



FPIC and 169 ILO Convention in LAC Region

The Right to speak and decide a future



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“Right to consultation and consent of the Indigenous, Quilombola, and Traditional Communities in Brazil”



Global Overview

1

New Market Rules

Dilution of environmental and social standards (WB, IDB, IFC, EITI).

2

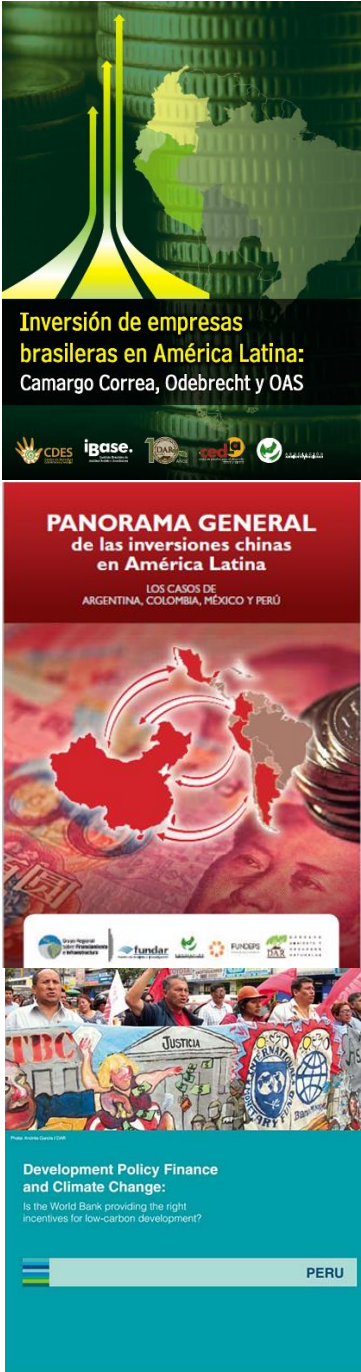
Investments vs. Rights

Increased criminalization of protest and involvement of human rights defenders (environmentalists and territories).

3

Corruption vs. transparency

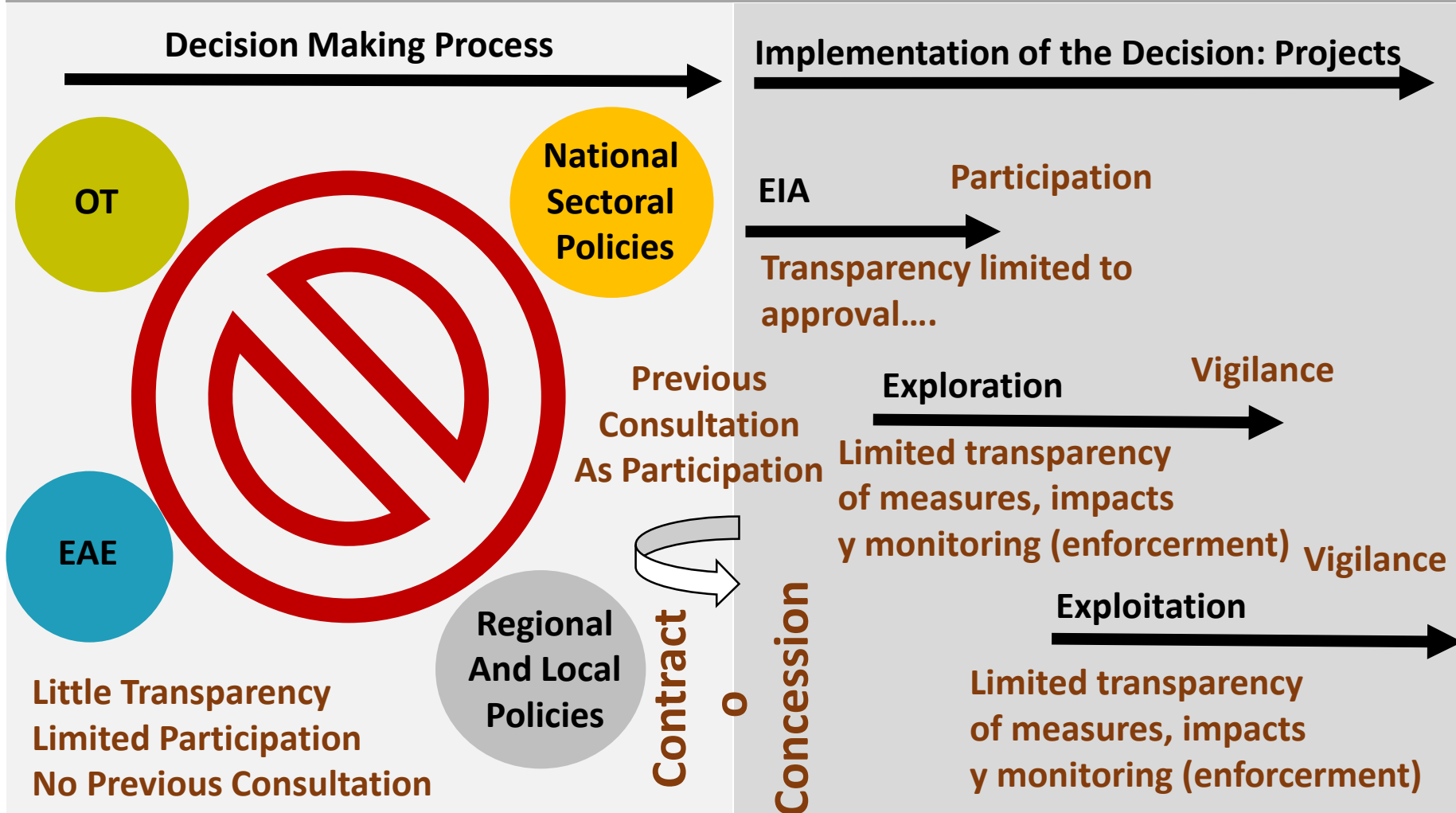
Lava Jato corruption cases with possible implications of political, economic, etc. model changes.





Watch out with proceedings...

NATURAL RESOURCE MANAGEMENT



And let's not talk about monitoring or accountability



Challenges Civic Spaces

Regional spaces are reduced

It is time to strengthen networks with clear political and technical messages.

New Rules of the Game

Participation in Planning vs. Participation in Monitoring.

To Avoid confusing public participation and agreements bet cias and local population.

If we want to develop Participation , we must work around:

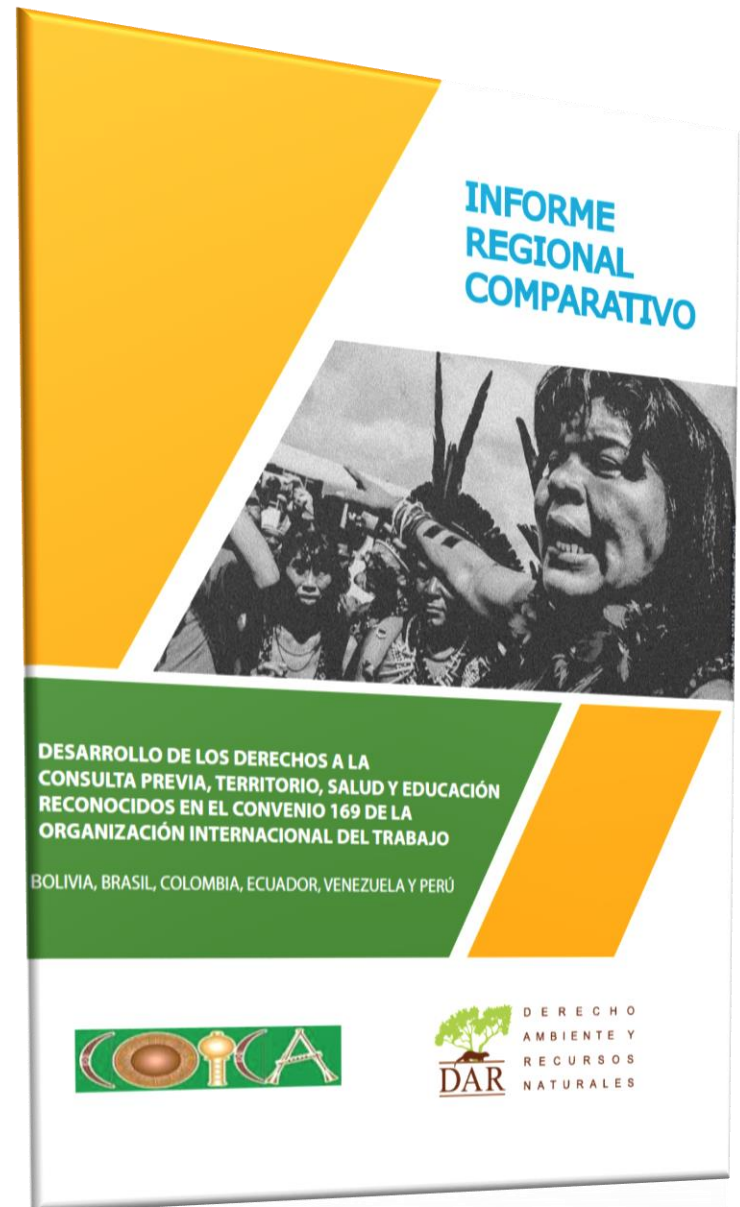
- 1** Participation in the political decisions of the territory.
- 2** The Surveillance and monitoring of policies and projects (indigenous monitoring or surveillance)
- 3** To Include new actors: urban movements.





Challenges FPIC rights

- It is implemented sectorally, only Peru has law and consultation regulations. In Venezuela, Bolivia and Ecuador is in their National Constitutions. In Brazil it has no constitutional rank. In Colombia they are in the process of constructing a regulation.
- Cases of good and bad practices: Hidrovía (Peru), Tapajós (Brazil), Mining in Colombia.
- It is being reduced only as participation or transmission of information. In addition, restrictions on implementation are identified.
- Reduced to its relation with extractive development, it is prioritized to make them for viability investments.
- State Weakness to generate intercultural dialogue with the participation of observers or international institutions in the matter.
- Who is entitled to consultation? Indigenous and peasant differences.





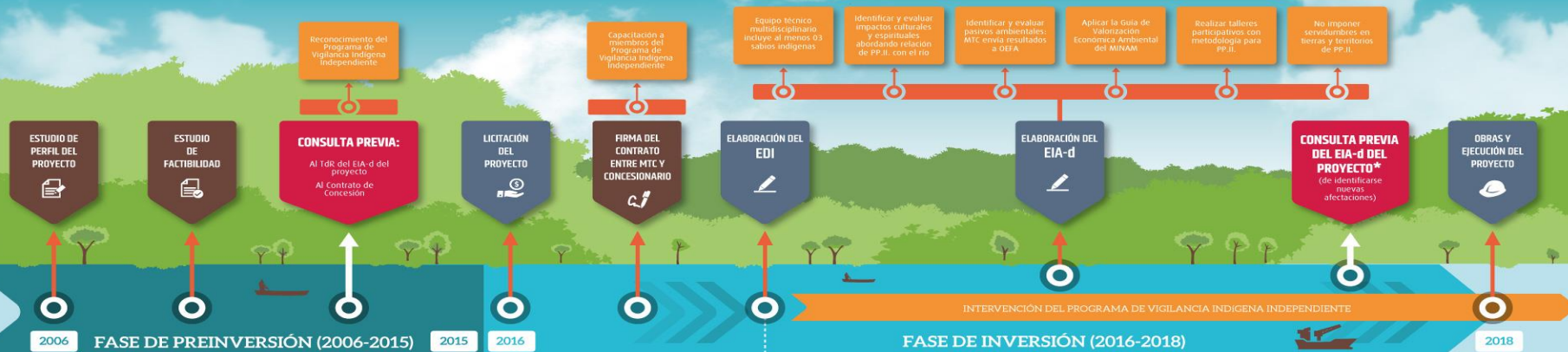
Challenges FPIC rights

- To empty of content when government proceed to regulate FPIC right.
- To apply FPIC, first we need to change the Public Institutionalality.
- It must maintain its political dimension of dialogue IPP and governments.

If we want to work FPIC right, we must work around:

- 1 Talk about Self-determination / attack weakness process of indigenous organization and strengthen indigenous institutions. The permanent challenge of articulation and unity (internal).
- 2 More important than consultation is the control of territories...

Acuerdos Principales de la Consulta Previa del Proyecto Hidrovía Amazónica ACUERDOS EN EL CICLO DE PROYECTO





DERECHO, AMBIENTE Y RECURSOS NATURALES

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