



U S AGENCY FOR  
INTERNATIONAL  
DEVELOPMENT

FID ABQ-815  
9:00 - 7

598-0822  
Hempston Free Trade  
(Short Agreement)

JAN 29 1998

Ms Patricia Bennett  
Director  
Institute of the Americas  
10111 North Torrey Pines Road  
La Jolla, CA 92037

Subject Award No LAG-G-00-98-00015-00

Dear Ms Bennett

Pursuant to the authority contained in the Foreign Assistance Act of 1961, as amended, the U S Agency for International Development (hereinafter referred to as "USAID" or "Grantor") hereby grants to the Institute of the Americas (herein after referred to as IOA or "Recipient"), the sum of \$97,000 00 to provide support for a program in greening of investment in Latin America, as described in the Schedule of this award and the Attachment 2, entitled "Program Description "

This award is effective and obligation is made as of the date of this letter and shall apply to commitments made by the Recipient in furtherance of program objectives during the period beginning with the effective date and ending 01/31/1999 USAID shall not be liable for reimbursing the Recipient for any costs in excess of the obligated amount

This award is made to IOA, on condition that the funds will be administered in accordance with the terms and conditions as set forth in 22 CFR 226, entitled "Administration of Assistance Awards to U S Non-Governmental Organizations", Attachment 1, entitled "Schedule", Attachment 2, entitled "Program Description", and Attachment 3 entitled "Standard Provisions "

Please sign the original and each copy of this letter to acknowledge your receipt of this award, and return the original and all but one copy to the Grant Officer

Sincerely,



Dana P Doo-Soghoyan  
Grant Officer  
Office of Procurement  
M/OP/B/LA

Attachments

- 1 Schedule
- 2 Program Description
- 3 ~~Standard Provisions~~
- 4 ~~Standards for USAID Funded Communications Projects~~

ACKNOWLEDGED INSTITUTE OF THE AMERICAS

BY   
Title VICE-PRESIDENT  
Date 2/3/98

ACCOUNTING AND APPROPRIATION DATA

**A GENERAL**

1	Total Estimated Amount	\$ 97,000 00
2	Total Program Amount	\$143,772 50
3	Total Obligated Amount	\$ 97,000 00
4	Cost-Sharing Percentage (Non-Federal)	48%
5	Activity Title	
6	USAID Technical Office	John McMahon, LAC/RSD/E USAID - Room 5 09-057 RRB Washington, DC 20523
7	Tax I D Number	95-3671557
8	DUNS No	151282282
9	LOC Number	(Grantee Being Considered for an LOC)

**B SPECIFIC**

1	NMS Request No	71
2	Org ID No	10258
3	Account No	DV97/98LDV797
4	Amount Obligated	\$97,000 00

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## SCHEDULE

## 1 1 PURPOSE OF AGREEMENT

The purpose of this Agreement is to provide support for the program described in Attachment 2 of this Agreement entitled "Program Description "

## 1 2 PERIOD OF AGREEMENT

The effective date of this Agreement is the date of the Cover Letter and the estimated completion date is 01/31/1999

## 1 3 AMOUNT OF AWARD AND PAYMENT

(a) USAID hereby obligates the amount of \$97,000 00 for the purposes of this Agreement

(b) Payment shall be made to the Recipient by Payment - Letter of Credit in accordance with procedures set forth in 22 CFR 226 22

## 1 4 BUDGET

The following is the Agreement Budget, including local cost financing items, if authorized Revisions to this budget shall be made in accordance with 22 CFR 226 25

<b>GRANT BUDGET</b>	
, 1/29/98 to 1/31/99	
<u>Cost Line Item</u>	<u>Amount</u>
Mining Investment in Latin America	\$ 97,000 00
USAID Grant Amount	97,000 00
Grantee Cost Share	<u>46,772 50</u>
TOTAL ESTIMATED PROGRAM AMOUNT	\$143,772 50

1 5 REPORTING AND EVALUATION

1 5 1 Financial Reporting

In keeping with the requirements established in 22 CFR 226 52, the Recipient is required to

- (a) Prepare a "Financial Status Report", SF 269a, on an accrual basis and submitted quarterly in an original and two copies to USAID/M/FM/CMP, Rm 7 07-095 RRB, Washington, DC 20523

1 5 2 Monitoring and reporting program performance

- (a) Requirements The Recipient shall submit an original and one copy of a brief quarterly program report to the address listed in the Cover Letter In addition, one copy shall be submitted to USAID/CDIE/DI, Washington, DC 20523 A final performance report is also required
- (b) Contents The Program report shall briefly present the information contained in 22 CFR 226 51(d)

1 6 TITLE TO AND CARE OF PROPERTY

Title to all property financed under this award shall vest in the Recipient subject to the requirements of 22 CFR 226 30 through 37

1 7 AUTHORIZED GEOGRAPHIC CODE

The authorized geographic code for procurement of goods and services under this award is 935

1 8 INDIRECT COSTS

No indirect costs will be charged to this Award The Recipient understands and agrees that indirect costs attributable to this Award will be absorbed by the Recipient and considered cost sharing

1 9 RESOLUTION OF CONFLICTS

Conflicts between any of the Attachments of this Agreement shall be resolved by applying the following descending order of precedence

Attachment 1 - Schedule  
22 CFR 226  
Attachment 3 - Standard Provisions  
Attachment 2 - Program Description

## 1 10 COST SHARING

The Recipient agrees to expend an amount not less than 48% of the total Federal contribution. Cost sharing contributions will meet the criteria as set out in 22 CFR 226 23

## 1 11 COMMUNICATIONS PRODUCTS (OCT 1994)

- (a) Definition - Communications products are any printed materials (other than non-color photocopy material), photographic services or video production services
- (b) Standards - USAID has established standards for communications products. These standards must be followed unless otherwise specifically provided in the agreement or approved in writing by the agreement officer. A copy of the standards for USAID-financed publications and video productions is attached.
- (c) Communications products which meet any of the following criteria are not eligible for USAID financing under this agreement unless specifically authorized in the agreement schedule or in writing by the agreement officer
- (1) Any communication product costing over \$25,000, including the costs of both preparation and execution. For example, in the case of a publication, the costs will include research, writing and other editorial services (including any associated overhead), design, layout and production costs
  - (2) Any communication products that will be sent directly to, or likely to be seen by a Member of Congress or Congressional staffer, and,
  - (3) Any publication that will have more than 50 percent of its copies distributed in the United States (excluding copies provided to CDIE and other USAID/W offices for internal use)

1 12 PAYMENT OFFICE

The payment office and the office which requests for payments shall be sent to U S Agency for International Development, Office of Financial Management (FM/CMP/MP), Room 7 07-095, RRB, Washington, DC 20523

1 13 GRANT ADMINISTRATION OFFICE

The post-award grant administration office is the U S Agency for International Development, M/OP/B/LA, RRB, Room 7 09-103, Washington, DC 20523 The cognizant Grant Officer is Dana P Doo-Soghoian and may be contacted at 202-712-5671

1 14 PROJECT OFFICE

The Project Office is the U S Agency for International Development, LAC/RSD-E, Room 5 09-057, RRB, Washington, DC 20523 The cognizant Project Officer and CTO is John McMahon and may be contacted at 202-712-0897

ATTACHMENT 2

PROGRAM DESCRIPTION

The Recipient's proposal entitled "Promoting Sustainable Mining in Latin America" and dated May 5, 1997 and revisions thereto and the Program Description (Attachment 2) and are hereby incorporated and made a part of this Award

## **Program Description**

### **Executive Summary of Grant**

The grant is primarily aimed at initiating and deepening a mutually productive and educational dialogue between multinational mining firms and investors and Latin American governments and national mining firms on opportunities for improving the performance of the Latin American mining sector in the environmental realm, as well as the economic realm. In particular, the research and programs carried out under this project would aim to increase the adoption and acquisition of more modern pollution prevention technologies and practices by mid-sized national mining companies and heavier involvement in the Latin American mining sector by U S mining firms and environmental firms.

The adoption of such technologies and practices can be facilitated through the promotion of joint ventures with multinational firms, through special economic incentives provided by the government, through more predictable and reliable enforcement of environmental and mining regulations, and through the enactment of new regulations or requirements for environmental bonds, etc.

### **Objective**

The Grantee will seek to do the following:

- 1 - To facilitate discussions of joint ventures between multinational and national firms,
- 2 - To identify appropriate economic policy measures that could be adopted by governments, and
- 3 - To identify weaknesses in the regulation and enforcement of environmental and mining standards, and to identify new regulatory and enforcement measures that would be compatible with the development and investment goals of these countries.

The project will accomplish these objectives through two mechanisms: research and networking. Two organizations, the Environmental Law Institute and the Colorado School of Mines, would carry out the research. Networking would be primarily facilitated by the Institute of the Americas and supported by the EP3 Bolivia mining project at AID. In addition, the Institute of the Americas has overall coordination responsibilities for the Colorado School of Mines involvement and for coordinating with ELI on the timing and nature of their involvement in the proposed international mining conference.

This project will focus primarily on the Andean region (including Bolivia, Ecuador and Peru) with a secondary focus on Argentina, Brazil and Chile.