

ASOCIACIÓN INTERÉTNICA DE DESARROLLO DE LA SELVA PERUANA

ARPI-SC
ANAP
CARE
CENCONSEC
CONAVAM-SAT
FARE
FECONABAP
KANUJA
OARA
UNAY

Lima, september 25, 2020

Letter N° 156-2020-Aidesepp

For the attention of
MINAM [Ministry of Environment], Minister Kirla Echegaray Alfaro
(with CC to the Vice-Minister Gabriel Quijandría and General Director of Climate Change)
FCPF

CORPI-SL
CHAPI SHIWAG
FECONACHA
FECONADIC
FECONAJE
FEDECACC
FEDECOCA
FEDIQUEP
FESHAM
ONAPAA
OKAPIASI
ORACH
ORKAMUKADIP
ORKASEC
ORPISEM
OSHEM

Donor countries of the FCPF
FCPF observers
COICA General Coordinator
World Bank, Angela Armstrong
World Bank's Inspection Panel
TAP-BM
Office of the Public Defender

(With CC to the allies of the Bank Information Center, Forest Trends,
Amazon Watch, Rainforest US, Forest People Programme)

From our consideration:

FENAMAD
COHARYIMA
COINBAMAD

We address you on behalf of the Indigenous Peoples of the Peruvian Amazon, organized nationally under AIDSESP (Interethnic Association for the Development of the Peruvian Rainforest); and in the regions of San Martín, by CODEPISAM (Coordinator for the Development and Defense of Indigenous Peoples of San Martín Region), as well as in Ucayali, by ORAU (Regional Organization of AIDSESP-Ucayali), affected by the Peruvian Emissions Reduction Program (ERP) in the version of 03.06.2019 of the FCPF¹ which is expected to be approved soon for these two regions. Nevertheless, it will set precedents which will affect other indigenous peoples at the national level. Consequently, we would like to inform you of the following:

ORPIO
ACODECOSPAT
ADECOP
AIDECOS
ASICONSEP
CURCHA
FECOIBAP
FECONA
FECONACO
FECONAFROPU
FECONAMAI
FECONAMCUA
FECONARINA
FECONAT
FECOTYBA
PEPYBABAN
PEPYRA
FECONCU
FIKAPIR
MATSES
OISPE
ORKIWAN

1. Since 2019 we have warned the MINAM, WB, FCPF, either with letters (04.07.19, 24.05.20) or meetings (25.9.19, 10.02.20), as the case may be,² on various dates and through your officials; our arguments on the discrepancies in the ERP, which affect indigenous and environmental rights, and we have submitted corrective proposals. We attach hereto two of these letters in English³. These measures have not been included in this version of the ERP, which remains unchanged. Since that version is the legal basis and pillar of the PRE or ERPD and, subsequently, of the ERPA, its inconsistencies cannot be amended in further additional plans, which are complementary rather than substitutes or amendments to the 03.06.19 version.

ORAU
ACONADIYSH
ACONAMAC
FECIDPAM
FENACOCA
FECONADIP
FECONAU
FECONAPIA
FECONAPU
FECONACURPI
FECONBU
ORDIM
FECONASHI
ORDECONADIT

2. The discrepancies refer to the expectations raised by the ERP for the settlers who invade our territories, the failure to confront and resolve conflicts with our peoples⁴, the continued marginalization

CODEPISAM
FERIAAM
CEPKA
FEDKDECSAM

¹ <https://forestcarbonpartnership.org/system/files/documents/ERPD%20PERU%20Final.pdf>

² <http://aidesepp.org.pe/sites/default/files/media/Letter%20N%C2%BA%20286-2019-Aidesepp.pdf>
<https://www.facebook.com/CODEPISAM/photos/pcb.2663435833888910/2663432623889231/>

³ Aidesepp <https://www.dropbox.com/s/n2pv7hnptsbbm6w/English%20AIDSESP%20Agreement%20September%202019.pdf?dl=0>
Codepissam <https://www.dropbox.com/s/h79fq1z7slg29z2/English%20Agreement%20CODEPISAM%20about%20PRE.pdf?dl=0>

⁴ Twenty of them, are only in San Martín area of the ERP: Shimpiyacu, Kugkuk Entsa, Yarau, Cachiyacu, Kusú, Bajo Naranjillo, Shilcayo, Bajo Huallaga, Chazuta, Santa Rosillo, Chipurana river, Shawi San José, Barranquita, San Manuel de Papaplaya, Santa Sofia, Santa Rosa, Huallaga Central, Shanushi, Porotongo river, Cerro Escalera and other areas in San Martín. In Ucayali, 18 communities: Remoque, Tres Colinas, paraíso, Murunuhiua, Santa Lucía, Uchunya, and others.



ASOCIACIÓN INTERÉTNICA DE DESARROLLO DE LA SELVA PERUANA

ARPI-SC
ANAP
CARE
CENCONSEC
CONAVAM-SAT
FARE
FECONABAP
KANUJA
OARA
UNAY

CORPI-SL
CHAPI SHIWAG
FECONACHA
FECONADIC
FECONAJE
FEDECACC
FEDECOCA
FEDIQUEP
FESHAM
ONAPAA
OKAPIASI
ORACH
ORKAMUKADIP
ORKASEC
ORPISEM
OSHDEM

FENAMAD
COHARYIMA
COINBAMAD

ORPIO
ACODECOSPAT
ADECOP
AIDECOS
ASICONSEP
CURCHA
FECOIBAP
FECONA
FECONACO
FECONAFROPU
FECONAMAI
FECONAMCUA
FECONARINA
FECONAT
FECOTYBA
PEPYBABAN
PEPYRA
FECONCU
FIKAPIR
MATSES
OISPE
ORKIWAN

ORAU
ACONADIYSH
ACONAMAC
FECIDPAM
FENACOCA
FECONADIP
FECONAU
FECONAPIA
FECONAPU
FECONACURPI
FECONBU
ORDIM
FECONASHI
ORDECONADIT

CODEPISAM
FERIAAM
CEPKA
FEDEKDECSAM

of indigenous land titling⁵, the encouragement of illusory "sustainable" agrarianization of the Amazon, the normalization of the expansion for palm oil and other monocultures, the minimization of the added value of the standing forest and indigenous initiatives in this regard⁶, the exclusion of measuring and assessment regarding the climatic contributions of our territories, the lack of guarantees in terms of equity and cultural relevance in the compensation for the indigenous climatic contribution, the ignorance of Life Plans and Indigenous REDD+⁷ concerning the distribution of benefits, the ambiguity regarding the reforestation of exotic species, and the conflict of private interest with Refinca, among other issues, which were raised in the communications and meetings mentioned herein. It is also regrettable that several of these discrepancies remain in the design and implementation of the FIP, JDI, and other climate processes.

3. For all of the foregoing reasons, we are preparing a formal complaint before the World Bank's Inspection Panel, for the violation of its operational guidelines and safeguards, and with whom we have already started communications (June 1 and 5, 2020). Likewise, we are preparing a lawsuit to demand the application of Law 29785 on free and informed prior consultation of the ERP's base document, as it affects the indigenous rights contemplated in the ILO Convention No. 169 (LR 26253). Both processes are conducted before different bodies with diverse contents and issues.


4. We reaffirm our request for attention and solution to the problems and correctives measures proposed by AIDSESP, CODEPISAM and ORAU since 2019, and synthesized in the item no. 2 of this letter; which we request to be included in the modification of the ERP document of 3.6.2019 and in the current processes and next agreements of the WB and the FCPF in this regard.

5. We request bilateral meetings with officials and specialists from the WB, FCPF, MINAM, involved in the Peruvian ERP, and ask for their participation in the next international public webinar, which will be held in the following days, open to the public at large as well as to allied and supportive entities.

6. With this open letter, we request an urgent meeting with the attorney Kirla Echegaray, Minister of MINAM, and we also notify the Office of the Public Defender in order to fulfill its responsibilities regarding State actions related to the indigenous peoples' rights.

Restating our considerations, we are looking forward to your answers.

Sincerely,


LIZARDO CAUPER PEZO
President of Aidesep




LIC. EDUC. ELY TANGOA LANCHA
PRESIDENTE DEL CONSEJO DIRECTIVO DE LA CODEPISAM


ORAU
Berlin Diques Rios
PINKATSARI

⁵ In **San Martin**, there is a pending territorial lawsuit for **124 communities**: 11 to be recognized and receive titling; 78 to receive titling (42 in blocked processes and 36 without any process), 1 extension, 34 with titles needing a georeferencing update. In **Ucayali**, pending territorial lawsuit for **187 communities**: 49 to be recognized and receive titling; 57 to receive titling, 25 extension, 56 with titles needing a georeferencing update

⁶As in San Martin: "Choco Warmis", "Bosque de las Nuwas [Nuwas' Forest]", "Ampiksacha", Mushuk Runa, Aguaje and Ungurahui processing, cocoa and textile and ceramic crafts, majaz [lowland paca] breeding and recovery of native crops. And in Ucayali: Santa Clara de Uchunya, Puerto Azul, Santagema, Tres Colinas, Paraiso, Juancito de Sipiria, Sharara, Flor de Ucayali, Ayahuasca processing, shamanic tourism, rubber management and use, aguaje management..

⁷ It breaches the SD 006-MINAM-2016 and SD 013-MINAM-2019