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COMMISSION ON HUMAN RIGHTS  
Fifty-first session  
Agenda item 28

DRAFT REPORT OF THE COMMISSION

Rapporteur: Mr. Hannu HALINEN

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XI. FURTHER PROMOTION AND ENCOURAGEMENT OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS, INCLUDING THE QUESTION OF THE PROGRAMME AND METHODS OF WORK OF THE COMMISSION: (a) ALTERNATIVE APPROACHES AND WAYS AND MEANS WITHIN THE UNITED NATIONS SYSTEM FOR IMPROVING THE EFFECTIVE ENJOYMENT OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS; (b) NATIONAL INSTITUTIONS FOR THE PROMOTION AND PROTECTION OF HUMAN RIGHTS; (c) COORDINATING ROLE OF THE CENTRE FOR HUMAN RIGHTS WITHIN THE UNITED NATIONS BODIES AND MACHINERY DEALING WITH THE PROMOTION AND PROTECTION OF HUMAN RIGHTS; (d) HUMAN RIGHTS, MASS EXODUSES AND DISPLACED PERSONS

1. The Commission considered agenda item 11 and its sub-items (a), (b), (c) and (d) at its 34th to 47th meetings, on 21 to 28 February, and at its 53rd meeting, on 3 March, at its 59th meeting, on 7 March, and at its 61st and 62nd meetings, on 8 March 1995.

A. Alternative approaches and ways and means within the United Nations system for improving the effective enjoyment of human rights and fundamental freedoms

2. In relation to agenda item 11 (a), the Commission had before it the following documents:

Note by the High Commissioner for Human Rights (E/CN.4/1995/5 and Add.1);  
Preliminary report submitted by the Special Rapporteur on violence against women, its causes and consequences, Ms. Radhika Coomaraswamy, in accordance with Commission on Human Rights resolution 1994/45

(E/CN.4/1995/42);

Report of the Secretary-General on human rights and coercive measures (E/CN.4/1995/43);

Report of the Secretary-General, submitted in accordance with paragraph 15 of Commission on Human Rights resolution 1994/48 on regional arrangements for the promotion and protection of human rights in the Asian and Pacific region (E/CN.4/1995/44);

Report of the Secretary-General on international and domestic measures taken to protect human rights and prevent discrimination in the context of HIV/AIDS (E/CN.4/1995/45);

Report of the Secretary-General on development of public information activities in the field of human rights, including the World Public Information Campaign on Human Rights (E/CN.4/1995/46 and Add.1);

Note by the Secretary-General (E/CN.4/1995/47);

Report of the Secretary-General on human rights and mass exoduses (E/CN.4/1995/49);

Report of the Secretary-General submitted in accordance with paragraph 15 of Commission on Human Rights resolution 1993/51 on regional arrangements for the promotion and protection of human rights (E/CN.4/1995/51);  
Letter dated 17 October 1994 from the Permanent Representative of the Republic of Indonesia to the United Nations Office at Geneva addressed to the Assistant Secretary-General for Human Rights (E/CN.4/1995/107);  
Report of the Secretary-General on strengthening of the Centre for Human Rights (E/CN.4/1995/113);  
Note verbale dated 13 February 1995 from the Permanent Representative of Israel to the United Nations Office at Geneva addressed to the Assistant Secretary-General for Human Rights (E/CN.4/1995/147);  
Written statement submitted by Human Rights Watch, a non-governmental organization in consultative status (category II) (E/CN.4/1995/NGO/5);  
Written statement submitted by Caritas Internationalis, the Commission of the Churches on International Affairs of the World Council of Churches and the Friends World Committee for Consultation (Quakers), non-governmental organizations in consultative status (category II) (E/CN.4/1995/NGO/8);  
Written statement submitted by Refugee Policy Group, a non-governmental organization in consultative status (category II) (E/CN.4/1995/NGO/22);  
Written statement submitted by the Inter-Parliamentary Union, a non-governmental organization in consultative status (category I) (E/CN.4/1995/NGO/28).

3. At the 34th meeting, on 21 February 1995, the Special Rapporteur on violence against women, its causes and consequences, Ms. Radhika Coomaraswamy, introduced her report (E/CN.4/1995/42) to the Commission.
4. In the general debate on agenda item 11 (a), statements were made by the following members of the Commission: Algeria (35th), Australia (44th), Bangladesh (44th), Bulgaria (44th), Canada (45th), Chile (45th), China (44th), El Salvador (35th), France (39th), Germany (45th), India (44th), Indonesia (45th), Italy (39th), Japan (44th), Nepal (35th), Netherlands (39th), Nicaragua (45th), Poland (35th), Republic of Korea (40th), Sri Lanka (44th), United States of America (39th).

5. The Commission also heard statements by the observers for: Cyprus (45th), Czech Republic (45th), Democratic People's Republic of Korea (35th), Iran (Islamic Republic of) (35th), Libyan Arab Jamahiriya (38th), Madagascar (40th), Malta (35th), New Zealand (35th).

6. The Commission also heard statements by the following non-governmental organizations: American Association of Jurists (39th), Baha'i International Community (38th), Commission of the Churches on International Affairs of the World Council of Churches (39th), Human Rights Advocates (39th), Human Rights Internet (40th), Human Rights Watch (39th), Indian Institute for Non-Aligned Studies (38th), International Abolitionist Federation (47th), International Alliance of Women (40th), International Association of Democratic Lawyers (47th), International Commission of Jurists (38th), International Committee for European Security and Cooperation (43rd), International Confederation of Free Trade Unions (39th), International Educational Development (43rd), International Federation of University Women (46th), International Human Rights Law Group (46th), International Islamic Federation of Student Organizations (46th), International League for the Rights and Liberation of Peoples (40th), International Movement against All Forms of Discrimination and Racism (40th), International Work Group for Indigenous Affairs (46th), Inuit Circumpolar Conference (40th), Liberation (39th), Third World Movement Against the Exploitation of Women (40th), Women's International League for Peace and Freedom (40th), World Jewish Congress (38th).

7. At the 39th meeting, on 23 February 1995, a joint statement was made by the following non-governmental organizations: International Council of Jewish Women (on behalf of African Association of Education for Development, All India Women's Conference, International Alliance of Women, International Association for the Defence of Religious Liberty, International Committee for European Security and Cooperation, International Council of Women, International Federation of University Women, International Federation Terre des Hommes, International League for the Rights and Liberation of Peoples, International Movement against All Forms of Discrimination and Racism, International Movement for Fraternal Union among Races and Peoples, International Youth and Student Movement for the United Nations, Pax Christi International, World Federation of Democratic Youth, World Federation of Methodist Women, Movement against Racism and for Friendship among Peoples, World Union of Catholic Women's Organizations, Zonta International).

8. The Commission also heard a statement by the International Committee of the Red Cross (40th).

9. The Commission also heard a statement by the representative of the United Nations Development Fund for Women (38th) and the United Nations Division for the Advancement of Women (35th).

10. The Commission also heard a statement by the representative of the World Health Organization (35th).

11. Statements in exercise of the right of reply or its equivalent were made by the representatives of Colombia (47th), Egypt (45th), India (40th) and Pakistan (40th) and the observers for Cyprus (47th), Iraq (45th) and Turkey (47th).

12. Statements in exercise of the second rights of reply or its equivalent were made by the representatives of India (40th) and Pakistan (40th) and by the observers for Cyprus (47th) and Turkey (47th).

13. At its 53rd meeting, on 3 March 1995, the Commission took up consideration of the draft resolutions submitted under agenda item 11.

14. At the same meeting, Commission decided to postpone consideration of draft resolution E/CN.4/1995/L.29.

15. At its 59th meeting, on 7 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.29.

16. The representative of Nicaragua introduced draft resolution E/CN.4/1995/L.29. El Salvador, the Philippines, Poland and Venezuela subsequently joined the sponsors.

17. The representative of Nicaragua revised the draft resolution as follows:

(a) The title of the draft resolution, which read: "Obstacles to the establishment of a democratic society and requirements for the maintenance of democracy" was replaced by a new title;

(b) The third preambular paragraph was deleted;

(c) In the eighth preambular paragraph, the words "7 December 1994" were replaced by the words "22 December 1994";

(d) The tenth preambular paragraph, which read "Aware that democracy encourages the emergence of political parties, trade unions and groupings representative of civilian society that are necessary for solving the social, economic, political and cultural problems of a society", was replaced by a new paragraph;

(e) The eleventh preambular paragraph, which read: "Taking account of the fact that freedom of opinion and expression is reflected in a democratic society through an electoral system which allows all tendencies, interests and feelings to obtain representation at the level of the executive and legislative power and, therefore, at all levels of power", was replaced by a new paragraph;

(f) Operative paragraph 1, which read: "Decides to identify the obstacles to the establishment and strengthening of democracy in the political, economic, social and cultural fields", was replaced by a new paragraph;

(g) Operative paragraph 2, which read: "Also decides to place on the agenda for its fifty-second session, in 1996, an item entitled 'Relations between democracy, development and human rights'", was replaced by a new paragraph;

(h) Operative paragraph 3, which read: "Entrusts its Chairman with the task of appointing a special rapporteur to submit, at its fifty-second session, a study on the obstacles to the establishment and strengthening of democracy", was replaced by a new paragraph.

18. The draft resolution, as revised, was adopted without a vote.

19. For the text as adopted, see chapter II, section A, resolution 1995/60.

20. At its 53rd meeting, on 3 March 1995, the representative of Peru introduced draft resolution E/CN.4/1995/L.58 sponsored by Afghanistan\*, Algeria, Azerbaijan\*, Brazil, Colombia, Costa Rica\*, the Dominican Republic, El Salvador, Guatemala\*, Nicaragua, Paraguay\*, Peru, the Philippines, Uruguay\* and Venezuela. Cuba, Egypt, Honduras\*, Sri Lanka and Turkey\* subsequently joined the sponsors.

21. A statement concerning the draft resolution was made by the representative of India.

22. The draft resolution was adopted without a vote.

23. At the 62nd meeting, on 8 March 1995, statements in explanation of vote after the vote were made by the representatives of Chile, France and Pakistan.

24. For the text as adopted, see chapter II, section A, resolution 1995/43.

25. At the same meeting, the representative of Poland introduced draft resolution E/CN.4/1995/L.59 sponsored by Albania\*, Argentina\*, Australia, Austria, Bulgaria, Cameroon, Chile, Costa Rica\*, Cyprus\*, the Czech Republic\*, Finland, France, Germany, Israel\*, Nepal\*, Nicaragua, Peru, the Philippines,

Poland, Portugal\*, Slovakia\*, South Africa\*, Sweden\* and Zimbabwe.  
El Salvador, Greece\*, Italy and Madagascar\* subsequently joined the sponsors.

26. The representative of Poland orally revised the draft resolution by deleting, after the words "discriminatory practices", the words "with regard to access to health care, employment, education, housing and social welfare".

27. A statement in explanation of vote before the vote was made by the representative of the United States of America.

28. The draft resolution, as orally revised, was adopted without a vote.

29. At the 62nd meeting, on 8 March 1995, a statement in explanation of vote after the vote was made by the representative of the Netherlands.

30. For the text as adopted, see chapter II, section A, resolution 1995/44.

31. In view of the adoption of resolution 1995/44 (see para. 28), the Commission took no action on draft decision 7, recommended by the Sub-Commission for adoption by the Commission (see E/CN.4/1995/2-E/CN.4/Sub.2/1994/56, chap. I, sect. B).

32. At the same meeting, the representative of Cuba introduced draft resolution E/CN.4/1995/L.60 sponsored by Cuba. Angola and China subsequently joined the sponsor.

33. The representative of the United States of America made a statement in explanation of vote before the vote.

34. At the request of the representative of the United States of America, the vote was taken by roll-call.

35. The draft resolution was adopted by 24 votes to 17, with 12 abstentions. The voting was as follows:

In favour: Algeria, Angola, Brazil, Chile, China, Colombia, Cuba, Ecuador, Egypt, Ethiopia, India, Indonesia, Malaysia, Mauritania, Mexico, Nepal, Nicaragua, Pakistan, Peru, Sri Lanka, Sudan, Togo, Venezuela, Zimbabwe.

Against: Australia, Austria, Bulgaria, Canada, Finland, France, Germany, Hungary, Italy, Japan, Netherlands, Poland, Republic of Korea, Romania, Russian Federation, United Kingdom of Great Britain and Northern Ireland, United States of America.

Abstaining: Bangladesh, Benin, Bhutan, Cameroon, Côte d'Ivoire, Dominican Republic, El Salvador, Gabon, Guinea-Bissau, Malawi, Mauritius, Philippines.

36. For the text as adopted, see chapter II, section A, resolution 1995/45.

37. At the same meeting, the representative of Belgium introduced draft resolution E/CN.4/1995/L.63 sponsored by Armenia\*, Austria, Belgium\*, Bolivia\*, Croatia\*, Honduras\*, Hungary, Israel\*, Latvia\*, Romania, the Russian Federation and Ukraine\*. Australia, Canada, El Salvador, France, Japan, Malta\*, Nicaragua, the former Yugoslav Republic of Macedonia\*, Togo, the United Kingdom of Great Britain and Northern Ireland, Venezuela and Zimbabwe subsequently joined the sponsors.

38. The representative of Belgium orally revised the draft resolution as follows:

(a) In operative paragraph 2, after the words "in the field of human rights", the words "in particular the setting up of a regional or subregional human rights arrangement in Asia" were deleted;

(b) In operative paragraph 7, after the words "for government personnel,", the words "including government officials engaged in the administration of justice," were deleted;

(c) In operative paragraph 9, the word "agreement" was replaced by the word "arrangements".

39. The draft resolution, as revised, was adopted without a vote.

40. For the text as adopted, see chapter II, section A, resolution 1995/46.

41. At the same meeting, the observer for Costa Rica introduced draft resolution E/CN.4/1995/L.64 sponsored by Afghanistan\*, Argentina\*, Armenia\*, Austria, Benin, Bolivia\*, Bosnia and Herzegovina\*, Bulgaria, Burundi\*, Cameroon, Canada, Chile, Colombia, Costa Rica\*, Côte d'Ivoire, Croatia\*, Cyprus\*, the Czech Republic\*, the Dominican Republic, Ecuador, El Salvador, Equatorial Guinea\*, France, Germany, Ghana\*, Greece\*, Guatemala\*, Guinea-Bissau, Haiti\*, Honduras\*, Israel\*, Italy, Kenya\*, Liberia\*, Madagascar\*, Mongolia\*, Morocco\*, Nepal, Nicaragua, Nigeria\*, Norway\*, Pakistan, Peru, the Philippines, Poland, Portugal\*, the Republic of Korea, Romania, the Russian Federation, Senegal\*, Slovakia\*, Slovenia\*, South Africa\*, Tunisia\*, Ukraine\*, the United Republic of Tanzania\*, Uruguay\* and Venezuela. Algeria, Angola, Egypt, Jordan\*, Malawi and Mauritius subsequently joined the sponsors.

42. The draft resolution was adopted without a vote.

43. For the text as adopted, see chapter II, section A, resolution 1995/47.



44. At the same meeting, the representative of the Republic of Korea introduced draft resolution E/CN.4/1995/L.65 sponsored by Australia, Bangladesh, Indonesia, Iran (Islamic Republic of)\*, Japan, Nepal, New Zealand\*, the Philippines, the Republic of Korea, Sri Lanka, the Syrian Arab Republic\* and Thailand. Afghanistan\*, Bangladesh, Canada, France, Japan, Mongolia\* and South Africa\* subsequently joined the sponsors.

45. The draft resolution was adopted without a vote.

46. At the 62nd meeting, on 8 March 1995, a statement in explanation of vote after the vote was made by the representative of the United Kingdom of Great Britain and Northern Ireland.

47. For the text as adopted, see chapter II, section A, resolution 1995/48.

48. At the same meeting, the representative of Italy introduced draft resolution E/CN.4/1995/L.67 sponsored by Afghanistan\*, Albania\*, Australia, Austria, Bulgaria, Cameroon, Canada, Chile, Costa Rica\*, Denmark\*, the Dominican Republic, France, Germany, Greece\*, Haiti\*, Ireland\*, Italy, Madagascar\*, Mexico, the Netherlands, Peru, Poland, Romania, the Russian Federation, Slovakia\*, Sweden\*, Switzerland\*, Ukraine\* and the United States of America. Angola, Argentina\*, Benin, Côte d'Ivoire, Croatia\*, Cyprus\*, Ecuador, El Salvador, Hungary, India, Nicaragua, Portugal\*, Senegal\*, Tunisia\* and Uruguay\* subsequently joined the sponsors.

49. The representative of Italy orally revised the draft resolution as follows:

(a) In the first preambular paragraph, the words "principles and" were inserted before the word "purposes";

(b) In the third preambular paragraph, the word "catalytic" was replaced by the word "significant" and the words "national and regional" after the words "initiatives on" were deleted;

(c) In the fourth preambular paragraph, the word "Acknowledging" was replaced by the words "Taking note of";

(d) Operative paragraph 5, which read:

"Welcomes the efforts of the Department of Public Information and the Centre for Human Rights with respect to computer-accessible human rights information and human rights databases", was replaced by a new paragraph;

(e) Operative paragraph 7, which read:

"Requests the Department of Public Information to make full use of resources available for this purpose to produce audiovisual materials on human rights issues", was replaced by a new paragraph;

(f) Operative paragraph 12, which read:

"Requests the High Commissioner for Human Rights to ensure close cooperation with the Centre for Human Rights and the Department of Public Information in the implementation of the aims established for the Campaign, and stresses the need for the United Nations to coordinate and harmonize the activities in the field of human rights with those of other organizations, including the International Committee of the Red Cross, with regard to the dissemination of information on international humanitarian law, and the United Nations Children's Fund and the United Nations Educational, Scientific, and Cultural Organization, with regard to education for human rights, taking into account the launching by the United Nations General Assembly of the United Nations Decade for Human Rights Education", was replaced by a new paragraph.

50. The draft resolution, as orally revised, was adopted without a vote.

51. For the text as adopted, see chapter II, section A, resolution 1995/49.

52. At its 53rd meeting, on 3 March 1995, the Commission postponed consideration of draft resolution E/CN.4/1995/L.69.

53. At its 62nd meeting, on 8 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.69.

54. The representative of Canada introduced the draft resolution sponsored by Austria, Australia, Brazil, Canada, Chile, Costa Rica\*, Croatia\*, Cyprus\*, the Czech Republic\*, Denmark\*, the Dominican Republic, El Salvador, Finland, France, Hungary, Ireland\*, Israel\*, Jordan\*, Latvia\*, Liechtenstein\*, Madagascar\*, Malta\*, the Netherlands, Nicaragua, Nigeria\*, Norway\*, Peru, the Philippines, Poland, Portugal\*, the Republic of Korea, Senegal\*, Sweden\*, Switzerland\*, Tunisia\* and Turkey. Argentina\*, Belgium\*, Benin, Bolivia\*, Bulgaria, Cameroon, Colombia, Côte d'Ivoire, Ecuador, Gabon, the Gambia\*, Germany, Guatemala\*, Honduras\*, Iceland\*, India, Italy, Kenya\*, Luxembourg\*, Malawi, Nepal, New Zealand\*, Romania, Slovakia\*, South Africa\*, Spain\*,

Sri Lanka, the United Kingdom of Great Britain and Northern Ireland, the United States of America, Uruguay\*, Venezuela and Zimbabwe subsequently joined the sponsors.

55. The representative of Canada orally revised the draft resolution as follows:

(a) In the third preambular paragraph, the words "and noting that violence against women encompasses, but is not limited to battering, sexual abuse of female children in the household, dowry-related violence, marital rape, female genital mutilation and other traditional practices harmful to women, non-spousal violence, violence related to exploitation, rape, sexual abuse, sexual harassment and intimidation at work, in education institutions and elsewhere, trafficking in women and forced prostitution." were added at the end of the paragraph;

(b) The seventh preambular paragraph became the first preambular paragraph;

(c) A new paragraph was inserted as the tenth preambular paragraph;

(d) In the original tenth preambular paragraph, which read: "Looking forward to the Fourth World Conference on Women: Action for Equality, Development and Peace to be held in Beijing in 1995, and mindful that the issue of violence against women is being addressed as a critical area of concern at the Conference," was replaced by a new paragraph;

(e) In operative paragraph 4, after the words "national legislation," the word "to" was inserted;

(f) In subparagraph (a) of operative paragraph 6, the word "Formulate" was replaced by the words "Consider formulating";

(g) In subparagraph (b) of operative paragraph 6, the word "Ratify" was replaced by the words "Consider ratifying";

(h) In subparagraph (d) of operative paragraph 6, the words "Ensure the provision of" were replaced by the words "Provide access to";

(i) In subparagraph (f) of operative paragraph 6, the word "Reform" was replaced by the words "Adopt all appropriate measures, especially in the field";

(j) In subparagraph (g) of operative paragraph 6, the words "practices in the name of" were inserted before the word "religion";

(k) In operative paragraph 7, the words "issue of" were inserted after the words "further the".

56. A statement in explanation of the vote before the vote was made by the representative of the Sudan.
57. The draft resolution, as orally revised, was adopted without a vote.
58. For the text as adopted, see chapter II, section A, resolution 1995/85.
59. At its 53rd meeting, on 3 March 1995, the Commission postponed consideration of draft resolution E/CN.4/1995/L.70.
60. At the 62nd meeting on 8 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.70.
61. The representative of Canada introduced the draft resolution sponsored by Australia, Austria, Brazil, Bulgaria, Canada, Costa Rica\*, Croatia\*, the Czech Republic\*, Denmark\*, the Dominican Republic, El Salvador, Finland, France, Germany, Hungary, Ireland\*, Israel\*, Jordan\*, Latvia\*, Liechtenstein\*, Madagascar\*, Malta\*, the Netherlands, New Zealand\*, Nicaragua, Nigeria\*, Norway\*, Peru, the Philippines, Portugal\*, the Republic of Korea, Senegal\*, Sweden\*, Switzerland\*, Tunisia\* and Turkey. Benin, Bolivia\*, Cameroon, Colombia, Côte d'Ivoire, the Gambia\*, Greece\*, Honduras\*, Iceland\*, Italy, Luxembourg\*, Malawi, Romania, Slovakia\*, South Africa\*, Spain\*, the United Kingdom of Great Britain and Northern Ireland, the United States of America, Uruguay\*, Venezuela and Zimbabwe subsequently joined the sponsors.
62. Draft resolution E/CN.4/1995/L.70 read as follows:

Question of integrating the human rights of women into  
the human rights mechanisms of the United Nations

The Commission on Human Rights,

Recalling its resolution 1994/45 of 4 March 1994 on integrating the human rights of women into the human rights mechanisms of the United Nations and the elimination of violence against women,

Bearing in mind that the Vienna Declaration and Programme of Action calls for action to integrate the equal status and human rights of women into the mainstream of United Nations system-wide activity and that steps should be taken to increase cooperation and promote further integration of objectives and goals between the Commission on the Status of Women, the Commission on Human Rights, the Committee for the Elimination of Discrimination against Women, the United Nations Development Fund for Women, the United Nations Development Programme and other United Nations agencies,

Recalling the outcome of the World Conference on Human Rights as reflected in the Vienna Declaration and Programme of Action, which

affirmed that the human rights of women and of the girl child are an inalienable, integral and indivisible part of universal human rights and that the full and equal participation of women in political, civil, economic, social and cultural life, at the national, regional and international levels, and the eradication of all forms of discrimination on the grounds of sex are priority objectives of the international community,

Also recalling that the Vienna Declaration and Programme of Action affirmed that the human rights of women should form an integral part of United Nations human rights activities, including the promotion of all human rights instruments as they relate to women, and urged Governments, institutions intergovernmental and non-governmental organizations to intensify their efforts for the protection and promotion of the human rights of women and the girl child,

Bearing in mind that the programme of action for the equal status and human rights of women adopted in the Vienna Declaration and Programme of Action sets out a series of measures to be taken to further the full and equal enjoyment by women of all human rights as a priority for Governments and the United Nations, and recognizing the importance of the integration and the full participation of women as both agents and beneficiaries in the development process,

Reaffirming that discrimination on the basis of sex is contrary to the Charter of the United Nations, the Universal Declaration of Human Rights, the Convention on the Elimination of All Forms of Discrimination against Women and other international human rights instruments,

Recognizing the need to promote and strengthen national and international efforts to improve the status of women in all areas in order to foster the elimination of discrimination and gender-based violence against women,

Looking forward to the Fourth World Conference on Women: Action for Equality, Development and Peace to be held in Beijing in 1995, and recognizing that the integration of women's human rights throughout the entire United Nations system will be an important part of its deliberations,

Recognizing the particular role of the Commission on the Status of Women in promoting equality between women and men, and aware that the

question of the strengthening of the Commission on the Status of Women and other United Nations entities devoted to promoting the advancement of women and the coordination of women's human rights throughout the entire United Nations system will be considered at the Fourth World Conference on Women,

Recognizing also the important role of women's groups and other non-governmental organizations in promoting and defending the human rights of women,

1. Calls for intensified effort at the international level to integrate the equal status of women and the human rights of women into the mainstream of United Nations system-wide activity and to address these issues regularly and systematically throughout relevant United Nations bodies and mechanisms;

2. Welcomes the commitment of the United Nations High Commissioner for Human Rights to promote and protect the human rights of women and, in particular, encourages his efforts to ensure that violations of the human rights of women are comprehensively included in the activities and programmes of the Centre for Human Rights, the treaty bodies, thematic and country-specific special rapporteurs, representatives, experts and working groups of the Commission on Human Rights and the Sub-Commission on Prevention of Discrimination and Protection of Minorities;

3. Encourages the strengthening of cooperation and coordination between the Commission on Human Rights and the Commission on the Status of Women;

4. Also encourages closer cooperation and coordination between the Centre for Human Rights and the Division for the Advancement of Women;

5. Further encourages the strengthening of cooperation and coordination among all human rights treaty bodies, special rapporteurs, representatives, experts, working groups, and other mechanisms of the Commission and the Sub-Commission on the human rights of women, and in particular:

(a) Requests that they regularly and systematically include in their reports information on violations of the human rights of women;

(b) Encourages the emphasis by the persons chairing the human rights treaty bodies, in the report on their 5th meeting, that the enjoyment of the human rights of women should be closely monitored by each treaty body within the competence of its mandate;

(c) Welcomes in this regard the initiative by the Committee on the Elimination of Discrimination against Women to enhance cooperation with the other human rights treaty bodies;

(d) Endorses the recommendation by the persons chairing the human rights treaty bodies that each treaty body consider amending its reporting guidelines to request gender-specific information from States parties to allow qualitative analysis and review of the human rights of women in periodic reports;

(e) Requests that special rapporteurs, representatives, experts and chairpersons of the working groups of the Commission on Human Rights, in future meetings on enhancing cooperation and exchange of information, address violations of the human rights of women;

(f) Calls on the mechanisms mentioned above to cooperate with the Special Rapporteur on violence against women;

6. Calls upon the United Nations High Commissioner for Human Rights to convene a meeting of persons chairing the human rights treaty bodies and working groups, as well as special rapporteurs, representatives and experts, to consider ways in which the human rights of women can be integrated into the reports and work of organs, bodies and mechanisms across the United Nations system and to report on progress made on this issue at the Fourth World Conference on Women: Action for Equality, Development and Peace to be held in Beijing in 1995;

7. Strongly encourages the Fourth World Conference on Women to consider the question of means of integrating the human rights of women into the mainstream of United Nations system-wide activity;

8. Invites the Secretary-General, the United Nations High Commissioner for Human Rights and the Secretary-General of the Fourth World Conference on Women to ensure an appropriate role at the Conference for relevant special rapporteurs, as well as relevant treaty bodies and special procedures of the Commission;

9. Encourages improved cooperation among the specialized agencies and funds of the United Nations system, particularly the

United Nations Development Fund for Women, the International Research and Training Institute for the Advancement of Women, the United Nations Children's Fund, the United Nations Development Programme and the United Nations Population Fund in order to promote the human rights of women through a systematic and periodic exchange of information, experience and expertise;

10. Urges the United Nations organs, bodies and specialized agencies whose activities deal with human rights to train relevant United Nations personnel and officials, particularly human rights and humanitarian relief personnel, to assist them to recognize and deal with violations of the human rights of women and to carry out their work without gender bias, and requests the Centre for Human Rights to take action in this regard;

11. Requests Governments and the United Nations to include in their human rights education activities information on the human rights of women;

12. Encourages States to ratify the Convention on the Elimination of All Forms of Discrimination Against Women by the year 2000 and to limit the extent of any reservation they enter to the Convention, to formulate any reservations as precisely and as narrowly as possible, to ensure that no reservation is incompatible with the object and purpose of the Convention or otherwise contrary to international law and to review their reservations regularly, with a view to withdrawing them expeditiously;

13. Renews its call to Governments to include gender-disaggregated data, including information on the de jure and de facto situation of women, in the information they provide to special rapporteurs, treaty bodies and to all other United Nations bodies and mechanisms concerned with human rights, and notes that the Vienna Declaration and Programme of Action calls on all special rapporteurs, working groups, the treaty bodies and other mechanisms of the Commission and the Sub-Commission to make use of such data in their deliberations and findings;

14. Decides to continue its consideration of the question as a matter of high priority at its fifty-second session.

63. The representative of Canada orally revised the draft resolution.



64. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the administrative and programme budget implications of the draft resolution.
65. The draft resolution, as orally revised, was adopted without a vote.
66. For the text as adopted, see chapter II, section A, resolution 1995/86.
67. At the 53rd meeting, on 3 March 1995, the Commission postponed consideration of draft resolution E/CN.4/1995/L.75.
68. At the 62nd meeting, on 8 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.75.
69. At the same meeting, the observer for the Czech Republic introduced draft resolution E/CN.4/1995/L.75 sponsored by Argentina\*, Austria, Belgium\*, Bulgaria, Canada, Costa Rica\*, Denmark\*, Finland, France, Germany, Hungary, Ireland\*, Italy, Luxembourg\*, the Netherlands, Norway\*, Peru, Poland, Slovakia\*, Spain\*, Sweden\*, Switzerland\*, the United States of America and Uruguay\*. Australia, Greece\*, Iceland\*, Jordan\*, Latvia\*, Liechtenstein\*, Mexico, New Zealand\*, Portugal\*, the Republic of Korea, the Russian Federation and the United Kingdom of Great Britain and Northern Ireland subsequently joined the sponsors.
70. The observer for the Czech Republic orally revised the draft resolution as follows:
- (a) A new paragraph was inserted after the first preambular paragraph;
  - (b) A new paragraph was inserted after the fifth preambular paragraph;
  - (c) A new paragraph was inserted after the eighth preambular paragraph;
  - (d) In operative paragraph 3, the words "special rapporteurs concerned, the Working Group on Enforced or Involuntary Disappearances and the Working Group on Arbitrary Detention" were deleted and replaced by the word "procedures";
  - (e) In operative paragraph 4, after the words "Also encourages", the word "all" was inserted; after the word "Governments" the words "encountering problems in the field of human rights" were deleted and after the words "thematic procedures" the words "and, where appropriate" were inserted;
  - (f) In operative paragraph 7, the words ", and to ascertain that the material provided falls under the mandates of these procedures and contains required elements;" were added at the end of the paragraph;

(g) Operative paragraph 8, which read: "Welcomes all appropriate measures the thematic special rapporteurs and working groups take in response to situations on human rights violations, including bringing those violations to the attention of the High Commissioner for Human Rights, as well as the Secretary-General and the competent United Nations organs and bodies;" was deleted;

(h) In operative paragraph 9, the word "Endorses" was replaced by the word "Notes";

(i) Operative paragraph 13, which read: "Encourages the High Commissioner for Human Rights to continue to strengthen cooperation among the thematic special rapporteurs, representatives, experts and members and chairpersons of working groups of the Commission and other relevant United Nations bodies, including the human rights treaty bodies, as well as to consider ways in which their work can be coordinated;" , was deleted;

(j) In operative paragraph 16, after the word "annually" the words "sufficiently early" were inserted;

(k) In operative paragraph 18, after the word "further", the word "periodic" was deleted;

(l) A new operative paragraph was inserted after operative paragraph 19.

71. Statements in connection with the draft resolution were made by the representatives of Cuba, the Czech Republic and the Netherlands.

72. The representative of the Netherlands proposed to amend the revision made by the observer for the Czech Republic in operative paragraph 7 to read: ", and asks these procedures to ascertain that the material provided falls under the mandates."

73. The resolution, as orally revised, was adopted without a vote.

74. For the text as adopted, see chapter II, section A, resolution 1995/87.

75. The Commission took no action on draft amendment E/CN.4/1995/L.109, submitted by Cuba on 7 March 1995. The text of the draft amendment reads as follows:

Cuba: Draft amendment to draft resolution E/CN.4/1995/L.75

1. In operative paragraph 9, replace "Endorses" by "Notes".
2. Add the following new operative paragraphs:

20. Recommends that the Economic and Social Council evaluate and supervise on a regular basis the reports and information

submitted by all thematic procedures in order to determine the implementation of the pertinent resolutions on the admissibility of communications on human rights with the purpose to consider the objectivity of those reports and information and if necessary to revise the appointments of the experts for such mandates;

21. Requests the Secretary-General and the Chairman of the Commission on Human Rights, in designating experts on countries and thematic procedures, to observe the principle of equitable geographical distribution, to apply criteria capable of guaranteeing the principle of pluralism, and to take into account the need for a multidisciplinary approach in order to reflect properly the diversity of historical, economic, social and cultural backgrounds of the United Nations membership;

22. Also requests the Secretary-General to submit a comprehensive report to the Commission at its fifty-second session on the geographical distribution of existing and future thematic and country procedures.

76. At the 53rd meeting, on 3 March 1995, the representative of Austria introduced draft resolution E/CN.4/1995/L.81 sponsored by Argentina\*, Australia, Austria, Bulgaria, Colombia, Costa Rica\*, Cyprus\*, the Czech Republic\*, Denmark\*, Finland, France, Germany, Greece\*, Hungary, Italy, Latvia\*, Nicaragua, Norway\*, Peru, Portugal\*, Switzerland\* and Sweden. Canada, Denmark\*, Ireland\*, the Netherlands, the Republic of Korea, the Russian Federation, Uruguay\* and the United States of America subsequently joined the sponsors.

77. The Commission decided to postpone consideration of the draft resolution.

78. At the same meeting the Commission resumed consideration of draft resolution E/CN.4/1995/L.81.

79. The representative of Austria orally revised the draft resolution as follows:

(a) After the fifth preambular paragraph, two new paragraphs were inserted as the sixth and seventh preambular paragraphs;

(b) In the original seventh preambular paragraph, the word "strategy" was replaced by the word "strategies";

(c) In the original tenth preambular paragraph, the word "of" was replaced by the word "for";

(d) In operative paragraph 4, the word "need" was replaced by the word "needs";

(e) In operative paragraph 7, the words "Also calls upon" were replaced by the word "Invites"; the words "extent to which his recommendations have been acted upon" were replaced by the words "measures taken thereon";

(f) In operative paragraph 9, after the words "the United Nations Development Programme," the words "the United Nations Children's Fund, the United Nations Development Fund for Women," were inserted; at the end of the paragraph the words "and encourages the representative of the Secretary-General to continue to cooperate and coordinate with them" were added;

(g) Operative paragraph 10, which read:

Encourages the representative of the Secretary-General to continue to cooperate and coordinate with the Office of the United Nations High Commissioner for Refugees, the Department of Humanitarian Affairs of the Secretariat and the International Committee of the Red Cross," was deleted.

80. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the administrative and programme budget implications of the draft resolution.

81. The representative of the Sudan made a statement in explanation of vote before the vote.

82. The draft resolution, as revised, was adopted without a vote.

83. For the text as adopted, see chapter II, section A, resolution 1995/57.

84. At its 53rd meeting, on 3 March 1995, the Commission postponed consideration of draft resolution E/CN.4/1995/L.83.

85. At its 59th meeting, on 7 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.83.

86. The representative of Cuba introduced draft resolution E/CN.4/1995/L.83 sponsored by Cuba. Angola subsequently joined the sponsor.

87. The representative of Cuba orally revised the draft resolution as follows: operative paragraph 5, which read as follows: "Requests the Secretary-General to submit, through the Economic and Social Council, a report to the General Assembly at its fiftieth session on the implementation of the present resolution, identifying those measures that impede the free flow of

financial remittances in violation of the human rights of documented migrants and their families in the countries of origin", was replaced by a new paragraph.

88. Statements in explanation of vote before the vote were made by the representatives of Australia and the United States of America.

89. The representative of the United States of America requested a vote; at the request of the representative of Cuba, a roll-call vote was taken on the revised draft resolution.

90. The draft resolution was adopted by 27 votes to 9, with 17 abstentions. The voting was as follows:

In favour: Algeria, Angola, Bangladesh, Benin, Brazil, Cameroon, Chile, China, Colombia, Côte d'Ivoire, Cuba, Ecuador, Egypt, El Salvador, Ethiopia, Gabon, Guinea-Bissau, India, Indonesia, Mexico, Nicaragua, Pakistan, Peru, Sri Lanka, Sudan, Togo, Venezuela.

Against: Australia, Canada, Germany, Hungary, Italy, Japan, Netherlands, United Kingdom of Great Britain and Northern Ireland, United States of America.

Abstaining: Austria, Bhutan, Bulgaria, Dominican Republic, Finland, France, Malawi, Malaysia, Mauritania, Mauritius, Nepal, Philippines, Poland, Republic of Korea, Romania, Russian Federation, Zimbabwe.

91. For the text as adopted, see chapter II, section A, resolution 1995/62.

92. At its 53rd meeting, on 3 March 1995, the Commission considered draft decision 8, recommended by the Sub-Commission for adoption by the Commission (see E/CN.4/1995/2, chap. I, sect. B).

93. The draft decision was adopted without a vote.

94. For the text as adopted, see chapter II, section B, decision 1995/112.

B. National institutions for the promotion and protection of human rights

95. In relation to agenda item 11 (b), the Commission had before it the following documents:

Report of the Secretary-General submitted in accordance with Commission on Human Rights resolution 1994/54 (E/CN.4/1995/48);

Written statement submitted by the Inter-Parliamentary Union, a non-governmental organization in consultative status (category I) (E/CN.4/1995/NGO/28).

96. In the general debate on agenda item 11 (b), statements were made by the following members of the Commission: Algeria (35th), Cameroon (40th), Canada (39th), Colombia (35th), Cuba (45th), France (29th), India (35th), Pakistan (35th), Republic of Korea (44th), Romania (44th), the Russian Federation (44th).

97. The Commission also heard statements by the observers for: Israel (45th), Madagascar (40th), New Zealand (35th), Ukraine (45th).

98. The Commission also heard statements by the following non-governmental organizations: International Fellowship of Reconciliation (39th), Liberation (39th).

99. At the 53rd meeting, on 3 March 1995, the representative of Australia introduced draft resolution E/CN.4/1995/L.68 sponsored by Australia, Finland, the Netherlands, New Zealand\*, Norway\*, the Philippines and Slovakia\*. Austria, Canada, France, Greece\*, Indonesia, Latvia\*, Malawi, Mexico, Mongolia\*, the Russian Federation, Senegal\*, Spain\* and Sweden\* subsequently joined the sponsors.

100. The draft resolution was adopted without a vote.

101. A statement in explanation of vote after the vote was made by the representative of Japan.

102. For the text as adopted, see chapter II, section A, resolution 1995/50.

C. Coordinating role of the Centre for Human Rights within the United Nations bodies and machinery dealing with the promotion and protection of human rights

103. In the general debate on agenda item 11 (c), statements were made by the following members of the Commission: Algeria (35th), Australia (44th), Bangladesh (44th), Bulgaria (44th), Canada (39th), Chile (45th), Colombia (35th), Cuba (45th), France (on behalf of the European Union) (34th), Indonesia (45th), Pakistan (35th), Russian Federation (44th), Sri Lanka (44th).

104. The Commission also heard statements by the observers for: Israel (45th), Malta (35th), Ukraine (45th).

105. The Commission also heard statements by the following non-governmental organization: General Arab Women's Federation (45th).

106. At its 53rd meeting, on 3 March 1995, the Commission took up consideration of draft resolutions submitted under agenda item 11 (c).

107. The Commission postponed consideration of draft resolution E/CN.4/1995/L.35.

108. At its 59th meeting, on 7 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.35.

109. The representative of France, on behalf of the European Union, introduced draft resolution E/CN.4/1995/L.35, sponsored by Austria, Belgium\*, Bulgaria, Canada, Croatia\*, the Czech Republic\*, Denmark\*, Finland, France, Germany, Greece\*, Hungary, Iceland\*, Ireland\*, Italy, Latvia\*, Luxembourg\*, Malta\*, the Netherlands, New Zealand\*, Norway\*, Portugal\*, the Republic of Korea, the Russian Federation, Slovakia\*, Spain\*, Sweden\*, Switzerland\*, Turkey, Ukraine\*, the United Kingdom of Great Britain and Northern Ireland and the United States of America. Algeria, Angola, Argentina\*, Australia, Bangladesh, Benin, Brazil, Burundi\*, Cameroon, Chile, Colombia, Costa Rica\*, Côte d'Ivoire, Croatia\*, Cyprus\*, the Dominican Republic, the Gambia\*, Japan, Liechtenstein\*, Mauritania, Nicaragua, the Philippines, Poland, Senegal\*, South Africa\*, Tunisia\*, Uruguay\* and Venezuela subsequently joined the sponsors.

110. The representative of France orally revised the draft resolution as follows:

(a) The fourteenth preambular paragraph, which read: "Recalling that in its report to the Special Commission of the Economic and Social Council (E/CN.4/1988/85 and Corr.1), the Commission on Human Rights reaffirmed that the paramount consideration in the employment of staff at every level was the need for the highest standards of efficiency, competence and integrity and expressed its conviction that that was compatible with the principle of equitable geographical distribution, and bearing in mind Article 101, paragraph 3, of the Charter of the United Nations", was replaced by a new paragraph;

(b) In operative paragraph 3, after the words "their respective mandates" the words "within the framework of the overall competence, authority, and decisions of the Secretary-General, the General Assembly, the Economic and Social Council and the Commission on Human Rights" were replaced by the words "under the direction and authority of the Secretary-General and within the framework of the overall competence, authority and decision of the General Assembly, the Economic and Social Council and the Commission on Human Rights";

(c) In operative paragraph 4, after the words "giving due regard to" the words "other priority activities of the United Nations related to

development, to enhance the capability of the High Commissioner for Human Rights and of the Centre for Human Rights to fulfil effectively their respective mandates" were replaced by the words "the need to finance and implement other priority activities of the United Nations related to development".

111. At the request of the representative of Cuba, consideration of draft resolution E/CN.4/1995/L.35 was postponed.

112. At the same meeting, the Commission resumed consideration of draft resolution E/CN.4/1995/L.35.

113. The representative of France further orally revised the revised draft resolution as follows: in the revised operative paragraph 4, after the words "to finance and implement", the words "other priority" were deleted.

114. A statement in connection with the revised draft resolution was made by the representatives of Cuba and India.

115. A statement in explanation of vote before the vote was made the representative of Cuba.

116. The draft resolution, as orally revised, was adopted without a vote.

117. For the text as adopted, see chapter II, section A, resolution 1995/64.

118. At its 53rd meeting, on 3 March 1995, the Commission postponed consideration of draft resolution E/CN.4/1995/L.80.

119. At its 59th meeting, on 7 March 1995, the representative of Indonesia introduced draft resolution E/CN.4/1995/L.80, sponsored by Algeria, Bolivia\*, Cameroon, China, Cuba, the Democratic People's Republic of Korea\*, Indonesia, Iran (Islamic Republic of)\*, Mauritania, Mexico, Myanmar\*, Nicaragua, Nigeria\*, Pakistan, South Africa\*, Sudan, the Syrian Arab Republic\*, Venezuela, Viet Nam\* and Zimbabwe. Angola, Brazil, Egypt, Ethiopia, India, Iraq\*, Kenya\*, the Libyan Arab Jamahiriya\*, Madagascar\*, Malawi\*, Malaysia and Yemen\* subsequently joined the sponsors.

120. Statements in explanation of vote before the vote were made by the representatives of France (on behalf of the European Union), Germany, Japan and the United States of America.

121. At the request of the representative of the United Kingdom of Great Britain and Northern Ireland, a roll-call vote was taken on the draft resolution.



122. The draft resolution was adopted by 35 votes to 16, with 1 abstention. The voting was as follows:

In favour: Algeria, Angola, Bangladesh, Bhutan, Brazil, Cameroon, Chile, China, Colombia, Côte d'Ivoire, Cuba, Dominican Republic, Ecuador, Egypt, El Salvador, Ethiopia, Gabon, India, Indonesia, Malawi, Malaysia, Mauritania, Mauritius, Mexico, Nepal, Nicaragua, Pakistan, Peru, Philippines, Republic of Korea, Sri Lanka, Sudan, Togo, Venezuela, Zimbabwe.

Against: Australia, Austria, Bulgaria, Canada, Finland, France, Germany, Hungary, Italy, Japan, Netherlands, Poland, Romania, Russian Federation, United Kingdom of Great Britain and Northern Ireland, United States of America.

Abstaining: Guinea-Bissau.

123. For the text as adopted, see chapter II, section A, resolution 1995/61.

D. Human rights, mass exoduses and displaced persons

124. In relation to agenda item 11 (d), the Commission had before it the following documents:

Report of the Representative of the Secretary-General, Mr. Francis M. Deng, on internally displaced persons, submitted pursuant to Commission on Human Rights resolutions 1993/95 and 1994/68 (E/CN.4/1995/50 and Add.1-4 and Add.1/Corr.1 and Add.2/Corr.1).

125. At the 34th meeting, on 21 February 1995, the Representative of the Secretary-General on the human rights issues related to internally displaced persons, Mr. Francis Deng, introduced his report (E/CN.4/1995/50 and Add.1-4 and Add.1/Corr.1 and Add.2/Corr.1) to the Commission.

126. In the general debate in agenda item 11 (d), statements were made by the following members of the Commission: Austria (39th), Colombia (35th), Hungary (40th), Pakistan (43rd), Russian Federation (44th), Sri Lanka (44th), Sudan (35th).

127. The Commission also heard statements by the observer for Sweden (45th).

128. The Commission also heard statements by the following non-governmental organizations: Anti-Slavery International (45th), Caritas International (38th), Christian Democrat International (40th), Commission of the Churches on International Affairs of the World Council of Churches (38th), Friends World Committee for Consultation (38th), Human Rights

Advocates (39th), International Association against Torture (40th), International Commission of Jurists (38th), International Committee for European Security and Cooperation (43rd), International Council of Voluntary Agencies (45th), International Islamic Federation of Student Organizations (45th), International League for Human Rights (45th), International Work Group for Indigenous Affairs (45th), Pax Romana (38th), World Society of Victimology (40th).

129. The Commission also heard a statement by the International Committee of the Red Cross (40th).

130. Statements in exercise of the right of reply or its equivalent were made by the representatives of India (45th) and Pakistan (45th) and the observer for Iraq (40th and 45th).

131. The Commission postponed consideration of draft resolution E/CN.4/1995/L.84.

132. At its 59th meeting, on 7 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.84.

133. At the request of the representative of Canada, the Commission decided to postpone consideration of the draft resolution.

134. At its 62nd meeting, on 8 March 1995, the Commission resumed consideration of draft resolution E/CN.4/1995/L.84.

135. The representative of Canada introduced the draft resolution sponsored by Benin, Croatia\*, Finland, France, Germany, Hungary, Japan, Madagascar\*, the Netherlands, Norway\*, Poland, the Russian Federation and the United Kingdom of Great Britain and Northern Ireland. Argentina\*, Armenia\*, Australia, Denmark\*, Iceland\*, Ireland\*, Italy, Jordan\*, Latvia\*, Luxembourg\*, Nepal, New Zealand\*, the Republic of Korea, Romania, Senegal\*, Sweden\*, Switzerland\*, the United States of America and Uruguay\* subsequently joined the sponsors.

136. The resolution was adopted without a vote.

137. For the text as adopted, see chapter II, section A, resolution 1995/88.

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