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COMMISSION ON HUMAN RIGHTS
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Agenda item 9

**QUESTION OF THE VIOLATION OF HUMAN RIGHTS AND FUNDAMENTAL
FREEDOMS IN ANY PART OF THE WORLD**

**Australia, Czech Republic*, El Salvador*, Honduras, Nicaragua* and Peru:
draft resolution**

2004/... Situation of human rights in Cuba

The Commission on Human Rights,

Taking into account its resolution 2003/13 of 17 April 2003,

Considering that, in the above-mentioned resolution, the Commission urged the Government of Cuba to receive the Personal Representative of the United Nations High Commissioner for Human Rights and to provide all the facilities necessary for her to be able to fulfil the mandate contained in resolution 2002/18,

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

Aware that respect for human rights and fundamental freedoms is an obligation attaching to all States in the framework of the purposes and principles of the Charter of the United Nations,

1. *Considers* that the Government of Cuba, like those of all other sovereign States, irrespective of the current exceptional international circumstances which have obliged many States to step up security measures, should refrain from adopting measures which could jeopardize the fundamental rights, the freedom of expression and the right to due process of its citizens, and, in that regard, deplores the events which occurred last year in Cuba involving verdicts against certain political dissidents and journalists, as reported internationally;

2. *Expresses the hope* that the Government of Cuba will continue its efforts to boost religious freedom and will initiate measures designed to facilitate the transition towards the establishment of a fruitful dialogue with all schools of thought and organized political groups in Cuban society, notwithstanding the delicate international environment, with the aim of fostering the all-round development of democratic institutions and civil liberties;

3. *Urges* the Government of Cuba, within the context of the full exercise of its sovereignty, to cooperate with the Personal Representative of the United Nations High Commissioner for Human Rights by facilitating the discharge of her mandate, as other sovereign States must do in keeping with the purposes and principles set out in the Charter of the United Nations;

4. *Decides* to consider this matter further at its sixty-first session, under the same agenda item.
