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ECONOMIC, SOCIAL AND CULTURAL RIGHTS

Albania*, Belgium, Bulgaria*, Cameroon, Denmark*, Ecuador, Finland*, France, Georgia*, Germany, Guatemala, Ireland*, Italy, Kenya, Luxembourg*, Mexico, Netherlands*, Nicaragua*, Poland, Portugal, Romania*, Senegal, Slovenia*, South Africa, Spain, Switzerland*, The former Yugoslav Republic of Macedonia*, Tunisia*: draft resolution

**2002/... Adequate housing as a component of
the right to an adequate standard of living**

The Commission on Human Rights,

Recalling its resolution 2000/9 of 17 April 2000, in which it decided to appoint, for a period of three years, a special rapporteur whose mandate would focus on adequate housing as a component of the right to an adequate standard of living, and resolution 2001/28 of 20 April 2001 on adequate housing as a component of the right to an adequate standard of living, as well as resolution 2001/34 of 23 April 2001 on women's equal ownership of, access to and control over land and the equal rights to own property and to adequate housing,

Noting the work of the United Nations treaty bodies, in particular of the Committee on Economic, Social and Cultural Rights, in the promotion of the rights related to adequate housing,

* In accordance with rule 69, paragraph 3, of the rules of procedure of the functional commissions of the Economic and Social Council.

Concerned that any deterioration in the general housing situation disproportionately affects the poor, as well as women and children, and members of groups requiring special protection,

1. *Takes note of* the report of the Special Rapporteur on adequate housing as a component of the right to an adequate standard of living (E/CN.4/2002/59 and Corr.1) and of relevant parts of the report of the Secretary-General on economic, social and cultural rights (E/CN.4/2002/50);

2. *Welcomes* the participation of the Special Rapporteur in the Third United Nations Conference on the Least Developed Countries, held in May 2001, in the five-year review of the Habitat Agenda, held in June 2001, in the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance, held in September 2001, and in the preparatory process for the International Conference on Financing for Development, held in March 2002, and in this connection encourages the Special Rapporteur, in accordance with his mandate, to bring the issue of adequate housing to the attention of relevant review processes of United Nations conferences and summits, such as the World Summit on Sustainable Development, to be held in September 2002, and the special session of the General Assembly on children, to be held in June 2002, including, where possible, through contributing to and participating in these events;

3. *Encourages* the Special Rapporteur to strengthen the integration of the rights relevant to his mandate into the Global Campaign for Secure Tenure launched by the United Nations Human Settlements Programme and into other operational activities of the United Nations system, notably into processes and initiatives that are oriented towards poverty reduction, and to develop to this effect a dialogue with Governments, relevant United Nations bodies, in particular the Programme and the Office of the United Nations High Commissioner for Refugees, specialized agencies, international organizations, non-governmental organizations and international financial institutions;

4. *Also encourages* the Special Rapporteur to cooperate, in accordance with his mandate, with other rapporteurs, representatives, experts, notably the independent expert on the question of human rights and extreme poverty, members and chairpersons of working groups of the Commission and United Nations bodies, including human rights treaty bodies;

5. *Requests* the Special Rapporteur, in the fulfilment of his mandate:
 - (a) To give particular emphasis to practical solutions with regard to the implementation of the rights relevant to his mandate, on the basis of pertinent information, notably on best practices, including on domestic legal enforcement of these rights, from Governments, relevant United Nations agencies and non-governmental organizations;
 - (b) To facilitate the provision of technical assistance;
6. *Also requests* the Special Rapporteur, within the limits of his mandate, further to review the interrelatedness of adequate housing as a component of the right to an adequate standard of living with other human rights;
7. *Further requests* the Special Rapporteur to report to the Commission at its fifty-ninth session;
8. *Requests* the United Nations High Commissioner for Human Rights to support cooperation between the Special Rapporteur and other rapporteurs, representatives, experts, members and chairpersons of working groups of the Commission and United Nations bodies, including human rights treaty bodies, that are relevant to the mandate of the Special Rapporteur;
9. *Requests* the Office of the United Nations High Commissioner for Human Rights and the United Nations Human Settlements Programme to strengthen their cooperation and to continue to develop a joint housing rights programme;
10. *Calls upon* all States:
 - (a) To give full effect to housing rights, including through domestic development policies at the appropriate level of government and with international assistance and cooperation, giving particular attention to the individuals, most often women and children, and communities living in extreme poverty, and to security of tenure;
 - (b) To ensure the observance of all their legally binding national standards in the area of housing;
 - (c) To cooperate with the Special Rapporteur;
 - (d) To submit to the Special Rapporteur information on different experiences, notably on best practices, in areas related to his mandate;

(e) Without distinction of any kind, such as to race, colour, sex, language, religion, political or other opinion, national or social origin, property, birth or other status:

- (i) To counter social exclusion and marginalization of people who suffer from discrimination on multiple grounds, in particular by ensuring non-discriminatory access to adequate housing for indigenous people and persons belonging to minorities;
- (ii) To promote participation in decision-making processes, in particular at the local level, when developing an adequate standard of living and housing;

11. *Invites* the United Nations Human Settlements Programme and the Office of the High Commissioner further to explore possibilities to support the Special Rapporteur;

12. *Requests* the Secretary-General to provide the Special Rapporteur with the assistance necessary for the execution of his mandate.
