the Conference of the Parties at which he or she is elected. Of the members elected at the first election, three shall be chosen by lot to serve a term of six years. Immediately after the first election, the Chair of the Conference of the Parties shall draw by lot these three members.
7. Every member of the Committee shall, before taking up his or her duties, make a declaration in an open session of the Committee, as follows "I solemnly declare that I will perform my functions as member of the Committee to Support Implementation and Compliance honestly, independently, impartially and conscientiously".

8. The Committee shall elect one Chair and two Vice-Chairs to serve as officers of the Committee. The officers of the Committee shall organize the work of the Committee, in accordance with the present rules and the working modalities adopted by the Committee.
9. The procedure to fill a vacancy in the Committee shall be as follows:
 - (a) If a member resigns or if, in the unanimous opinion of the other members, a member of the Committee has ceased to carry out his or her functions fully for any reason, the Chair of the Committee or, in his or her absence, one of the officers of the Committee, shall declare the seat of that member vacant and so notify the Presiding Officers;
 - (b) Upon receipt of such notification, the Presiding Officers shall proceed to fill the vacancy without delay, by consensus, from the roster set forth in paragraph 5 of this rule. If consensus cannot be reached, the member shall be elected by the majority of the Presiding Officers by secret ballot;
 - (c) Any member of the Committee elected to fill a vacancy shall hold office for the remainder of the term of the member who vacated the seat on the Committee. Any member's mandate can be renewed.
10. Each State Party shall grant the members of the Committee the facilities and guarantees necessary for the exercise of their functions.
11. Committee members shall serve ad honorem, without salary. Travel expenses incurred by Committee members in the exercise of their functions shall be covered by the Secretariat, in accordance with United Nations rules.

III. Meetings and working methods of the Committee

1. The Committee shall meet preferably in virtual format, failing which it shall meet at the Economic Commission for Latin America and the Caribbean (ECLAC) headquarters in Santiago, or wherever the Committee decides, in consultation with the Secretariat and subject to available resources.
2. The Committee may meet with a quorum of the majority of its members.
3. The Committee shall hold in-person meetings at least once a year and virtual meetings with the frequency defined in its working modalities.
4. The meetings of the Committee shall be open to the public. However, the Committee shall hold closed sessions when:
 - (a) The Committee deliberates on cases of non-compliance;
 - (b) The Committee adopts concluding observations on such cases;
 - (c) The Committee decides to hold closed sessions to prevent risks and damage to the integrity and safety of persons or to the environment.

In these cases, the Committee shall provide the conclusions of the session as soon as possible.

5. The working languages of the Committee shall be Spanish and English. When applicable, and in coordination with the Secretariat, arrangements may be made for translation or interpretation to facilitate the participation of vulnerable persons who have submitted communications.

预览已结束，完整报告链接和二维码如下：

https://www.yunbaogao.cn/report/index/report?reportId=5_31821

