

DRAFT AMERICAN DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES

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

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), and AG/RES. 2294 (XXXVII-O/07); and

HAVING SEEN 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 2007 and 2008 (GT/DADIN/doc.xx/08), as well as document GT/DADIN/doc.324/08 rev. 1 of the Meeting of Reflection, held from November 26 to 28, 2007, on the Meetings of Negotiations in the Quest for Points of Consensus, and the report of the Eleventh Meeting of Negotiations in the Quest for Points of Consensus (GT/DADIN/doc.xx/08), held from April 14 to 18, 2008,

RESOLVES:

1. To reaffirm that the adoption of the American Declaration on the Rights of Indigenous Peoples remains a priority for the Organization of American States (OAS), emphasizing the importance of full and effective participation by the indigenous peoples in preparing the draft Declaration.

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" (GT/DADIN/doc.334/08) and taking into consideration the "Compendium of Proposals of Negotiations in the Quest for Points of Consensus Held by the Working Group" (GT/DADIN/doc.255/06 add. 2 rev. 2), as well as the report on the Meeting of Reflection (GT/DADIN/doc.324/08 rev. 1), and other pertinent documents of the Working Group.

3. To request the Permanent Council to instruct the Working Group to:

- a. Hold, between September 2008 and March 2009, up to three meetings, each of up to five days, one of them a special meeting for evaluation and strengthening of the negotiation process and to propose specific actions for addressing the issues, and the two others Meetings of Negotiations in the Quest for Points of Consensus for negotiation of the document "Record of the Current Status of the Draft American Declaration on the Rights of Indigenous Peoples." At least one of the three meetings is to be held at the headquarters of the Organization;
- b. Ensure that the Chair of the Working Group engages in informal consultations with those involved in the process and presents the

conclusions thereof in a document for the special meeting for presentation to the Working Group for its consideration;

- c. Take the appropriate measures to ensure effective participation by representatives of indigenous peoples; and
- d. Seek consensual solutions that address the needs of the indigenous peoples and the specific characteristics of the region.

4. To request the Selection Board of the Specific Fund to continue to work according to the principle of transparency established in resolution CP/RES. 873 (1459/04), "Amendments to the Specific Fund to Support the Preparation of the American Declaration on the Rights of Indigenous Peoples."

5. To request the General Secretariat and the organs, agencies, and entities of the Organization 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.

To request the Permanent Council to report to 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.