

# Regulatory Frameworks and Governance

“Parliamentary perspectives for safe, orderly, and regular migration in  
Latin America and the Caribbean”

24-25 October 2023, Panama City, Panama

IOM is **part of the United Nations (UN) system** and guided by the principles enshrined in the Charter of the UN, including upholding the human rights for all.

### **IOM Strategic Objectives:**

1. Saving lives and protecting people on the move
2. Empowering people, communities and governments to drive solutions to displacement and irregular migration
3. Facilitating inclusive, innovative, and responsive pathways for regular migration

Designated by the UN Secretary-General and reaffirmed by Member States, IOM is the **Coordinator and Secretariat of the UN Network on Migration.**

**Adopted by UN Member States in 2018**, the **GCM** is the first-ever inter-governmentally negotiated, non-legally binding agreement on a common, cooperative approach to managing international migration.

Based on the purposes and principles of the Charter of the United Nations and **international law**.

**10 guiding principles:** whole-of-government approach, **whole-of-society approach**, **human rights**, gender-responsive, child-sensitive, people-centred, international cooperation, national sovereignty, rule of law and due process, sustainable development

**23 goals and over 100 actions**

**Whole-of-society approach:** Promotes broad multi-stakeholder partnerships to address migration in all its dimensions by including migrants, diasporas, local communities, civil society, academia, the private sector, **parliamentarians**, trade unions, national human rights institutions, the media and other relevant stakeholders in migration governance.

## GCM Guiding Principle on Human Rights

“The Global Compact is based on international human rights law and upholds the principles of non-regression and non-discrimination. **By implementing the Global Compact, we ensure effective respect for and protection and fulfilment of the human rights of all migrants, regardless of their migration status, across all stages of the migration cycle.** We also reaffirm the commitment to eliminate all forms of discrimination, including racism, xenophobia and intolerance, against migrants and their families;” Among others,

- Universal Declaration of Human Rights;
- International Covenant on Civil and Political Rights;
- International Covenant on Economic, Social and Cultural Rights;
- All other core human rights treaties
- United Nations Convention against Transnational Organized Crime, including the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children,
- The Protocol against the Smuggling of Migrants by Land, Sea and Air.

Significant opportunity to **strengthen human rights protection!**

## Implementation

### United Nations Network on Migration (UNNM)

- Global level - 40 UN agencies
- Latin America and the Caribbean – 19 UN agencies
- Country Networks in Argentina, Belize, Bolivia, Colombia, Costa Rica, Cuba, Ecuador, El Salvador, Guatemala, Haiti, Honduras, Mexico and Panama, Paraguay, Peru, Uruguay and Venezuela (Bolivarian Republic of)

### Tools

- Implementation Guides for States and UN Country Teams
- Knowledge Hub: Best Practices
- Migration Multi-partner Trust Fund

## Follow-up and Review

### Regional reviews in 2021 and 2024

- Includes consultations with parliaments

### UN Secretary-General's Report

### International Migration Review Forum in 2022

- Progress declaration

## For more information

- <https://migrationnetwork.un.org/>

## National commitments

- 9 champion countries in the Americas: Canada, Colombia, Costa Rica, Ecuador, El Salvador, Honduras, Mexico, Panama, and Peru
- Many other States actively implement the GCM

## Regional commitments

### Los Angeles Declaration on Migration and Protection

- “Builds upon existing efforts and international commitments and advances the vision set forth in the (...) the Global Compact for Safe, Orderly and Regular Migration (GCM) anchored in the 2030 Agenda for Sustainable Development”

### Regional Conference on Migration (RCM)

- Strategic Plan 2023-2026
- Extraordinary Declaration before the International Migration Review Forum

### South American Conference on Migration (SACM)

- Special Statement to the International Migration Review Forum (IMRF)

## Forum of Presidents of the Legislative Bodies of Central America and the Caribbean Basin (FOPREL)

- ✓ **Regional Framework Law on the management of migration for climate and environmental reasons, with a human rights approach**
  - Systematization of technical information on climate change and migration
  - Follow-up national workshops in FOPREL member countries to present the regional framework law
  - Support to design and implement a regional training programme specialized in international migration law.
- ✓ **Framework Law on migration with a gender and human rights approach**
  - Preparation of a toolkit for dissemination and visibility

## PARLACEN and PARLASUR

- Training of trainers for officials and advisers
- Consultations on national, regional and interregional strategies declarations, recommendations, and bills
- Research studies

## National Parliaments

- Mexico – Support reform of the migration law
- Honduras- Dissemination of the migration law once approved
- Costa Rica – Advocate for the approval of guidelines and mechanisms to combat trafficking in persons and migrant smuggling

**Thank you!**