



**Economic and Social  
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COMMISSION ON HUMAN RIGHTS  
Sub-Commission on Prevention of  
Discrimination and Protection  
of Minorities  
Forty-seventh session  
Agenda item 10

THE ADMINISTRATION OF JUSTICE AND THE HUMAN RIGHTS OF DETAINEES

Mr. Alfonso Martinez, Mr. Bengoa, Ms. Chavez, Mr. El-Hajjé,  
Mr. Guissé, Ms. Gwanmesia, Mr. Hakim, Mr. Joinet,  
Mr. Khalil, Ms. Palley, Mr. Ramadhane, Ms. Warzazi and  
Mr. Yimer: draft resolution

1995/.. Question of the impunity of perpetrators of violations  
of human rights (economic, social and cultural rights)

The Sub-Commission on Prevention of Discrimination and Protection of  
Minorities,

Guided by the principles enshrined in the Charter of the United Nations,  
the Universal Declaration of Human Rights, the International Covenant on  
Economic, Social and Cultural Rights, the International Covenant on Civil and  
Political Rights, other relevant human rights instruments and the Geneva  
Conventions of 12 August 1949,

Recalling the interdependence and indivisibility of civil and political  
rights and economic, social and cultural rights,

Convinced that the increasingly widespread practice worldwide of impunity  
for perpetrators of violations of human rights is a fundamental obstacle to  
the observance of human rights,

Recalling its resolution 1992/23 of 27 August 1992, in which it decided to request Mr. El Hadji Guissé and Mr. Louis Joinet to draft a study on the impunity of perpetrators of violations of human rights, and Commission on Human Rights resolution 1993/43 of 5 March 1993, in which the Commission endorsed the decision of the Sub-Commission,

Recalling also its resolution 1993/37 of 26 August 1993 and, in particular, its resolution 1994/34 of 26 August 1994, in which it decided, in order to facilitate the treatment of the question, to entrust Mr. Joinet with the completion of the first aspect, concerning civil and political rights, and Mr. Guissé with the second aspect, concerning economic, social and cultural rights,

Bearing in mind paragraph II.91 of the Vienna Declaration and Programme of Action (A/CONF.157/23), in which the World Conference on Human Rights supported the efforts of the Commission and the Sub-Commission to intensify opposition to the impunity of perpetrators of serious violations of human rights,

1. Welcomes with satisfaction the interim report (E/CN.4/Sub.2/1995/19) on action to combat the impunity of perpetrators of violations of human rights (economic, social and cultural rights);
2. Requests the Special Rapporteur to submit his final report to the Sub-Commission at its forty-eighth session;
3. Requests the Secretary-General to provide the Special Rapporteur with any assistance required to enable him to discharge his task;
4. Invites Governments, competent bodies of the United Nations, the specialized agencies, regional intergovernmental organizations and non-governmental organizations to provide or continue to provide information on the question;
5. Decides to consider the question of the impunity of perpetrators of violations of human rights (economic, social and cultural rights) at its forty-eighth session under the agenda item entitled "The realization of economic, social and cultural rights".

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