



**Economic and Social
Council**

Distr.
LIMITED

E/CN.4/Sub.2/2004/L.10/Add.5
13 August 2004

Original: ENGLISH

COMMISSION ON HUMAN RIGHTS
Sub-Commission on the Promotion
and Protection of Human Rights
Fifty-sixth session
Agenda item 7 (a)

ADOPTION OF THE REPORT ON THE FIFTY-SIXTH SESSION

**Draft report of the Sub-Commission on the Promotion
and Protection of Human Rights**

Rapporteur: Mr. Paulo Sérgio Pinheiro

CONTENTS*

<i>Chapter</i>	<i>Page</i>
VIII. Specific human rights issues:	
(a) Women and human rights;	
(b) Contemporary forms of slavery;	
(c) New priorities, in particular terrorism and counter-terrorism	

* E/CN.4/Sub.2/2004/L.10 and Addenda contain the draft chapters of the report relating to the organization of the session and the various items on the agenda. Resolutions and decisions adopted by the Sub-Commission, as well as draft resolutions and decisions for action by, and other matters of concern to, the Commission on Human Rights, will be contained in documents E/CN.4/Sub.2/2004/L.11 and Addenda.

VIII. Specific human rights issues:

(a) Women and human rights;

(b) Contemporary forms of slavery;

(c) New priorities, in particular terrorism and counter-terrorism

1. The Sub-Commission considered agenda item 6 at its 13th and 14th meetings, on 5 August, at its 15th and 16th meetings on 6 August, at its 17th meeting, on 9 August, at its 18th meeting on 10 August and at its 23rd and 24th meetings, on 12 August 2003.
2. For the list of documents issued under agenda item 6, see annex VII to the present report.
3. At the 13th meeting, on 5 August 2004:
 - (a) Ms. Koufa, Special Rapporteur on terrorism and human rights, presented her final report (E/CN.4/Sub.2/2004/40). In the interactive dialogue that followed, statements were made by Mr. Alfredsson, Mr. Bíró, Mr. Bossuyt, Mr. Kartashkin, Mr. Guissé, Ms. Mbonu, Ms. O'Connor and Mr. Sattar. At the 19th meeting, on 10 August, Ms. Koufa made her concluding remarks;
 - (b) Mr. Cristiano Dos Santos presented on behalf of Mr. Dos Santos Alves a working paper on human rights and international solidarity (E/CN.4/Sub.2/2004/43). In the interactive dialogue that followed, statements were made by Mr. Cherif, Mr. Decaux and Mr. Kartashkin as well as the observer of the non-governmental organization Minnesota Advocates for Human Rights. At the 19th meeting, on 10 August, Mr. Dos Santos made his concluding remarks.
4. At the 14th meeting, on 5 August 2004:
 - (a) Ms. Hampson presented her final working paper on reservations to human rights treaties (E/CN.4/Sub.2/2004/42). In the interactive dialogue that followed, statements were made by Mr. Bossuyt, Mr. Decaux, Mr. Guissé, Mr. Kartashkin, Mr. Alfonso Martínez, Ms. Motoc, Mr. Salama and Mr. Yokota, as well as Mr. Teodor Melescanu, Chairperson of the 56th session of the International Law Commission, Mr. Alain Pellet, Special Rapporteur on

law and practices relating to reservations to treaties, Mr. Giorgio Gaja and Mr. P.S. Rao, members of the International Law Commission. At the same meeting Ms. Hampson made her concluding remarks;

(b) Mr. Pinheiro, Chairperson-Rapporteur of the Working Group on Contemporary Forms of Slavery, presented the report of the Working Group on its twenty-ninth session (E/CN.4/Sub.2/2004/36). In the interactive dialogue that followed, a statement was made by Mr. Decaux. At the same meeting, Mr. Pinheiro made his concluding remarks.

(c) Ms. Warzazi, Special Rapporteur on traditional practices affecting the health of women and the girl child, presented her updated report (E/CN.4/Sub.2/2004/41). In the interactive dialogue that followed, statements were made by Mr. Alfredsson, Mr. Chen, Ms. Chung, Mr. Bossuyt, Ms. Hayashi and Ms. Mbonu as well as the observers for the following non-governmental organizations: Inter-African Committee on Traditional Practices Affecting Women and Children and Minnesota Advocates for Human Rights.

5. At the 15th meeting, on 6 August 2004, Ms. Motoc, Special Rapporteur on human rights and the human genome, introduced her preliminary report (E/CN.4/Sub.2/2004/38). In the interactive dialogue that followed, statements were made by Mr. Bíró, Mr. Guissé, Ms. Koufa and Ms. Warzazi. At the 19th meeting, on 10 August, Ms. Motoc made her concluding remarks.

6. At the 17th meeting, Ms. Frey, Special Rapporteur on the prevention of human rights violations committed with small arms and light weapons, presented her progress report (E/CN.4/Sub.2/2004/37 and Add.1). In the interactive dialogue that followed, statements were made by Mr. Bengoa, Mr. Guissé, Ms. Hampson and Ms. O'Connor. At the same meeting, Ms. Frey made her concluding remarks.

7. In the general debate on agenda item 6, statements were made by members of the Sub-Commission and observers for Governments, intergovernmental organizations, United Nations bodies, specialized agencies, other organizations and non-governmental organizations. For the detailed list of speakers, see annex II.

Guidelines and principles for the promotion and protection of human rights when combating terrorism

8. At the 23rd meeting, on 12 August 2004, Ms. Koufa introduced draft decision E/CN.4/Sub.2/2004/L.13, sponsored by Mr. Alfonso Martínez, Mr. Alfredsson, Mr. Bíró, Mr. Bossuyt, Mr. Chen, Mr. Cherif, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Ms. Hampson, Mr. Kartashkin, Ms. Koufa, Ms. Motoc, Ms. O'Connor, Mr. Pinheiro, Ms. Rakotoarisoa, Mr. Salama, Mr. Sattar, Mr. Tuñón Veilles, Ms. Wadibia-Anyanwu and Mr. Yokota. Mr. Guissé and Ms. Warzazi subsequently joined the sponsors.

9. The draft decision was adopted without a vote. For the text of the decision, see chapter II, section B, decision 2004/109.

World programme for human rights education

10. At the same meeting, Mr. Yokota introduced draft resolution E/CN.4/Sub.2/2004/L.26, sponsored by Mr. Alfredsson, Mr. Bengoa, Mr. Bíró, Mr. Chen, Mr. Cherif, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Mr. Guissé, Ms. Hampson, Mr. Kartashkin, Ms. Koufa, Ms. Motoc, Ms. O'Connor, Ms. Rakotoarisoa, Mr. Salama, Mr. Sattar, Ms. Wadibia-Anyanwu, Ms. Warzazi and Mr. Yokota. Mr. Bossuyt subsequently joined the sponsors.

11. Mr. Yokota orally revised the last line of paragraph 2 of the draft resolution.

12. Statements in connection with the draft resolution were made by Mr. Alfonso Martínez and Mr. Yokota.

13. The draft resolution, as orally revised, was adopted without a vote. For the text of the resolution, see chapter II, section A, resolution 2004/18.

Report of the Working Group on Contemporary Forms of Slavery

14. At the same meeting, Mr. Pinheiro introduced draft resolution E/CN.4/Sub.2/2004/L.29, sponsored by Mr. Bossuyt, Mr. Decaux, Mr. Dos Santos, Mr. Guissé, Ms. Motoc, Ms. O'Connor, Mr. Pinheiro, Mr. Sattar, Ms. Warzazi and Mr. Yokota. Mr. Alfonso Martínez, Mr. Alfredsson, Mr. Bíró, Mr. Casey, Mr. Chen, Mr. Cherif, Ms. Chung, Mr. Kartashkin, Ms. Koufa, Ms. Rakotoarisoa and Mr. Tuñón Veilles subsequently joined the sponsors.

15. The draft resolution was adopted without a vote. For the text of the resolution, see chapter II, section A, resolution 2004/19.

United Nations Voluntary Trust Fund on Contemporary Forms of Slavery

16. At the same meeting, Mr. Pinheiro introduced draft resolution E/CN.4/Sub.2/2004/L.30, sponsored by Mr. Bossuyt, Mr. Decaux, Mr. Dos Santos, Mr. Guissé, Ms. Motoc, Ms. O'Connor, Mr. Pinheiro, Mr. Sattar, Ms. Warzazi and Mr. Yokota. Mr. Alfonso Martínez, Mr. Bíró, Mr. Cherif, Ms. Chung, Mr. Kartashkin, Ms. Koufa and Mr. Tuñón Veilles subsequently joined the sponsors.

17. The draft resolution was adopted without a vote. For the text of the resolution, see chapter II, section A, resolution 2004/20.

Terrorism and human rights

18. At the same meeting, Ms. Motoc introduced draft resolution E/CN.4/Sub.2/2004/L.33, sponsored by Mr. Alfredsson, Mr. Bengoa, Mr. Bíró, Mr. Bossuyt, Mr. Chen, Mr. Cherif, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Ms. Hampson, Mr. Kartashkin, Ms. Motoc, Ms. O'Connor, Mr. Pinheiro, Ms. Rakotoarisoa, Mr. Salama, Mr. Sattar, Mr. Tuñón Veilles, Ms. Wadibia-Anyanwu, Ms. Warzazi and Mr. Yokota. Mr. Alfonso Martínez subsequently joined the sponsors.

19. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Sub-Commission was drawn to the estimated administrative and programme budget implications of the draft resolution.

20. The draft resolution was adopted without a vote. For the text of the resolution, see chapter II, section A, resolution 2004/21.

Reservations to human rights treaties

21. At the same meeting, the Sub-Commission considered draft decision E/CN.4/Sub.2/2004/L.36, sponsored by Mr. Alfredsson, Mr. Bíró, Mr. Chen, Mr. Cherif, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Ms. Hampson, Mr. Kartashkin, Ms. Koufa,

Ms. Mbonu, Ms. Motoc, Ms. O'Connor, Mr. Pinheiro, Ms. Rakotoarisoa, Mr. Sattar, Ms. Warzazi and Mr. Yokota. Mr. Alfonso Martínez, Mr. Cherif, Mr. Guissé, Mr. Kartashkin and Mr. Tuñón Veilles subsequently joined the sponsors.

22. The draft decision was adopted without a vote. For the text of the decision, see chapter II, section B, decision 2004/110.

Human rights and international solidarity

23. At the same meeting, the Sub-Commission considered draft decision E/CN.4/Sub.2/2004/L.43, sponsored by Mr. Bíró, Mr. Chen, Mr. Cherif, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Mr. Guissé, Ms. Hampson, Mr. Kartashkin, Ms. Koufa, Ms. Mbonu, Ms. Motoc, Ms. O'Connor, Ms. Rakotoarisoa, Mr. Salama, Mr. Sattar, Ms. Warzazi and Mr. Yokota. Mr. Alfonso Martínez subsequently joined the sponsors.

24. The draft decision was adopted without a vote. For the text of the decision, see chapter II, section B, decision 2004/111.

Systematic rape, sexual slavery and slavery-like practices

25. At the same meeting, Ms. Chung introduced draft resolution E/CN.4/Sub.2/2004/L.44, sponsored by Mr. Alfredsson, Mr. Bengoa, Mr. Bíró, Mr. Bossuyt, Mr. Chen, Mr. Cherif, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Mr. Guissé, Ms. Hampson, Mr. Kartashkin, Ms. Koufa, Ms. Mbonu, Ms. Motoc, Ms. O'Connor, Mr. Pinheiro, Ms. Rakotoarisoa, Mr. Salama, Mr. Sattar, Mr. Tuñón Veilles, Ms. Warzazi and Mr. Yokota.

26. Ms. Chung orally revised the fourth preambular paragraph of the draft resolution.

27. The draft resolution, as orally revised, was adopted without a vote. For the text of the resolution, see chapter II, section A, resolution 2004/22.

Preliminary report on the study on human rights and the human genome

28. At the same meeting, the Sub-Commission considered draft decision E/CN.4/Sub.2/2004/L.46, sponsored by Mr. Alfredsson, Mr. Bíró, Mr. Chen, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Ms. Hampson, Ms. Koufa, Ms. Mbonu, Ms. O'Connor,

Ms. Rakotoarisoa, Mr. Salama, Mr. Sattar, Mr. Tuñón Veilles and Mr. Yokota. Mr. Alfonso Martínez, Mr. Bossuyt, Mr. Cherif, Mr. Guissé, Mr. Kartashkin and Ms. Warzazi subsequently joined the sponsors.

29. Ms. Koufa orally revised subparagraph (c) of the draft decision.

30. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Sub-Commission was drawn to the estimated administrative and programme budget implications of the draft decision.

31. The draft decision, as orally revised, was adopted without a vote. For the text of the resolution, see chapter II, section B, decision 2004/112.

Recognition of meritorious work done by Dr. Erica-Irene A. Daes as member of the Sub-Commission on the Promotion and Protection of Human Rights

32. At the same meeting, the Sub-Commission decided to postpone the consideration of draft decision E/CN.4/Sub.2/2004/L.47, entitled “Recognition of meritorious work done by Dr. Erica-Irene A. Daes as member of the Sub-Commission on the Promotion and Protection of Human Rights”. For the text of the decision, see chapter II, section B, decision 2004/113.

Harmful traditional practices affecting the health of women and the girl child

33. At the 23rd meeting, on 12 August 2004, Ms. Motoc introduced draft resolution E/CN.4/Sub.2/2004/L.48, sponsored by Mr. Alfredsson, Mr. Bíró, Mr. Bossuyt, Ms. Chung, Mr. Decaux, Ms. Hampson, Ms. Motoc, Ms. O’Connor, Ms. Rakotoarisoa and Mr. Sattar. Mr. Alfonso Martínez, Mr. Casey, Mr. Chen, Mr. Cherif, Mr. Kartashkin, Ms. Koufa, Mr. Pinheiro and Ms. Wadibia-Anyanwu subsequently joined the sponsors.

34. Statements in connection with the draft resolution were made by Mr. Guissé and Ms. Warzazi.

35. The draft resolution was adopted without a vote. For the text of the resolution, see chapter II, section A, resolution 2004/23.

Human rights and non-States actors

36. At the same meeting, Mr. Decaux introduced draft decision E/CN.4/Sub.2/2003/L.49, sponsored by Mr. Alfredsson, Mr. Bíró, Mr. Bossuyt, Mr. Chen, Ms. Chung, Mr. Decaux, Mr. Dos Santos, Ms. Hampson, Ms. Koufa, Ms. Motoc, Ms. O'Connor, Ms. Rakotoarisoa, Mr. Salama, Mr. Tuñón Veilles and Mr. Yokota. Mr. Alfonso Martínez, Mr. Cherif, Mr. Kartashkin, Mr. Sattar and Ms. Warzazi subsequently joined the sponsors.

37. Mr. Bíró orally revised the penultimate line of the draft decision.

38. Statements in connection with the draft decision were made by Mr. Alfonso Martínez, Mr. Bíró and Mr. Guissé.

39. The draft decision, as orally revised, was adopted without a vote. For the text of the decision, see chapter II, section B, decision 2004/114.

Technical Cooperation

40. At the 24th meeting, on 12 August 2004, the Sub-Commission considered draft decision E/CN.4/Sub.2/2004/L.34, sponsored by Mr. Alfredsson and Mr. Salama.

41. Mr. Alfredsson orally revised the draft decision.

42. The draft decision, as orally revised, was adopted without a vote. For the text of the decision, see chapter II, section A, decision 2004/115.
