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COMMISSION ON HUMAN RIGHTS
Sub-Commission on the Promotion
and Protection of Human Rights
Fifty-seventh session
Agenda item 3

ADMINISTRATION OF JUSTICE, RULE OF LAW AND DEMOCRACY

**Mr. Bíró, Mr. Bossuyt, Mr. Chen Shiqiu, Mr. Cherif, Mr. Decaux, Mr. Dos Santos,
Ms. Koufa, Ms. Mbonu, Ms. Motoc, Ms. O'Connor, Ms. Rakotoarisoa, Mr. Salama,
Mr. Sattar, Mr. Tuñón Veilles and Ms. Warzazi: draft resolution**

**2005/... The difficulty of establishing responsibility or guilt
with regard to sexual violence**

The Sub-Commission on the Promotion and Protection of Human Rights,

Recalling its resolution 2004/29 of 12 August 2004,

Taking note of Commission on Human Rights decision 2005/108 of 19 April 2005,
by which the Commission approved the decision of the Sub-Commission to appoint
Ms. Lalaina Rakotoarisoa as Special Rapporteur entrusted with preparing a detailed study
on the difficulties of establishing guilt or responsibility with regard to crimes of sexual
violence,

Taking note also of the oral presentation made by Ms. Rakotoarisoa at the fifty-seventh session of the Sub-Commission and of the comments of its members,

1. *Requests* the Secretary-General to provide the Special Rapporteur with any assistance she may require to carry out her mandate, in particular in her contacts with member States, national institutions for the promotion and protection of human rights, and international governmental and non-governmental organizations;

2. *Requests* the Special Rapporteur to submit an interim report to the Sub-Commission at its fifty-eighth session.
