

**Criteria and Standards Resolution on the
Response Policy Case Concerning the Government of Mexico**
12 December 2019

The Criteria and Standards (C&S) Subcommittee recognizes the steps taken by Mexico's Coordination Committee to address the issues of illegal state surveillance that led to the filing of an OGP [Response Policy case](#) concerning the Government of Mexico in July 2018. The C&S Subcommittee further commends the perseverance and efforts undertaken by Mexican civil society actors to ensure the continuity of the open government agenda in their country despite the complexities arisen, for their constructive engagement, and for using the mechanisms established to safeguard the values and principles of the Open Government Partnership (OGP).

Considering that the national [OGP process was resumed](#) on March 2019 through the formation of the Coordination Committee, after such process was interrupted in May 2017 following the [exit of the Civil Society Core Group](#); and

Noting that the resumption of the national open government process enabled the co-creation of Mexico's Fourth OGP National Action Plan (2019-2021); and

Emphasizing that civil society and government stakeholders, through their participation in the Coordination Committee, have included a commitment into said action plan to address illegal state surveillance so as to establish democratic controls on the procurement of surveillance technology, the use of illegal and disproportionate surveillance mechanisms, as well as incorporating transparency and accountability mechanisms on the use of these surveillance tools by the federal government; and

Recognizing that Section III.B.9 of the [OGP Response Policy](#) states that:

"If the review report concludes that the issue(s) raised in the Concern are being satisfactorily addressed domestically, and C&S agrees with the report's conclusion, C&S will adopt the review report. The Support Unit will inform the filer(s) of the Concern, and the Subject, of C&S's conclusion, and provide them with a copy of the review report. OGP will take no further action regarding the Concern",

The Criteria and Standards Subcommittee hereby resolves to conclude the Response Policy case concerning the Government of Mexico.

The C&S Subcommittee acknowledges that despite closing this Response Policy case, domestic challenges remain in this field, including finalizing the investigations related to the 2017 complaints that gave way to this case, and potential new occurrences in 2019, albeit falling outside of the scope of the Response Policy case in question. As such, the C&S agrees to continue to provide outreach and support to the members of Mexico's Coordination Committee and calls on fellow Steering Committee members and the Support Unit to support these efforts.

In addition, the C&S Subcommittee looks forward to the successful implementation of the efforts being undertaken domestically to address this issue, including the commitment to address illegal state surveillance, and requests the OGP Support Unit to continue to monitor the situation in Mexico and prioritize support for the successful implementation of this commitment. The C&S Subcommittee reaffirms that Mexico's Fourth OGP National Action Plan will be assessed by the Independent Reporting Mechanism (IRM) in line with procedures established for all participating governments.

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