

COMMISSION ON HUMAN RIGHTS  
Thirty-ninth session  
Open-ended Working Group on  
the over-all analysis  
Item 11 of the agenda

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FURTHER PROMOTION AND ENCOURAGEMENT OF HUMAN RIGHTS  
AND FUNDAMENTAL FREEDOMS, INCLUDING THE QUESTION OF  
THE PROGRAMME AND METHODS OF WORK OF THE COMMISSION;  
ALTERNATIVE APPROACHES AND WAYS AND MEANS WITHIN THE  
UNITED NATIONS SYSTEM FOR IMPROVING THE EFFECTIVE  
ENJOYMENT OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS

Working paper submitted by the Ukrainian SSR

The Commission on Human Rights,

Referring to its resolution 1982/22 by which it requested the Sub-Commission on Prevention of Discrimination and Protection of Minorities to make a first study on possible terms of reference for the mandate of a High Commissioner for Human Rights, taking into account the provisions of the Charter of the United Nations and of pertinent international instruments concluded under United Nations auspices, the concepts contained in General Assembly resolution 32/130 as well as the practice of the United Nations system for the promotion and protection of human rights,

Noting resolution 1982/27 of the Sub-Commission,

Confirming the desirability that major decisions concerning the organization and operation of the United Nations system for the promotion and protection of human rights be adopted on the basis of consensus which takes account of different views expressed by Member States, in order to ensure their effectiveness,

Considering that the above requirements of the Commission as set forth in its resolution 1982/22 have not been complied with by the Sub-Commission,

Noting that in the light of the Sub-Commission resolution 1982/27 the Commission could not reach an agreement on a post of United Nations High Commissioner for Human Rights,

1. Requests the Sub-Commission once again to prepare a thorough first study on the above matter, taking into account the provision of the Charter of the United Nations and of pertinent international instruments concluded under United Nations auspices, the concepts contained in General Assembly resolution 32/130, the practice of the United Nations system for the promotion and protection of human rights as well as different views expressed by Member States, and to submit such a study to the Commission;

2. Requests further the Sub-Commission to carry out this study with all the thoroughness appropriate to the Sub-Commission as to an expert body and being guided by the above-mentioned requirements;

3. Decides to examine the above study, when received, under item 11.