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### WORLD CONFERENCE AGAINST RACISM, RACIAL DISCRIMINATION, XENOPHOBIA AND RELATED INTOLERANCE

Durban, 31 August-7 September 2001  
Agenda item 10

#### ADOPTION OF THE FINAL DOCUMENT AND THE REPORT OF THE CONFERENCE

#### **Report of the Main Committee**

Rapporteur: Ms. Najat Al-Hajjaji (Libyan Arab Jamahiriya)

#### **Draft programme of action**

1. At its ..... meeting, on 7 September 2001, the Main Committee considered the draft programme of action submitted to it by the working group as contained in the present document and addenda. The principal document contains paragraphs adopted by the Preparatory Committee, and the addenda contain paragraphs adopted by the working group at the World Conference.
2. At the same meeting, the Committee approved the draft programme of action, as amended, and recommended it to the Conference for adoption.

**Paragraphs adopted by the working group on the draft Programme of Action as at 0200, 7 September 2001 (consolidated)**

Recognizing the urgent need to translate the objectives of the Declaration into a practical and workable Programme of Action, the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance: (ADOPTED by WG on 6/9)

1. Urges States in their national efforts, and in cooperation with other States, regional and international organizations and financial institutions, to promote the use of public and private investment in consultation with the affected communities in order to eradicate poverty, particularly in those areas in which victims of racism, racial discrimination, xenophobia and related intolerance predominantly live; (ADOPTED by WG on 6/9)

4. Urges States to take all necessary and appropriate measures to end enslavement and contemporary forms of slavery-like practices to initiate constructive dialogue among States and implement measures with a view to correcting the problem and the damage resulting from them; (ADOPTED by WG on 6/9)

12. Calls upon the United Nations, international financial and development institutions and other appropriate mechanisms to develop capacity-building programmes intended for Africans and people of African descent in the Americas and around the world; (ADOPTED by WG on 31/8)

18. Calls upon States to take specific steps to ensure full and effective access to the justice system for all individuals, particularly those of African descent; (ADOPTED by the WG on 31/8)

19 bis. Urges States to recognize the particularly severe problems of religious prejudice and intolerance that many people of African descent experience and to implement policies and measures that are designed to prevent and eliminate all such discrimination

on the basis of religion and belief, which, when combined with certain other forms of discrimination, constitutes a form of multiple discrimination; (ADOPTED by WG on 5/9)

20. Urges States :

(a) To adopt or continue to apply, in concert with them, constitutional, administrative, legislative, judicial and all necessary measures to promote, protect and ensure the enjoyment by indigenous peoples of their rights, as well as to guarantee them the exercise of their human rights and fundamental freedoms on the basis of equality, non-discrimination and full and free participation in all areas of society, in particular in matters affecting or concerning their interests ; (ADOPTED at 3<sup>rd</sup> PrepCom) (brackets around indigenous peoples removed by WG on 1/9).

33. Calls upon States to facilitate family reunification, in an expeditious and effective manner which has a positive effect on integration of migrants, with due regard for the desire of many family members to have an independent status; (ADOPTED at WG on 2/9)

34. Urges States to take concrete measures that would eliminate racism, racial discrimination, xenophobia and related intolerance in the workplace against all workers, including migrants, and ensure the full equality of all before the law, including labour law, and further urges States to eliminate barriers, where appropriate, to: participating in vocational training, collective bargaining, employment, contracts and trade union activity; accessing judicial and administrative tribunals dealing with grievances; seeking employment in different parts of their country of residence; and working in safe and healthy conditions; (ADOPTED at 3<sup>rd</sup> Prep Com; BRACKETED PART OF TEXT RESOLVED and ADOPTED at WG on 2/9)

35. (g) To take all possible measures to promote the full enjoyment by all migrants of all human rights, including those related to fair wages and equal remuneration for work of equal value without distinction of any kind, and the right to security in the event of

unemployment, sickness, disability, widowhood, old age or other lack of livelihood in circumstances beyond his control, social security including social insurance, access to education, health care, social services and respect for their cultural identity; (ADOPTED by the WG on 1/9)

39. Calls upon States to recognize the racism, racial discrimination, xenophobia and related intolerance that refugees may face as they endeavour to engage in the life of the societies of their host countries and encourages States to develop strategies to address this discrimination and to facilitate the full enjoyment of the human rights of refugees, in accordance with their international obligations and commitments. State parties should ensure that all measures relating to refugees must be in full accordance with the 1951 Convention relating to the Status of Refugees and its 1967 Protocol. (ADOPTED by WG on 6/9)

48bis Invites Government efforts to design policies aimed at combating racism, racial discrimination, xenophobia and related intolerance that are based on reliable statistical data recognizing the concerns identified in consultation with the Roma/Gypsies/Sinti/Travellers themselves reflecting as accurately as possible their status in society. All such information shall be collected in accordance with provisions on human rights and fundamental freedoms, such as data protection regulations and privacy guarantees and in consultations with the persons concerned. (ADOPTED by WG on 6/9)

56(b). To recognize that sexual violence which has been systematically used as a weapon of war, sometimes with the acquiescence or at the instigation of the State, is a serious violation of international humanitarian law which, in defined circumstances, constitutes a crime against humanity and/or a war crime, and that the intersection of discrimination on grounds of race and gender makes women and girls particularly vulnerable to this type of violence which is often related to racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG 6/9)

56. c) To end impunity and prosecute those responsible for crimes against humanity and war crimes, including crimes related to sexual and other gender-based violence against women and girls, as well as to ensure that persons in authority who are responsible for such crimes, including by committing, ordering, soliciting, inducing, aiding in, abetting, assisting or in any other way contributing to the commission or attempted commission are identified, investigated, prosecuted and punished; (ADOPTED by WG on 6/9)

58. Urges States, in accordance with their national law and their obligations under the relevant international instruments, to take all measures to the maximum extent of their available resources to guarantee, without any discrimination, the equal right of all children to the immediate registration of birth, in order to enable them to exercise their human rights and fundamental freedoms. States shall grant women equal rights with men with respect to nationality; (ADOPTED by WG on 6/9)

60bis Urges States to mainstream a gender perspective in the design and development of measures of prevention, education and protection aimed at the eradication of racism, racial discrimination, xenophobia and related intolerance at all levels, to ensure that they effectively target the distinct situations of women and men. (ADOPTED by WG on 6/9)

70. Urges States to adopt and implement, or strengthen, national legislation and administrative measures that expressly and specifically counter racism and prohibit racial discrimination, xenophobia and related intolerance whether direct or indirect, in all spheres of public life in accordance with their obligations under the International Convention on the Elimination of All Forms of Racial Discrimination ensuring that their reservations are not contrary to the object and purpose of the Convention; (ADOPTED by WG on 3/9)

72. Urges States to enact and implement, as appropriate, laws against trafficking in persons, especially women and children and smuggling of migrants, taking into account, practices that endanger human lives or lead to various kinds of servitude and exploitation, such as debt bondage, slavery, sexual exploitation or labour exploitation; also encourages

States to create, if they do not already exist, mechanisms to combat such practices and to allocate adequate resources to ensure law enforcement, the protection of the rights of victims, and to reinforce bilateral, regional and international cooperation, including with non-governmental organizations that assist victims, to combat this trafficking in persons and smuggling of migrants; (ADOPTED by WG on 6/9)

86. Calls upon States to promote and protect the exercise of the rights set out in the Declaration on the Elimination of All Forms of Intolerance and of Discrimination Based on Religion or Belief, proclaimed by the General Assembly in its resolution 36/55, of 25 November 1981, in order to obviate religious discrimination which, when combined with certain other forms of discrimination, constitutes a form of multiple discrimination; (ADOPTED by WG on 5/9)

87. Urges States to seek full respect for, and compliance with, the Vienna Convention on Consular Relations of 1963, especially as it relates to the right of foreign nationals, regardless of their legal and immigration status, to communicate with a consular officer of their own State in the case of arrest or detention; (ADOPTED by WG on 2/9)

88. Urges all States to prohibit discriminatory treatment against foreigners and migrant workers, inter alia, where appropriate, concerning the granting of work visas and work permits housing, health care and access to justice, based on race, colour, descent or national or ethnic origin; (ADOPTED by WG on 6/9)

89. Underlines the importance of combating impunity, including for crimes with a racist or xenophobic motivation, also at the international level noting that impunity for violations of human rights and international humanitarian law is a serious obstacle to a fair and equitable justice system and, ultimately, reconciliation and stability; it also fully supports the work of the existing international criminal tribunals and the ratification of the Statute of the International Criminal Court; urges all States to cooperate with these international criminal tribunals; (ADOPTED by WG on 6/9)

90. Urges States to make every effort to fully apply the relevant provisions of the Declaration on Fundamental Principles and Rights at Work of 1998 of the ILO, in order to combat racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 3/9)
91. Encourages the bodies, agencies and relevant programmes of the United Nations system and States to promote and to make use of the “Guiding Principles on Internal Displacement” (E/CN.4/1998/53/Add.2), particularly those provisions relating to non-discrimination, (ADOPTED by WG on 6/9)
93. Urges States to adopt effective measures to combat criminal acts motivated by racism, racial discrimination, xenophobia and related intolerance, to take measures so that such motivations be considered an aggravating factor for the purposes of sentencing, to prevent these crimes from going unpunished and to ensure the rule of law; (ADOPTED by WG on 3/9)
95. Calls upon States to promote measures to deter the emergence and to counter neo-fascist, violent nationalist ideologies which promote racial hatred and racial discrimination, as well as racist and xenophobic sentiments, including measures to combat the negative influence of such ideologies especially on young people through formal and non-formal education, media and sport; (ADOPTED by WG on 6/9)
98. Calls upon States to criminalize all forms of trafficking in persons, in particular women and children and to condemn and penalize traffickers and intermediaries, while ensuring protection and assistance to the victims of trafficking with full respect for their human rights; (ADOPTED by WG on 3/9)
104. Urges States to collect, compile, analyse, disseminate and publish reliable statistical data at the national and local levels and undertake all other related measures which are necessary to assess regularly the situation of individuals and groups who are

victims of racism, racial discrimination, xenophobia and related intolerance . (ADOPTED by WG on 5/9)

a) Such statistical data should be disaggregated by [LIST] in accordance with national legislation. Any such information shall, as appropriate, be collected with their explicit consent of the victims, based on their self-identification and in accordance with provisions on human rights and fundamental freedoms, such as data protection regulations and privacy guarantees. This information must not be misused. (ADOPTED with BRACKET by WG on 5/9)

b) The statistical data and information should be collected with the objective of monitoring the situation of marginalised groups as well as the development and evaluation of legislation, policies, practices and other measures aimed at preventing and combating racism, racial discrimination, xenophobia and related intolerance, as well as for the purpose of determining whether any measures have an unintentional disparate impact on victims. To that end, it recommends the development of voluntary, consensual and participatory strategies in the process of collecting, designing and using information. (ADOPTED by WG on 6/9)

c) The information should take into account economic and social indicators, including, where appropriate, health and health status, infant and maternal mortality, life expectancy, literacy, education, employment, housing, land ownership, mental and physical health care, water, sanitation, energy and communications services, poverty and average disposable income in order to elaborate social and economic development policies with a view to closing the existing gaps in social and economic conditions. (ADOPTED by WG on 6/9)

105. Invites States, inter-governmental organisations, non-governmental organisations, academic institutions and the private sector to improve concepts and methods of data collection and analysis; to promote research, exchange experiences and successful practices and develop promotional activities in this area; and to develop indicators of progress and participation of individuals and groups in society subject to racism, racial discrimination, xenophobia and related intolerance. (ADOPTED by WG on 5/9)



106. Recognising that policies and programmes aimed at combating racism, racial discrimination, xenophobia and related intolerance should be based on quantitative and qualitative research, incorporating a gender perspective. Such policies and programmes should take into account priorities identified by individuals and groups who are victims of, or subject to, racism, racial discrimination, xenophobia and related intolerance. (ADOPTED by WG on 6/9)

106bis Urges States to establish regular monitoring on acts of racism, racial discrimination, xenophobia and related intolerance in the public and private sector, including those committed by law enforcement officials. (ADOPTED by WG on 5/9)

109. Invites States to promote and conduct studies and adopt an integral objective and long-term approach to all phases and aspects of migration which will deal effectively with both its causes and manifestations. These studies and approaches should pay special attention to the root causes of migratory flows, such as lack of full enjoyment of human rights and fundamental freedoms, the effects of economic globalization on migration trends. (ADOPTED by WG on 6/9)

110. Recommends that further studies be conducted on how racism, racial discrimination, xenophobia and related intolerance may be reflected in laws, policies, institutions and practices and how this may have contributed to the victimization and exclusion of migrants, especially women and children; (ADOPTED by WG on 6/9)

114. Urges States to adopt and implement social development policies based on reliable statistical data and centred on the attainment, by the year 2015, of the commitments to meet the basic needs of all set forth in paragraph 36 of the Programme of Action of the World Summit for Social Development, held at Copenhagen in 1995, with a view to significantly close the existing gaps in living conditions faced by victims of racism, racial discrimination, xenophobia and related intolerance, especially regarding the illiteracy rate, universal primary education, infant mortality, under-five child mortality, health, reproductive health care to all, and access to safe drinking water. Promotion of gender

equality will also be taken into account in the adoption and implementation of these policies; (ADOPTED by WG on 6/9)

116. Recommends that States include where applicable in their periodic reports to United Nations human rights treaty bodies, in an appropriate form, statistical information ~~about~~ relating to individuals, members of groups and communities within their jurisdiction, including statistical data about participation in political life and about their economic, social and cultural situation. All such information shall be collected in accordance with provisions on human rights and fundamental freedoms, such as data protection regulations and privacy guarantees; (ADOPTED by WG on 6/9)

120. Urges States to establish, on the basis of statistical information, national programmes, including affirmative or positive measures, to promote the access of [generic description to replace individual and group,...minorities] to basic social services, including primary education, basic health care and adequate housing; (ADOPTED by WG on 5/9)

121. Recommends that host countries for migrants consider the provision of adequate social services, in particular, in the areas of health, education and adequate housing, as a matter of priority, in cooperation with the United Nations agencies, the regional organisations and international financial bodies, also requests that these agencies provide an adequate response to requests for such services; (ADOPTED by WG on 5/9)

122. Urges States to establish programmes to promote the access without discrimination to those who are victims of or subject to racism, racial discrimination, xenophobia and related intolerance, to health care and to promote strong efforts to eliminate, disparities, inter alia, in the infant and maternal mortality rates, childhood immunizations, HIV/AIDS, heart diseases, cancer and contagious diseases; (ADOPTED by WG on 6/9)

126. Urges States to promote residential integration of all members of the society at the planning stage of urban development schemes and other human settlements, as well as,

while renewing neglected areas of public housing so as to counter social exclusion and marginalisation; (ADOPTED by WG on 5/9)

127. Urges States to promote and support where appropriate the organization and operation of enterprises owned by [Proposal to replace the listing by a generic description indigenous people, people of minority descent, migrants and other ethnic, racial, cultural, religious and linguistic groups or minorities] by promoting equal access to credits and training programmes; (ADOPTED by WG on 5/9)

128. (c) to improve the prospects of targeted groups facing, inter alia, the greatest obstacles in finding, keeping or regaining work, including skilled employment. Particular attention should be paid to persons subject to multiple discrimination; (ADOPTED by WG on 5/9)

129. Urges States to give special attention, when devising and implementing legislation and policies designed to enhance the protection of workers' rights, to the serious situation of the lack of protection, and in some cases, exploitation, as in the case of trafficked persons and smuggled migrants which makes them more vulnerable to ill-treatment such as confinement in the case of domestic workers and also being employed in dangerous and poorly paid jobs; (ADOPTED by WG on 5/9)

130. Urges States to avoid the negative effects of discriminatory practices, racism and xenophobia in employment and occupation by promoting the application and observance of international instruments and norms on workers' rights; (ADOPTED by WG on 6/9)

131. Encourages States to consider taking measures to increase the recruitment, retention and promotion of women and men [belonging to/all groups which are currently under-represented in the teaching profession as a result of racism, racial discrimination, xenophobia and related intolerance and guarantee them effective equality of access to the profession it. Particular efforts should be made to recruit women and men who have the ability to interact effectively with all groups; (ADOPTED by WG on 5/9)

132. Calls upon States and encourages representatives of trade unions and the business sector to advance non-discriminatory practices at the work place and protect the rights of workers including in particular, the victims of racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 5/9)

133. Calls upon States to provide effective access to administrative and legal procedures and other remedial action to victims of racism, racial discrimination, xenophobia and related intolerance at the work place; (ADOPTED by WG on 5/9)

137/138. Invites States to consider non-discriminatory measures to provide a safe and healthy environment for individuals and members of groups victims of or subject to racism, racial discrimination, xenophobia and related intolerance, in particular:  
to improve access to public information on health and environment issues;  
to ensure that relevant concerns are taken into account in the public process of decision-making on the environment;  
to share technology and successful practices to improve human health and environment in all areas;  
to take appropriate remedial measures, as possible to clean, re-use and redevelop contaminated sites and where appropriate, relocate those affected on a voluntary basis after consultations; (ADOPTED by WG on 6/9)

140. Urges States to promote, as appropriate, effective and equal access of all members of the community, especially those who are victims of racism, racial discrimination, xenophobia and related intolerance, to the decision making process in society at all levels and in particular at the local level, and also urges States and encourages the private sector to facilitate their effective participation in the economic life; (ADOPTED by WG on 5/9)

141. Urges all multilateral financial and development institutions in particular the World Bank, International Monetary Fund, World Trade Organisation and regional development banks to promote, in accordance with their regular budgets and the procedures of their

governing bodies, participation by all members of the international community in decision making processes at all stages and levels in order to facilitate development projects and, as appropriate, trade and market access programmes; (ADOPTED by WG on 5/9)

143bis. Underlines the key role that politicians and political parties can play in combating racism, racial discrimination, xenophobia and related intolerance and encourages political parties to take concrete steps to promote equality, solidarity and non-discrimination in society, inter-alia, by developing voluntary codes of conduct, which include internal disciplinary measures for violations thereof, so their members refrain from public statements and actions that encourage or incite racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 5/9)

144. Invites the Inter-Parliamentary Union to encourage debate in, and action by, Parliaments on various measures including laws and policies to combat racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 5/9)

147/149 (sections merged). Encourages all States, in cooperation with the United Nations, UNESCO and other relevant international organizations, to initiate and develop cultural and educational programmes aimed at countering racism, racial discrimination, xenophobia and related intolerance, in order to ensure respect for the dignity and worth of all human beings and enhance mutual understanding amongst all cultures and civilizations. It further urges States to support and implement public information campaigns and specific training programmes in the field of human rights, where appropriate formulated in local languages, to combat racism, racial discrimination, xenophobia and related intolerance and promote respect for the values of diversity, pluralism, tolerance, mutual respect, cultural sensitivity, integration and inclusiveness, Such programmes and campaigns should be addressed to all sectors of society, in particular children and young people; (ADOPTED by WG on 5/9)

148. Calls upon States to ensure that education and training, especially teacher training,

promote respect for human rights and the fight against racism, racial discrimination, xenophobia and related intolerance and that educational institutions implement policies and programmes agreed by the relevant authorities on equal opportunities, anti-racism, gender equality, cultural, religious and other diversity, with the participation of teachers, parents and students, and follow-up their implementation. It further urges all educators, including teachers at all levels of education, religious communities and the print and electronic media to play an effective role in human rights education including as a means to combat racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 5/9)

149/158 (sections merged) Urges States to intensify their efforts in the field of education, including human rights education, in order to promote an understanding and awareness of the causes, consequences and evils of racism, racial discrimination, xenophobia and related intolerance and also urges States and encourages educational authorities and the private sector, as appropriate, to develop educational materials, in consultation with educational authorities and the private sector, as appropriate, including textbooks and dictionaries, aimed at combating those phenomena, and, in this context, calls upon States to give importance if appropriate, to textbook and curriculum review and amendment so as to eliminate any elements that might promote racism, racial discrimination, xenophobia and related intolerance or reinforce negative stereotypes, and to include material that refutes such stereotypes; (ADOPTED by WG on 6/9)

150bis The World Conference calls upon States to undertake and facilitate activities aimed at educating young people in human rights and democratic citizenship and instilling values of solidarity, respect and appreciation of diversity, including respect for different groups. A special effort to inform and sensitize young people to respect democratic values and human rights should be undertaken or developed to fight against ideologies based on the fallacious theory of racial superiority; (ADOPTED by WG on 6/9)

151. Urges States to:

- a.) adopt and implement laws that prohibit discrimination [on the basis of race, colour, descent or national or ethnic origin] at all levels of education, both formal and non-formal;
- b.) take all appropriate measures to eliminate obstacles limiting the access of children to education;
- c.) ensure that all children have access without discrimination to education of good quality;
- d.) establish and implement standardised methods to measure and track the educational performance of disadvantaged children and young people;
- e.) to commit resources to eliminate where they exist, inequalities in educational outcomes for children and young people;
- f.) support efforts to ensure safe school environments free from violence and harassment motivated by racism, racial discrimination, xenophobia or related intolerance ; and consider establishing financial assistance programmes designed to enable all students, [regardless of race, colour, descent or ethnic or national origin], to attend institutions of higher education; (ADOPTED by WG with BRACKETS on 5/9)

152. Urges States, if appropriate in cooperation with relevant organization including youth organizations, to support and implement public formal and non-formal education, programmes designed to promote respect for cultural diversity; (ADOPTED by WG on 6/9)

153. Urges States to ensure equal access to education for all in law and in practice and to refrain from any legal or any other measures leading to imposed racial segregation in any form in access to schooling; (ADOPTED by WG on 5/9)

154. Urges States to commit themselves to ensuring access to education, including access to free primary education for all children, both girls and boys and access for adults to lifelong learning and education, based on respect for human rights, diversity and tolerance, without discrimination of any kind; (ADOPTED by WG on 5/9)

157. Urges States to introduce and, as applicable, to reinforce anti-discrimination and anti-racism components in human rights programmes in school curricula, to develop and improve relevant educational material, including history and other textbooks and to ensure that all teachers are effectively trained and adequately motivated to shape attitudes and behavioural patterns, based on the principles of non-discrimination, mutual respect and tolerance; (ADOPTED by WG on 5/9)

163. Urges States to develop and strengthen anti-racist and gender-sensitive human rights training for public officials including personnel in the administration of justice, particularly in law enforcement, correctional and security services as well as among health-care, schools and migration authorities; (ADOPTED by WG on 6/9)

164. Urges States to strengthen the human rights training and awareness-raising activities designed for immigration officials, border police and staff of detention centres and prisons, local authorities and other civil servants in charge of enforcing laws, as well as teachers, with particular attention to the human rights of migrants, refugees and asylum seekers, in order to prevent acts of racial discrimination and xenophobia avoid situations where prejudices lead to decisions based on racism, racial discrimination, xenophobia or related intolerance; (ADOPTED by WG on 5/9)

165. Urges states to provide or strengthen training for law enforcement, immigration and other relevant officials in the prevention of trafficking in persons. The training should focus on methods used in preventing such trafficking, prosecuting the traffickers and protecting the rights of victims, including protecting the victims from the traffickers. The training should also take into account the need to consider human rights and child- and gender- sensitive issues and it should encourage cooperation with non-governmental organizations, other relevant organizations and other elements of civil society; (ADOPTED by WG on 6/9)



167. Welcomes the positive contribution made by the new information and communications technologies, including the Internet, in combating racism through rapid and wide-reaching communication; (para. 173) (ADOPTED by WG on 5/9)

168. Draws attention to the potential to increase the use of the new information and communications technologies, including the Internet, to create educational and awareness-raising networks against racism, racial discrimination, xenophobia and related intolerance, both in and out of school, as well as the ability of the Internet to promote universal respect for human rights and also respect for the value of cultural diversity; (ADOPTED by WG on 5/9)

169. Emphasises the importance of recognizing the value of cultural diversity and putting in place concrete measures to encourage the access of the marginalized communities to the mainstream and alternative media through, inter alia, the presentation of programmes that reflect their cultures and languages; (ADOPTED by WG on 5/9)

170. Expresses concern at the material progression of racism, racial discrimination, xenophobia and related intolerance including its contemporary forms and manifestations, such as the use of the new information and communications technologies, including the Internet, to disseminate ideas of racial superiority;. (ADOPTED by WG on 5/9)

171. Urges States and encourages the private sector to promote the development by the media, including the print and electronic media, including Internet and advertising, taking into account their independence, through their relevant associations and organizations at the national, regional and international levels, of a voluntary ethical code of conduct and self-regulatory measures, of policies and practices aimed at:

- (a) Combating racism, racial discrimination, xenophobia and related intolerance;
- (b) Promoting the fair, balanced and equitable representation of the diversity of their societies, as well as ensuring that this diversity is reflected among their staff;

- (c) Combating the proliferation of ideas of racial superiority, justification of racial hatred and discrimination in any form;
- (d) Promoting respect, tolerance and understanding among all individuals, peoples, nations and civilizations, for example through assistance in public awareness-raising campaigns;
- (e) Avoiding stereotyping in all its forms, and particularly the promotion of false images of migrants, including migrant workers, and refugees in order to prevent the spread of xenophobic sentiments among the public and to encourage the objective and balanced portrayal of people, events and history; (ADOPTED by WG on 5/9)

172. Urges States to implement legal sanctions, in accordance with relevant international human rights law, in respect of incitement to racial hatred through new information and communications technologies, including the Internet, and further urges them to apply all relevant human rights instruments to which they are Parties, in particular the International Convention on the Elimination of All Forms of Racial Discrimination, to racism on the Internet; (ADOPTED by WG on 5/9)

173. Urges States to encourage the media to avoid stereotyping based on racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 5/9)

174. Calls upon States to consider the following, taking fully into account existing international and regional standards on freedom of expression, while taking all necessary measures to guarantee the right to freedom of opinion and expression:

- a.) to encourage Internet service providers to establish and disseminate specific voluntary codes of conduct and self-regulatory measures against the dissemination of racist messages and those that result in racial discrimination, xenophobia or any form of intolerance and discrimination; to that end, Internet providers are encouraged to set up mediating bodies at national and international levels, involving relevant civil society institutions; (ADOPTED by WG on 5/9)
- b.) to adopt and apply, to the extent possible, appropriate legislation for prosecuting those responsible for incitement to racial hatred or violence on the new

information and communications technologies, including the Internet; (ADOPTED by WG on 5/9)

c.) to address the problem of dissemination of racist material through the new information and communications technologies, including the Internet, inter alia by imparting training to law enforcement authorities; (ADOPTED by WG on 5/9)

.....

e.) to denounce and actively discourage the transmission of racist and xenophobic messages through all communications media, including new information and communications technologies, such as the Internet; (ADOPTED by WG on 5/9)

f.) to consider a prompt and co-ordinated international response to the rapidly evolving phenomenon of the dissemination of hate speech and racist material on new information and communications technologies, including the Internet; and in this context to strengthen international cooperation; (ADOPTED by WG on 5/9)

g.) to encourage access and use by all people of the Internet as an international and equal forum, aware that there are disparities in use of and access to the Internet ; (ADOPTED by WG on 5/9)

.....

i.) to encourage the reflection of the diversity of societies among the personnel of media organisations and the new information and communications technologies, such as the Internet, by promoting adequate representation of different segments within societies at all levels of their organisational structure; (ADOPTED by WG on 5/9)

178. Encourages States, regional and international organizations, including financial institutions, as well as civil society, to address within existing mechanisms or where necessary to put in place and/or develop mechanisms to address those aspects of globalization which may lead to racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 03/09)

183. Urges the United Nations Educational, Scientific and Cultural Organization to provide support to States in the preparation of teaching materials and tools for promoting

teaching, training and educational activities relating to human rights and the struggle against racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 3/9)

185. Urges States to facilitate to victims of racial discrimination, including victims of torture and ill-treatment, access to all appropriate legal procedures and free legal assistance in a manner adapted to their specific needs and vulnerability, including through legal representation; (ADOPTED by WG on 3/9)

189. Urges States, with regard to the procedural remedies provided for in their domestic law, to bear in mind the following considerations: (ADOPTED by WG on 5/9)

(a) Access to such remedies should be widely available, on a non-discriminatory and equal basis; (ADOPTED by WG on 5/9)

(b) Existing procedural remedies should be made known in the context of the relevant action, and victims of racial discrimination should be helped to avail themselves of them in accordance with the particular case; (ADOPTED by WG on 5/9)

(c) Inquiries into complaints of racial discrimination, and the adjudication of such complaints must be carried out as rapidly as possible; (ADOPTED by WG on 5/9)

(d) Persons who are victims of racial discrimination should be accorded legal assistance and aid in the complaint proceedings, where applicable free of charge and, where necessary, should be provided with the help of competent interpreters in such complaint proceedings or in any civil or criminal cases arising therefrom or connected thereto; (ADOPTED by WG on 5/9)

(e) The creation of competent national bodies to effectively investigate allegations of racial discrimination and to give protection to complainants against intimidation or harassment is a desirable development and should be undertaken; (ADOPTED by WG on 5/9)

(f) Steps should be taken towards the enactment of legislation to prohibit discriminatory practices on grounds of race, colour, descent, national or ethnic origin, and to provide for the application of appropriate penalties against offenders and remedies, including adequate compensation of the victims; (ADOPTED by WG on 6/9)

(g) Access to legal remedies should be facilitated for victims of discrimination and, in this regard, the innovation of conferring a capacity on national and other institutions, as well as relevant non-governmental organizations to assist such victims should be seriously considered, and programmes should be developed to enable the most vulnerable groups to have access to the legal system; (ADOPTED by WG on 6/9)

(h) New and innovative methods and procedures of conflict resolution, mediation and conciliation between parties involved in conflicts or disputes based on racism, racial discrimination, xenophobia and related intolerance should be explored and, where possible, established; (ADOPTED by WG on 6/9)

(i) The development of restorative justice policies and programmes for the benefit of victims of relevant forms of discrimination is desirable and should be seriously considered; (ADOPTED by WG on 5/9)

(j) States which have acceded to article 14 of the International Convention on the Elimination of All Forms of Racial Discrimination should make increased efforts to inform their public of the existence of the complaints mechanism under article 14; (ADOPTED by WG on 5/9)

204. Invites States to include the subject of the struggle against racism, racial discrimination, xenophobia and related intolerance in the work programmes of the regional integration agencies and of the regional cross-boundary dialogue forums; (ADOPTED by WG on 4/9)

206. Urges States to protect the national or ethnic, cultural, religious and linguistic identity of minorities within their respective territories and to develop appropriate

legislative and other measures to encourage conditions for the promotion of that identity, in order to protect them from any form of racism, racial discrimination, xenophobia and related intolerance. In this context, forms of multiple discrimination should be fully taken into account; (ADOPTED by WG on 6/9)

206bis Further urges States to equally ensure the protection and promotion of the identities of the historically disadvantaged communities in those unique circumstances where this may be appropriate; (ADOPTED by WG on 6/9)

208. Encourages States, in cooperation with non-governmental organizations, to undertake campaigns aimed at clarifying opportunities, limitations and rights in the event of migration so as to enable everyone, in particular women to make informed decisions and to prevent them from becoming victims of trafficking; (ADOPTED by WG on 4/9)

211. Requests adequate resources for the Committee on the Elimination of Racial Discrimination in order to enable the full discharge of its mandate and stresses the importance of providing adequate resources for all United Nations human rights treaty bodies; (ADOPTED by WG on 4/9)

216bis Invites the United Nations General Assembly to consider elaborating an integral and comprehensive International Convention to protect and promote the rights and dignity of disabled people, including especially provisions that address the discriminatory practices and treatment affecting them; (ADOPTED by WG on 6/9)

217. Invites the Inter-Parliamentary Union to contribute to the activities of the International Year of Mobilization against Racism, Racial Discrimination, Xenophobia and Related Intolerance by encouraging national Parliaments to review progress on the objectives of the World Conference; (ADOPTED by WG on 4/9)

217bis Encourages States to participate in regional dialogues on problems of migration and invites them to consider negotiating bilateral and regional agreements on migrant

workers and designing and implementing programmes with States of other regions to protect the rights of migrants; (ADOPTED by WG on 4/9)

218. Urges States, in consultation with civil society, to support or otherwise establish, as appropriate, regional, comprehensive dialogues on the causes and consequences of migration that focus not only on law enforcement and border control, but also on the promotion and protection of the human rights of migrants and on the relationship between migration and development.; (ADOPTED by WG on 4/9)

219. Encourages international organizations having mandates dealing specifically with migration issues to exchange information and coordinate their activities on matters involving racism, racial discrimination, xenophobia and related intolerance against migrants, including migrant workers, with the support of the Office of the United Nations High Commissioner for Human Rights; (ADOPTED by WG on 4/9)

220. Expresses its deep concern over the severity of humanitarian sufferings of affected civilian populations and the burden carried by many receiving countries, particularly developing countries and countries in transition, and requests the relevant international institutions to ensure that urgent adequate financial and humanitarian assistance is maintained for the host countries to enable them to help the victims, to address on an equitable basis, difficulties of populations expelled from their homes and calls for sufficient safeguards to enable internally displaced persons to return to their homes and urges States to take all necessary measures to enable refugees to exercise freely their right of return to their countries of origin voluntarily, in safety and dignity; (ADOPTED by WG on 6/9)

224. Encourages States to conclude bilateral, subregional, regional and international agreements to address the problem of trafficking in women and children, in particular girls, as well as the smuggling of migrants; (ADOPTED by WG on 4/9)

227. Urges States to support the activities of regional bodies/centres which combat racism, racial discrimination, xenophobia and related intolerance where they exist in their

region, and recommends the establishment of such bodies where they do not exist/ be considered in all regions. These bodies/centres may undertake the following activities, amongst others: assess and follow-up the situation of racism, racial discrimination, xenophobia and related intolerance and of individuals or groups which are victims thereof or subject to identify trends and issues/problems; collect, disseminate and exchange information/inter alia relevant to the outcome of regional conferences and the World Conference and build networks to these ends; highlight examples of good practice; organize awareness raising campaigns; develop proposals/solutions/preventive measures, where possible and appropriate, through joint efforts by/by coordinating with the United Nations, regional organizations and Member States and national human rights institutions; (ADOPTED by WG on 6/9)

228. Urges international organizations, within their mandates, to contribute to the fight against racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 4/9)

229. Encourages financial and development institutions and the operational programmes and specialised agencies of the United Nations, in accordance with their regular budgets and the procedures of their governing bodies, to:

- a) Assign particular priority and allocate sufficient funding, within their areas of competence and budgets, to improve the situation of [list of victims/generic description] in order to combat manifestations of racism, racial discrimination, xenophobia and related intolerance and to include them in the development and implementation of projects concerning them,
- b.) Integrate human rights principles and standards into their policies and programmes,
- c.) Consider including in their regular reporting to their boards of governors information on their contribution to promote the participation of [list of victims/generic description] within their programmes and activities, and information on the efforts taken [done] to facilitate their participation and to ensure that these policies and practices



contribute to the eradication of racism, racial discrimination, xenophobia and related intolerance,

d.) Examine how their policies and practices affect [list of victims/generic description] and ensure that these policies and practices contribute to the eradication of racism, racial discrimination, xenophobia and related intolerance. (ADOPTED with BRACKETS by WG on 5/9)

231. Invites the United Nations and UNESCO to continue to organize high-level and other meetings on the Dialogue among Civilizations and, with this purpose, to mobilize funds and promote partnerships; (ADOPTED by WG on 4/9)

232. Encourages the United Nations High Commissioner for Human Rights to continue and expand the appointment and designation of goodwill ambassadors in all countries of the world in order to, inter alia, promote respect for human rights, a culture of tolerance and to increase the level of awareness about the scourge of racism, racial discrimination, xenophobia and related intolerance, (ADOPTED by WG on 4/9)

232bis Calls upon the Office of the High Commissioner for Human Rights to continue its efforts to further increase awareness of the work of the Committee on the Elimination of Racial Discrimination and other United Nations human rights treaty bodies; (ADOPTED by WG on 4/9)

233. Invites the Office of the High Commissioner for Human Rights, in consultation with the United Nations Educational, Scientific and Cultural Organization, and non-governmental organizations active in the field of the promotion and protection of human rights, to undertake regular consultations with them and to encourage research activities aimed at collecting, maintaining and adapting the technical, scientific, educational and information materials produced by all cultures around the world to fight racism; (ADOPTED by WG on 4/9)

235. Requests the Office of the High Commissioner for Human Rights to pay special attention to violations of the human rights of victims of racism, racial discrimination, xenophobia and related intolerance, in particular migrants, including migrant workers to promote international cooperation in combating xenophobia and, to this end, develop programmes which can be applied in countries on the basis of appropriate cooperation agreements; (ADOPTED by WG on 5/9)

243. Recommends that the General Assembly consider declaring a United Nations year or decade against trafficking in persons, especially in women, youth and children in order to protect their dignity and human rights; (ADOPTED by WG on 6/9)

244. Urges States, in close cooperation with UNESCO, to promote the implementation of the Declaration and Programme of Action on a Culture of Peace and the objectives of the International Decade for a Culture of Peace and Non-Violence for the Children of the World ~~to~~ started in 2001 and invites UNESCO to contribute to these activities; (ADOPTED by WG on 5/9)

250. Urges States and international financial and development institutions to mitigate any negative effects of globalization by examining inter alia how their policies and practices affect national populations in general and indigenous peoples in particular; by ensuring that their policies and practices contribute to the eradication of racism through the participation of national populations and, in particular, indigenous peoples in development projects; by further democratizing international financial institutions; and by consulting with indigenous peoples on any matter that may affect their physical, spiritual or cultural integrity; (ADOPTED by WG on 5/9)

252. Calls upon States to strengthen cooperation, develop partnerships and consult regularly with non-governmental organizations and all other sectors of the civil society to harness their experience and expertise thereby contributing to the development of legislation, policies and other governmental initiatives, as well as involving them more closely in the elaboration and implementation of policies and programmes designed to

combat racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 5/9)

253. Urges leaders from religious communities to continue to confront racism, racial discrimination, xenophobia and related intolerance through, inter alia, promotion and sponsoring of dialogue and partnerships to bring about reconciliation and healing and harmony within and among ~~of~~ societies, and invites the religious community to participate in promoting economic and social revitalization and encourages religious leaders to foster greater cooperation and contact between diverse [racial] groups; (ADOPTED with BRACKETS by WG on 5/9)

254. Urges States to establish and strengthen effective partnerships with and provide support, as appropriate, to all relevant actors of civil society, including non-governmental organizations working to promote gender equality and advancement of women, particularly women subject to multiple discrimination, to promote an integrated and holistic approach to the elimination of all forms of discrimination against women and girls; (ADOPTED by WG on 5/9)

255. Urges States to provide an open and conducive environment to enable non-governmental organizations to function freely and openly within their societies and thereby make an effective contribution to the elimination of racism, racial discrimination, xenophobia and related intolerance throughout the world and promote a wider role for grass-roots organizations; (ADOPTED by WG on 5/9)

Calls upon States to explore means to expand the role of non-governmental organizations in society through, in particular, deepening the ties of solidarity amongst citizens, promoting greater trusts across [racial and] social class divides by promoting wider citizen involvement and more voluntary cooperation; (ADOPTED with BRACKETS by WG on 5/9)

257. Urges States to take measures including, where appropriate, legislative measures, to ensure that transnational corporations and other foreign enterprises operating within their

national territories conform to precepts and practices of non-racism and non-discrimination, and further encourages the business sector, including transnational corporations and foreign enterprises, to collaborate with trade unions and other relevant sectors of civil society to develop voluntary codes of conduct for all businesses, designed to prevent, address and eradicate racism, racial discrimination, xenophobia and related intolerance; (ADOPTED by WG on 6/9)

258bis Urges States to encourage and facilitate the establishment and maintenance of youth mechanisms, set up by youth organizations and young women and men themselves, in the spirit of combating racism, racial discrimination, xenophobia and related intolerance, through such activities as, among others: disseminating and exchanging information and building networks to these ends; organizing awareness-raising campaigns and participating in multicultural education programmes; developing proposals/solutions where possible and appropriate; cooperating and consulting regularly with non-governmental organizations and other actors in civil society in developing initiatives and programmes that promote intercultural exchange and dialogue; (ADOPTED by WG on 6/9)

258ter. Urges States, in co-operation with intergovernmental organisations, the International Olympic Committee and International and Regional Sports Federations, to intensify the fight against racism in sport by, among other things, educating the youth of the world through sport practised without discrimination of any kind and in the Olympic spirit, which requires human understanding , tolerance, fair play and solidarity. (ADOPTED by WG on 6/9)