
COMPLIANCE & ANTICORRUPTION

The Ministry of Agriculture, Livestock and Fisheries approved via Resolution 146/20, published on June 30, 2020 in the Official Gazette, the Integrity and Compliance Plan (hereinafter “the Plan”) to promote, develop, reinforce and control risk prevention management systems for all the processes carried out within the scope of the national portfolio, so as to detect possible deviations and infringements to current regulation.

This new instrument aims to ensure integrity in the public policymaking process as well as its effective implementation, by consolidating a set of measures which regulate situations regarding conflict of interests, integrity and institutional transparency. The purpose is to strengthen the capacities and the organizational culture of the Ministry, so as to develop comprehensive, transparent, inclusive and supportive public policies. Thus, achieving that the public interest prevails over private interests, fostering a determined regulatory framework and common values such as integrity, honesty, prudence, transparency and efficiency.

The Plan is based on a set of previous laws and decrees: Law No 26,097, by which Argentina ratifies the United Nations Convention against Corruption; Law No 24,759 by which Argentina ratifies the Inter-American Convention Against Corruption; Law No 24,156 on Financial Administration and Control Systems of the National Public Sector; Law No. 27,275 on the Right of Access to Public Information; Law No. 25,188 on Ethics in the Exercise of Public Function; Law No. 25,188; Corporate Criminal Liability Law N° 27,401; Decree No 50/2019 and its amendments, where the Application Organization Chart of the Centralized National Administration is recorded.

The Plan foresees the presentation of its results regarding the detected risks and their treatment, the implementation of adjustments in the procedures, the compliance of the programs, plans and objectives, etc.

Likewise, the Plan considers citizen participation as a central aspect of the fight against corruption. Accordingly, an Ethics Line will be created, to act as a contact channel to provide tools to those who wish to report, among others, behavior contrary to ethical principles, originating from the activities and operations carried out by the Ministry. Anonymity and confidentiality in the reports will be guaranteed, so as to provide the complainants with the possibility to reserve their identity.

This article is intended to be a general summary of the law and does not constitute legal advice. You should consult with counsel to determine applicable legal requirements in a specific situation.