



VII

13 y 14 de Septiembre
La Antigua, Guatemala

Asamblea General

Fondo para el Desarrollo de los Pueblos Indígenas
de América Latina y El Caribe



GOBIERNO DE GUATEMALA



AGENCIA
ESPAÑOLA DE
COOPERACION
INTERNACIONAL



FUND FOR THE DEVELOPMENT OF INDIGENOUS PEOPLE IN LATIN AMERICA AND THE CARIBBEAN

VII ORDINARY GENERAL ASSEMBLY

La Antigua, Guatemala, September 12th to 14th, 2006

LA ANTIGUA'S DECLARATION

The government Delegates and indigenous that participated of the VII The Indigenous' Fund's General Assembly thank the Guatemalan Government and the Indigenous People their kind welcome and generous efforts to make this encounter a relevant contribution in the Fund's trajectory in the pursuit of the sustainable self-development of the Indigenous People in Latin America and the Caribbean.

They greet and thank the presence of the Bolivian, Guatemalan, Honduran and Nicaraguan Excellences Presidents in the solemn inauguration of the VII Assembly, fact that confirms the increasing importance that the United States are giving as much to the matters concerning the indigenous people, as to the Indigenous Fund's operation.

The Bolivian Excellences Constitutional's President, Mr. Evo Morales' and the Peace Nobel Prize, Mrs. Rigoberta Menchú Tum's gestures stand out in a special way, by having attended the Indigenous' Fund's invitation to the imposition of The Order "The Fifth Sun".

They thank the invaluable support offered by the Guatemalan Indigenous' Fund and by the Formation Center of the International Cooperation Spanish Agency in the General Assembly's and previous reunions' organization.

Once the sessions had developed, we agreed to:

- 1 Thank Mr. Tomás Lozano Escribano, official representative of the Spanish government, founder and Vice-president of the Indigenous' Fund's Managing Council, for his contributions to the Fund's development and institutional consolidation throughout thirteen years. The Ambassador Tomás Lozano will be the future Managing Council's Permanent Advisor.
- 2 Thank, as well, Mrs. Eliane Karp-Toledo, the Council's Honorary President during the concluding period, for her support and accompaniment during this administration.

- 3 Thank Mr. Jaime Andrade Guenchocoy, representative of the Chilean government, for his correct and unselfish work as this period's Managing Council's President, congratulate him for achieving the institutional objectives under his leading, particularly the consolidation of the Indigenous' Fund as an agreement platform between indigenous people, governments and international cooperation, its visibility's recovery and enlargement and the high positioning of the indigenous people's interests in the international agenda. Because of all this, we have named Mr. Jaime Andrade Permanent Advisor of the Indigenous' Fund's Managing Council.
- 4 Receive the conclusions and recommendations of the previous meetings and make them our own: VII Indigenous Advisory Request, III Intergovernmental Meeting and I Tri-sectoral Meeting, relative to the following topics: Development with Identity, Indigenous People and migratory processes, and New international agenda.
- 5 In connection with the first treated topic in the previous meetings, take note of an important consensus' formation about the Development with Identity Program, as well as of the formulated suggestions by the indigenous delegates, to complete the final version of the corresponding document, relative to the following aspects:
 - 5.1. Alimentary security, juridical and territorial security and development based on the indigenous' rights and aspirations;
 - 5.2. Revitalization and strengthening of the indigenous cultures and incorporation of the knowledge's dialogue as the indigenous' development's new alternative;
 - 5.3. Need to qualify in the natural resources' negotiations in the indigenous' territories;
 - 5.4. Pressing need to institutionalize an indigenous' development with identity politic and to assign economical resources for its financing, including the consideration of the creation in every country of an Indigenous Development National Fund;
 - 5.5. Establish concerted politics among indigenous people, governments and cooperation international agencies and;
 - 5.6. Seek positive synergies between migratory processes and development with identity.
- 6 In connection with the persons' and the indigenous people's situation involved in different types of migratory processes, internal and international, including the free transit of settled people in international frontiers, we agreed to propose and develop the following recommendations:

To governments and the international community

- 6.1. To adopt a rights' approach (human rights and indigenous people's rights) to work on the persons' and indigenous people's problematic concerning migratory processes. In this situation it is convenient to move away from the

recurrent link with the security issue and the over-sizing of the phenomenon's economical aspects.

- 6.2. To act in the multilateral relations' space based on the consensus' formation contributing to the international regimen's creation that allows to give an adequate treatment to the people's movement dynamics in the entire world; in this sense, the labor migration programs and agreements must be development instruments as much as for the origin countries as for the destiny countries and avoid the tendency to criminalize migratory processes for merely legal and administrative reasons.
- 6.3. To harmonize the juridical bases of the international and national protection of the indigenous migrants' human rights in the origin countries, transit countries and destiny countries, and observe the right fulfillment of the indigenous people's rights in the origin countries according to each constitutional frame,
- 6.4. To respect and apply the indigenous people's rights independently from the fact that populational dynamics or migratory movements have, as a consequence, the demographic dimension's reduction in their communities and villages.
- 6.5. To promote the ratification y application of the *International Convention of the rights of migratory workers and their families* on the part of all countries, as much as migrant transmitters as migrant receivers, in the measure that this instrument proposes a base line specific to migrant persons' human rights.

To the Indigenous' Fund



- 6.6. To develop studies that allow to know the current state of the indigenous' migrations in the region they take into account, particularly the gender and generation issues; including the developing of, in agreement with the authorities of the origin and destiny countries, indicators that allow to identify and document besides the migrants' national origin, their ethnic identity;
 - 6.7. To document the indigenous people's migratory experiences that go far back in time in the Ibero-American environment, emphasizing this migration's effects over the origin communities. To rescue experiences and good practices to propose public politics and to set off the pernicious effects that must be avoided.
 - 6.8. To drive regional consultations about the indigenous migration issue, as much as internal as international, analyzing its regional situation and driving solution proposals among all actors.
- 7 To transfer the before mentioned recommendations about indigenous migration to the Ibero-American Summit of State and Government Chiefs, with the purpose of integrating them as a part of their final declaration.

- 8 Likewise, to take note of the new politic and strategy documents about indigenous people recently adopted by several international organisms and cooperation agencies, and get ourselves involved in the encouragement of the Millennium Development Objectives', Action Program for the Indigenous People's II Decennial's and the rules of the United Nations' Declaration on Indigenous People's Rights' discussion and diffusion, to update a common agenda's agreements about indigenous' rights and development.
- 9 About the treatment of the contemplated issues in the agenda, to approve the resolutions in detail, which will be integrated into the corresponding Record from which, we can highlight, in summary, the following contents:
 - 9.1. To approve the functioning Regulation of the Indigenous' Fund's General Assembly, elaborated by the Human Rights' and Ruling's Commission with the modifications that were approved during the session.
 - 9.2. To put the Managing Counsel in charge of studying alternatives to modify the composition of the government's representation in the center of the Managing Counsel, so it can be considered in the VIII General Assembly.
 - 9.3. To approve the Activities Report for the period 2004 - 2006 and authorize its diffusion. About this issue, congratulate the Managing Counsel and the Technical Secretary for the achieved success during this period.
 - 9.4. To thank and congratulate the announcement of the Guatemalan Government of contributing with 130.000 US dollars to the social capital of the Indigenous' Fund.
 - 9.5. To salute the notification on the part of the Mexican Government's representative, of a future contribution of 500.000 US dollars to the social capital of the Indigenous' Fund, in addition to their initial commitment that has already been covered.
 - 9.6. To express their assent regarding the Spanish Delegation's announcement about their next contribution of 1.900.000 US dollars to the social capital of the Indigenous' Fund, to be made effective in the present year. With this new contribution, the Spanish Government would honor their commitment of contributing with five million dollars to the fiduciary fund.
 - 9.7. To congratulate the Spanish Government for their announcement of a postgraduate program about indigenous' issues and international cooperation, to be carried out with the collaboration of the Carlos III University in the Intercultural Indigenous University's frame.
 - 9.8. To strengthen the SISSPI as an instrument for the States who are members of it, that contributes to the indicator's definition allowing to count with reliable information about the indigenous people's situation. This information will be the base for development politics' agreement for the indigenous people.

- 9.9. To work, in the SISSPI's context, a group of common indicators that make the indigenous people visible, and propose the States its inclusion in the next national census. To share this initiative with the SEGIB, the Permanente Forum and other similar initiatives.
- 9.10. To indicate the Ibero-American General Secretary the intent of subscribing a frame agreement that establishes and regulates the relations between this organism and the Indigenous' Fund, and authorize the Managing Counsel's president and the Technical Secretary the accomplishment of the necessary administration for such instrument's conclusion.
- 9.11. To authorize the Managing Counsel's President the subscription of a Cooperation's Agreement with the Health's Pan-American Organization (HPAO) to collaborate in the development of health systems with intercultural approach, concentrating the efforts in the incorporation of the indigenous wisdom in the fulfillment's frame of the Millennium's Development Objectives.
- 9.12. To thank the German Federal Republic's Government's decision to support a component destined to the financing mechanisms' functioning for innovations of indigenous organizations in the administration areas of natural resources' and the management of conflicts in the frame of the new Development with Identity Program of the Indigenous' Fund. To authorize the Managing Counsel's President to subscribe the respective Agreement frame of Cooperation.
- 9.13. To receive and congratulate UNICEF's announcement about its will to subscribe an understanding letter with the Indigenous' Fund for the collaboration in common agenda's issues. To instruct the Managing Counsel to go forward with this agreement's management.
- 9.14. To make a call to all the countries member of the Indigenous' Fund that haven't done it yet, to ratify the WIO's 169 Agreement and support the concurrence oriented to this end.
- 9.15. To strengthen the indigenous delegates' participation in the Fund, in the perspective that they will assume the leadership in the regional and national advisory requests, and they will constitute themselves as the execution channel of the institutional programs.
- 9.16. To exhort the States members of the Indigenous' Fund to accomplish the necessary management for the fulfillment of their contribution commitments to the social capital, and seek for alternatives of technical or financial contribution. Considering the strategic importance the human resources' formation has for the indigenous people, to make the necessary efforts to make the alternatives' formation concrete for the indigenous students in Latin America and the Caribbean in Cuba and other countries member.
- 9.17. To welcome the Bolivian government and indigenous delegates' invitation to participate in the continental encounter that will be carried out on October 8th to 12th of the present year, in the city of La Paz.

- 9.18. To welcome the initiative formulated by the government's delegates of Bolivia and Mexico, to create dialogue regional spaces about the political orientations that the governments have been adopting regarding the development of national models in the emergency context of the indigenous people's movements in the region's countries.
- 9.19. They assume the commitment of transmitting to their respective States the important advances achieved in the political, technical and financial consolidation of the Indigenous' Fund, emphasizing on the fact that it is, today, the government's job to give a good signal toward the indigenous people in Latin America and the Caribbean, contributing to the Fund's strengthening.
- 9.20. They have the satisfaction to announce the new Managing Counsel's composition for the 2006 - 2008 biennium, integrated by: The Belgian, Bolivian, Spanish, Guatemalan, Mexican and Portuguese government representatives and the Colombian, Costa Rican, Honduran, Nicaraguan, Paraguayan and Uruguayan indigenous representatives.
- 9.21. They proclaim the new authorities of the Managing Counsel for the period 2006 - 2008, President, the Guatemalan Government's Representative, Leandro Yax; First Vice-president, the Uruguayan indigenous people's Representative, Ana María Barbosa; and Second Vice-president, the Spanish Government's Representative, Rafael Soriano.
- 9.22. They announce that the VIII General Assembly will be celebrated in September 2008, having received the offerings for seat from the following countries: Mexico, Venezuela and Bolivia.
- 9.23. Lastly, they agree that the debates' result of the VII Assembly ratifies the Indigenous' Fund's importance as an encounter's, dialogue's and agreement's forum between governments and indigenous people. Our ancestors' cultures are always called to enrich our world, but facts and history have silenced it for a very long time. The Indigenous' Fund's members recognize today the opportunity that, in a global world, the indigenous imprint contributes to the construction of more just and solidary societies.

Given in the city of La Antigua, Guatemala, in September the fourteenth of the year two thousand and six.

 <p>Leandro Yax Zelada President of the VII Assembly</p>	 <p>Mateo Martínez Cayetano Technical Secretary</p>
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