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HUMAN RIGHTS COUNCIL  
Sub-Commission on the Promotion  
and Protection of Human Rights  
Fifty-eighth session  
Agenda item 3

**ADMINISTRATION OF JUSTICE, RULE OF LAW AND DEMOCRACY**

**Mr. Alfonso Martínez, Mr. Alfredsson, Mr. Bíró, Mr. Cherif,  
Ms. Chung, Mr. Decaux, Mr. Guissé, Mr. Kartashkin, Ms. Koufa,  
Ms. Motoc, Ms. O'Connor, Mr. Pinheiro, Ms. Rakotoarisoa,  
Mr. Sorabjee, Ms. Warzazi and Mr. Yokota: draft resolution**

**2006/... Accountability of international personnel taking part in  
peace support operations**

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

*Guided by the Charter of the United Nations and the Universal Declaration of Human Rights,*

*Recognizing the importance of accountability as an end in itself and, in particular, in the context of international personnel taking part in peace support operations,*

*Concerned about the allegations of criminal behaviour and other misconduct by military and civilian personnel in peace support operations,*

*Recalling* its decision 2002/104 of 12 August 2002 in which the Sub-Commission decided to entrust Françoise Hampson with the task of drafting, without financial implications, a working paper on the scope of the activities and accountability of armed forces, United Nations civilian police, international civil servants and experts taking part in peace support operations,

*Recalling also* the subsequent discussions during its fifty-fifth, fifty-sixth and fifty-seventh sessions in which the scope of peace support operations for the purposes of the paper was clarified,

*Noting* the recent publication of the report of the Redesign Panel on Administrative Justice,

*Taking into account* the working paper on the accountability of international personnel taking part in peace support operations submitted by Ms. Hampson at its fifty-seventh session (E/CN.4/Sub.2/2005/42), and the updated information provided in her conference room paper submitted at its fifty-eighth session (A/HRC/Sub.1/58/CRP.3),

1. *Endorses* the conclusions and recommendations contained in the working paper;
2. *Decides* to appoint Françoise Hampson as Special Rapporteur with the task of preparing a comprehensive study on the accountability of international personnel taking part in peace support operations based on her working paper and conference room paper as well as the comments received and the discussions that took place at the fifty-seventh and fifty-eighth sessions of the Sub-Commission, and requests the Special Rapporteur to submit a preliminary report to the Sub-Commission at its fifty-ninth session or to the first session of any successor expert body and a progress report and final report in the following years;
3. *Requests* the Secretary-General to provide the Special Rapporteur with all the assistance necessary to accomplish this task, including the possibility of visiting United Nations Headquarters;

4. *Recommends* the following draft decision to the Human Rights Council for adoption:

“The Human Rights Council, taking note of Sub-Commission on the Promotion and Protection of Human Rights resolution 2006/... of ... August 2006, decides to endorse the decision of the Sub-Commission to appoint Françoise Hampson as Special Rapporteur with the task of preparing a comprehensive study on the accountability of international personnel taking part in peace support operations, based on her working paper (E/CN.4/Sub.2/2005/42) and her conference room paper (A/HRC/Sub.1/58/CRP.3), as well as the comments received and the discussions that took place at the fifty-seventh and fifty-eighth sessions of the Sub-Commission and its request to the Special Rapporteur to submit a preliminary report to the fifty-ninth session or to the first session of any successor expert body, a progress report and a final report in subsequent years. The Council also decides to endorse the request to the Secretary-General to provide the Special Rapporteur with all the assistance necessary to enable her to accomplish her task, including the possibility of visiting United Nations Headquarters.”

5. *Requests* Ms. Hampson, should she not be appointed Special Rapporteur, for whatever reason, to prepare an updated working paper on the accountability of international personnel taking part in peace support operations, to be submitted to the fifty-ninth session of the Sub-Commission or the first session of any successor expert body;

6. *Decides* to continue consideration of this issue at its fifty-ninth session under the same agenda item or recommends consideration of this issue during the first session of any successor body.

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