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HUMAN RIGHTS COUNCIL
Advisory Committee
First session
Agenda item 5

REPORT TO THE HUMAN RIGHTS COUNCIL ON THE FIRST SESSION OF THE ADVISORY COMMITTEE

Draft report of the Human Rights Council Advisory Committee*

Rapporteur: Mr. Emmanuel DECAUX (France)

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Recommendations adopted by the Advisory Committee at its first session

1/1. Drafting group on human rights education and training: programme of work

The Human Rights Council Advisory Committee,

Welcoming the request by the Human Rights Council in its resolution 6/10, entitled “United Nations declaration on human rights education and training”, in which the Council requested the Advisory Committee to prepare a draft declaration on human rights education and training, to be presented to the Council for its consideration,

Acknowledging that, to this end, the Advisory Committee was requested to seek the views and inputs of Member States, relevant international and regional organizations, the Office of the United Nations High Commissioner for Human Rights, national human rights institutions as well as civil society organizations, including non-governmental organizations, on the possible elements of the content of the declaration and to take into account existing relevant instruments,

Also acknowledging that the Advisory Committee was requested to present a progress report to the Council at its session in March 2009, containing the elements of the draft declaration on human rights education and training,

Bearing in mind General Assembly resolution 59/113 of 14 July 2005 on the World Programme for Human Rights Education,

1. *Entrusted* a drafting group with the task of undertaking preparatory work for consideration by the Advisory Committee;
2. *Designated* the following members of the Advisory Committee as members of the drafting group: Emmanuel Decaux, Héctor Felipe Fix Fierro, Vladimir Kartashkin, Purificacion V. Quisumbing and Halima Embarek Warzazi;
3. *Notes* that the drafting group elected Ms. Warzazi as Chairperson and Mr. Decaux as Rapporteur of the drafting group;
4. *Notes also* that the drafting group held five meetings, including an exchange of views with various stakeholders, in particular with interested non-governmental organizations, during the first session of the Advisory Committee;

5. *Welcomes* the paper prepared by the drafting group, annexed to the present recommendation, containing the elements of the conceptual framework for further work and consultations;

6. *Encourages* the drafting group to continue its preparatory work, with a view to submit further elements to the Advisory Committee at its next session.

7. *Requests* the Secretariat to provide all assistance necessary to facilitate the activities of the drafting group, particularly to disseminate the questionnaires addressed to the various stakeholders, and to make all relevant information on the ongoing work of the group available on the website of the Advisory Committee.

Annex

HUMAN RIGHTS COUNCIL ADVISORY COMMITTEE

**DRAFTING GROUP ON HUMAN RIGHTS
EDUCATION AND TRAINING**

**Elements of the conceptual framework for further work and consultations
in implementation of Human Rights Council resolution 6/10**

12.08.08

Article 26 UDHR

1. Everyone has the right to education. Education shall be free, at least in the elementary and fundamental stages. Elementary education shall be compulsory. Technical and professional education shall be made generally available and higher education shall be equally accessible to all on the basis of merit.
2. Education shall be directed to the full development of the human personality and to the strengthening of respect for human rights and fundamental freedoms. It shall promote understanding, tolerance and friendship among all nations, racial or religious groups, and shall further the activities of the United Nations for the maintenance of peace.
3. Parents have a prior right to choose the kind of education that shall be given to their children.

I. CONSULTATIONS

Meeting with UNESCO:

- To be conducted by the Rapporteur

Consultations with:

- Member States of the United Nations
- Stakeholders (international organizations, regional organizations, NGOs, civil society organizations, ...)
- Special targets:
 - NHRIs
 - UNESCO Chairs, universities, “pedagogical sciences”
 - Trade unions of teachers/educators
 - Inter-Parliamentarian Union (IPU)
 - Networks of jurists

Issues:

- Good practices, difficulties, gaps
- Innovative, creative, practical communication tools
- Effectiveness of the Decades and the World Programme for Human Rights Education

Ways:

- Questionnaire(s)
- Website on the OHCHR Extranet

II. ELEMENTS: conceptual framework

A declaration which will make a difference

A. *General guidelines*

1. Legal basis: United Nations Charter and Universal Declaration, International Covenants on Human Rights, and all the relevant instruments of international and regional organizations.
2. UNESCO declarations¹ (soft law)
3. International obligations (hard law)
 - Education, according to article 26 (1) of the Universal Declaration on Human Rights, and effectiveness: Millennium Development Goals
 - HR education as a human right, according to article 26 (2) of the Universal Declaration on Human Rights
 - Nature of obligations: promote, respect, protect, fulfil
 - Duty-bearers: international organizations, States, Non-State actors: academic institutions, media, enterprises, etc.
 - Objectives: education, training, information, awareness, learning
4. Reinforcement of State obligations
 - Universal obligations (to be further elaborated)
 - Economic, social and cultural situations should be taken into due consideration

¹ In particular UNESCO recommendation concerning Education for International Understanding, Co-operation and Peace and Education relating to Human Rights and Fundamental Freedoms (1974).

5. Vision

- Human rights education for all, education during the whole life (lifelong process)
- Specificity of human rights education, using law as a tool
- Education on human rights, human rights in education
- Substance and approach: not only matter, but also manner
- Inclusiveness, gender perspective, non-discrimination
- Active participation
- Empowerment
- Cooperation, international dimension
- Evaluation

6. Context, preconditions

- Vulnerable groups, persons with disabilities, persons with literacy limitations
- Democratic society, pluralism, tolerance and openness, respect for all human rights
- Academic freedoms, teachers and human rights defenders

7. Follow-up to the Declaration

B. *Parameters*

1. Components

- Programme: human rights education as compulsory subject
- Organization of school system

- Violence in schools
- Duty-bearers
- Beneficiaries
- Training the trainers (education and training at all levels of teaching)
- Multidisciplinary approach

2. Stages

- Primary education
- Secondary education
- Higher education/University education: lawyers, non-lawyers, physicians, scientists, etc.
- Professional education
 - Judiciary, administration, law enforcement personnel, military, etc.
 - Enterprises, private sector
- Continuing education (including adult education)
- Informal education and other forms of education (“*education populaire*”)
- Media

3. Contents

- Substantive rights, protection mechanisms
- Programmes depending on ages and target audiences
- International human rights, core instruments (for example: Convention on the Rights of the Child)

- International humanitarian law and international criminal law
- International labour conventions
- UNESCO and other international and regional instruments
- Peace and international solidarity, future generations

4. Tools

- Lectures, books and other publications
- Translation of the most important human rights materials
- Summer programmes and other courses
- E-learning, new technologies
- Other pedagogical methods (drama, cartoons, movies) or other forms of cultural presentation (cf. indigenous peoples)
- Media, radio, advertising campaigns (“know your rights”) ...
- Exhibitions, museums

III. DOCUMENTATION

(a) United Nations

Resolutions by the Human Rights Council and other bodies

- Human Rights Council resolution 6/10 entitled “United Nations declaration on human rights education and training”
- Human Rights Council resolution 6/24 entitled “World Programme for Human Rights Education”

- Human Rights Council resolution 6/9 entitled “Development of public information activities in the field of human rights, including the World Public Information Campaign on Human Rights”
- General Assembly resolution 62/171 entitled “International Year for Human Rights Learning”
- Sub-Commission resolution 2006/19 entitled “World Programme for Human Rights Education”

Other United Nations resolutions and instruments relevant to human rights education

World Programme for Human Rights Education

- World Programme for Human Rights Education: introduction (OHCHR website)
- Plan of Action (OHCHR publication)
- 2008 Report of the United Nations High Commissioner for Human Rights (A/HRC/9/4)
- 2007 Report of the United Nations High Commissioner for Human Rights (A/HRC/4/85)
- Summary of national initiatives undertaken within the World Programme for Human Rights Education (OHCHR website)

United Nations Decade for Human Rights Education

- United Nations Decade for Human Rights Education: introduction (OHCHR web page)
- Plan of Action (A/51/506/Add.1)
- Summary of national initiatives undertaken within the Decade for Human Rights Education (OHCHR website)
- Study on the follow-up to the United Nations Decade for Human Rights Education (E/CN.4/2003/101)

- Report on the achievements and shortcomings of the Decade and on future United Nations activities in the area (E/CN.4/2004/93)
- Midterm global evaluation of the progress made towards the achievement of the objectives of the Decade, 2000
 1. Questionnaire for Governments (midterm evaluation, 2000)
 2. Questionnaire for NGOs (midterm evaluation, 2000)
 3. Questionnaire for IGOs (midterm evaluation, 2000)

The right to Human Rights Education (OHCHR publication)

- (b) **UNESCO** - *to be completed with documentation received*
- (c) **ILO** - *to be completed with documentation received*
- (d) **UNICEF** and other concerned agencies - *to be completed with documentation received*

*15th meeting
14 August 2008*

1/2. Promotion of a democratic and equitable international order

Recalling Human Rights Council resolution 8/5 of 18 June 2008, entitled “Promotion of a democratic and equitable international order”, and considering the vastness of the issues addressed by the Council in resolution 8/5 and the various opinions and interpretations expressed, the Advisory Committee decides to continue its deliberations on this matter at its next session, including by referring to the work that has been already done by the Sub-Commission on the Promotion and Protection of Human Rights and any other human rights mechanisms.

*15th meeting
14 August 2008*

1/3. Missing persons

The Human Rights Council Advisory Committee,

Recalling Human Rights Council resolution 7/28 of 28 March 2008, entitled “Missing persons”, in which the Council decided to hold a panel discussion on the question of missing persons at its ninth session and to invite experts of the International Committee of the Red Cross, delegates of Governments and non-governmental organizations as well as national human rights institutions and international organizations to participate therein, and requested the High Commissioner for Human Rights to prepare a summary of the panel’s deliberations with a view to subsequently charging the Advisory Committee, at the same session, with the preparation of a study on best practices in the matter,

Based on the preliminary discussions held by the Advisory Committee at its first session,

Noting the importance of designating a member of the Advisory Committee to follow closely the panel discussion and stressing that no financial resources will be required to that end,

Entrusts Latif Huseynov and Ansar Burney, who are to be involved in the preparation of the study, with the task of participating in the said panel and reporting back to the Advisory Committee at its next session, and request the President of the Human Rights Council to extend an invitation to Mr. Huseynov and Mr. Burney to participate in the panel discussion of the Council, to be held in September 2008.

*15th meeting
14 August 2008*

1/4. Integrating the human rights of women throughout the United Nations system

The Human Rights Council Advisory Committee,

Recalling Human Rights Council resolution 6/30, in which the Council requested the Advisory Committee to integrate regularly and systematically a gender perspective into the

implementation of their mandates, including when examining the intersection of multiple forms of discrimination against women and to include in their reports information on and qualitative analysis of human rights of women and girls,

Taking into account Council resolution 5/1, in which the Council emphasized that the advice of the Advisory Committee should be implementation-oriented,

1. *Requests* Chinsung Chung, Purificacion Quisumbing and Mona Zulficar to prepare for the next session of the Advisory Committee a set of draft guidelines on methods to operationalize gender mainstreaming, including action-oriented mechanisms that would facilitate the implementation of the Committee's mandates;
2. *Recommends* that the Human Rights Council authorize Mr. Burney, Ms. Chung, Ms. Quisumbing, Mr. Sakamoto and Ms. Zulficar to identify proposals for concrete action in specific areas, special procedures or further measures to enhance substantive gender equality throughout the United Nations system.

*15th meeting
14 August 2008*

**1/5. Elimination of discrimination against persons affected by leprosy
and their family members**

The Human Rights Council Advisory Committee,

Recalling Human Rights Council resolution 8/13 of 18 June 2008, entitled "Elimination of discrimination against persons affected by leprosy and their family members",

Based on the discussion held at the first session of the Advisory Committee,

Designates Shigeki Sakamoto to carry out the tasks of (a) following up on the activities of the Office of the United Nations High Commissioner for Human Rights (OHCHR), attending the meeting to be convened by OHCHR if extrabudgetary funding is available for an exchange of views among the relevant actors; (b) examining the reports to be transmitted by OHCHR regarding information on measures that Governments have taken to eliminate leprosy-related

discrimination; and (c) formulating a draft set of principles and guidelines for the elimination of discrimination against persons affected by leprosy and their family members, for review by the Advisory Committee at its next session in January 2009 and for consideration by the Human Rights Council by September 2009.

*15th meeting
14 August 2008*

**1/6. Hunger refugees: good offices of the Human Rights Council
and the Secretary-General**

The Human Rights Council Advisory Committee notes that at its first session, held from 4 to 15 August 2008, and in the context of the preliminary activities carried out under Human Rights Council resolution 7/14, the Advisory Committee acquainted itself with the drama of refugees from hunger on several continents.

The Advisory Committee is concerned at the situation of refugees from hunger, who place their lives in danger when they flee from their famine-hit countries, only to find themselves turned back by the countries of arrival even before their cases have been examined.

Other hunger refugees, rejected by neighbouring countries, run the risk of political persecution on account of their flight after they have been forcibly returned to their countries of origin.

The Advisory Committee therefore suggests that the Human Rights Council and the Secretary-General make available their good offices so as to extend the right to non-refoulement to hunger refugees in such situations.

*15th meeting
14 August 2008*

1/7. Realization of the right to food in United Nations refugee camps

The Human Rights Council Advisory Committee,

Recalling that, during its first session, held in Geneva from 4 to 15 August 2008, the Advisory Committee established a drafting group on the right to food, in pursuance of Human Rights Council resolution 7/14, and that the drafting group is to prepare appropriate recommendations for the Advisory Committee session in January 2009,

Bearing in mind that the preliminary hearings held by the Advisory Committee and the drafting group during the first session have revealed that large numbers of refugees and displaced persons in many camps run by the Office of the United Nations High Commissioner for Refugees (UNHCR) are seriously and continuously underfed,

Considering that, in some camps over 80 per cent of all children under 10 years of age suffer from anaemia and are incapable of following UNHCR school programmes, for example,

Gravely concerned that this dramatic situation is principally due to the shortfall in voluntary contributions to UNHCR by States Members of the United Nations,

Noting that the failure to assist persons suffering from undernourishment and hunger constitutes a violation of the right to food,

Bearing in mind the territorial and extraterritorial obligations of States to respect, protect and realize the right to food, as defined in article 11 of the International Covenant on Economic, Social and Cultural Rights and interpreted in general comment No. 12 of the Committee on Economic, Social and Cultural Rights,

Suggests that the Human Rights Council, at its next session, launch an urgent appeal to Member States to increase their voluntary contributions substantially and as soon as possible so as to enable UNHCR to discharge its mandate.

*15th meeting
14 August 2008*

1/8. Drafting group on the right to food: programme of work

1. Recalling Human Rights Council resolution 7/14, in which the Council requested the Human Rights Council Advisory Committee to consider potential recommendations for approval by the Council on possible further measures to enhance the realization of the right to food, bearing in mind the priority importance of promoting the implementation of existing standards, the Advisory Committee, at its first session, held from 4 to 15 August 2008, conducted a discussion on the issue of the right to food and formed a drafting group consisting of experts from each regional group: José Antonio Bengoa Cabello, Chung Chinsung, Latif Huseynov, Jean Ziegler and Mona Zulficar. In the course of its work, the drafting group held meetings and hearings with representatives of the United Nations Conference on Trade and Development and the Office of the United Nations High Commissioner for Refugees.

2. The drafting group proposes that the structure of its report to the Council be as follows:

(a) The right to food and the current food crisis:

(i) The current food crisis:

- Increase in food prices
- Increase in poverty

(ii) Causes, inter alia:

- Speculation
- The conversion of food into biofuel
- Agricultural export subsidies
- Rising oil prices
- The increase in demand for food
- Financial measures made by certain international financial agencies (such as the International Monetary Fund)

(iii) Consequences:

- Countries in danger
- Hunger refugees
- Hunger in refugee camps
- The negative impact on the situation of peasants

(b) State obligations;

(c) Recommendations on measures.

3. The drafting group deems necessary that two further related studies be undertaken, and recommends that the Council entrust it with the task of preparing these studies, namely:

- (a) Current food crisis, the right to food and hunger refugees: definition and situation;
- (b) Current food crisis, the right to food and the rights of peasants.

4. The drafting group proposes the following timetable for its work:

(a) The drafting group shall work during the period between August and December 2008 to draft the above-mentioned report;

(b) The drafting group proposes holding a meeting of its members to review the draft report during the two days prior to the next session of the Advisory Committee, scheduled to be held in January 2009;

(c) The Advisory Committee shall, at the above-mentioned session, consider the draft report submitted by the drafting group on the right to food.

5. The Advisory Committee requests the Council, at its next session, to approve the preparation of the studies on hunger refugees and the rights of peasants, as recommended in paragraph 3 above, so that the Advisory Committee may subsequently appoint experts to conduct such studies and determine the timetable for their realization.
6. The Advisory Committee also requests the Council to allocate the resources necessary to cover the drafting group meeting, to be held two days prior to the next session of the Advisory Committee.

*15th meeting
14 August 2008*

1/9. Official summary records

At its 16th plenary meeting, held on 15 August 2008, the Advisory Committee, taking into account the experiences gathered at its session, recommended that the Human Rights Council request the Office of the United Nations High Commissioner for Human Rights to take the necessary steps to provide official summary records of all plenary meetings held by its Advisory Committee. It also recommended that webcasting be made available to it to enhance access to its proceedings by the public at large.

*16th meeting
15 August 2008*

1/10. Publication of studies completed by the Sub-Commission on the Promotion and Protection of Human Rights

The Human Rights Council Advisory Committee,

Noting the clear public interest on the part of States, civil society and the academic community in the provision of access to the wealth of varied analytical and theoretical knowledge built up by the Sub-Commission on the Promotion and Protection of Human Rights,

Recommends that the Human Rights Council authorize that all reports and working papers that have been completed and submitted to the Office of the High Commissioner of Human Rights pursuant to the resolutions and decisions of the Sub-Commission at its Fifty-eighth Session be issued as United Nations documents and be sent to the Council.

*16th meeting
15 August 2008*

1/11. New bodies established by the Human Rights Council

At its 16th plenary meeting, held on 15 August 2008, the Advisory Committee designated Committee members José Bengoa and Purificacion Valera Quisumbing to follow the work of the Social Forum and to brief the Committee, at its next session in January 2009, on issues of relevance to the work of the Committee. The Advisory Committee also designated the members Mona Zulficar and Miguel Alfonso Martinez to follow the work of the forum on minority issues and the expert mechanism on the rights of indigenous peoples, respectively, and to brief the Committee at its next session on issues of relevance to its work.

*16th meeting
15 August 2008*

1/12. The right of peoples to self-determination

The Human Rights Council Advisory Committee,

Recalling Human Rights Council resolution 5/1, section III, paragraph 77, in which the Council stated that the Advisory Committee may make research proposals within the scope of the work set out by the Council,

Bearing in mind General Assembly resolution 62/144 of 18 December 2007 on the universal realization of the right of peoples to self-determination, in which the Assembly requested the Council to continue to give special attention to the violation of human rights, especially the right to self-determination,

Bearing in mind also the points of view expressed by a large number of non-governmental organizations on the various and complex issues relating to the content and realization of the right of all peoples, including indigenous peoples, to self-determination, and by a great number of experts.

Decides to consider this matter only if the Human Rights Council addresses a request regarding this matter to the Advisory Committee.

*16th meeting
15 August 2008*

1/13. Sub-Commission studies

1. The President of the Human Rights Council, at the inauguration of the first session of the Human Rights Council Advisory Committee, stated that the Sub-Commission had left behind a substantial body of studies of varying status: some were considered finished by the experts of the Sub-Commission, while others were considered to be “work in progress” at the time that body ceased to exist in 2006. He added that all of these studies had been incorporated in the final report of the Sub-Commission transmitted to the Council in 2006. The Council did not address the matter in the context of the adoption of the resolution 5/1 and therefore, the status of those studies or papers which were listed therein but not acted upon by the Council remained unclear. The President of the Human Rights Council concluded that the suggestions of the Advisory Committee could be of great value in determining how the legacy of its predecessor body, the Sub-Commission, should be addressed by the Council.
2. On the same occasion, the Acting High Commissioner for Human Rights stated to the Committee members that it was now in their hands, as members of this new human rights body, to propose to the Council any other pending studies and mandates of the Sub-Commission that should be concluded or completed in the course of the Committee’s future work.
3. In the light of the above statements, and bearing in mind paragraph 77 of the annex to Council resolution 5/1, the Advisory Committee suggests that the Council examine and

eventually take the decisions it may consider fit for a possible follow-up to all studies commissioned by the Sub-Commission now pending a decision from the Council (see annex), in connection with, inter alia, the following studies:

(a) Discrimination in the criminal justice system;

(b) Corruption and its impact on the full enjoyment of human rights;

(c) Discrimination based on work and descent;

(d) The role of States in the guarantee of human rights with reference to the activities of transnational corporations and other business enterprises.

4. The Advisory Committee's membership includes experts with recognized knowledge on matters dealt with in the studies included in the annex to the present text.

Annex

[Extract of the appendix to decision 2006/112 of the Sub-Commission]

List of ongoing studies and reports

A. Ongoing studies and reports submitted or mandated for submission by special rapporteurs to the Sub-Commission in 2006 in accordance with existing legislative authority

Title and agenda item	Special Rapporteur	Legislative authority (mandate established in/by and latest resolution(s)/ decision(s) on the subject)	First submission	Final submission	Status at the fifty-eighth session (2006)
1. Progress report on discrimination in the criminal justice system (item 3) (E/CN.4/Sub.2/2005/7)	Ms. Leïla Zerrougui* (Algeria) * <i>Ms. Zerrougui is no longer a member of the Sub-Commission.</i>	Commission decision 2003/108; Sub-Commission resolutions 2004/24 and 2005/5	Fifty-fifth session (2003)	Fifty-eighth session (2006)	The final report was not submitted due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council. Due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council, the report was submitted late and issued as CRP (in French only). Due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council, the report was submitted late and issued as CRP (in English only).
2. Preliminary report on the difficulties of establishing guilt and/or responsibility with regard to crimes of sexual violence (item 3) A/HRC/Sub.1/58/CRP.9	Ms. Lalaina Rakotoarisoa (Madagascar)	Sub-Commission resolutions 2004/29 and 2005/3; Commission decision 2005/108	Fifty-eighth session (2006)	Sixtieth session (2008)	
3. Second progress report on corruption and its impact on full enjoyment of human rights (item 4) A/HRC/Sub.1/58/CRP.10	Ms. Christy Ezim Mbonu* (Nigeria) * <i>Ms. Mbonu is an alternate member of the Sub-Commission.</i>	Commission decisions 2004/106 and 2005/104; Sub-Commission resolution 2005/16	Fifty-sixth session (2004)	Fifty-eighth session (2006)	

Title and agenda item	Special Rapporteur	Legislative authority (mandate established in/by and latest resolution(s)/ decision(s) on the subject)	First submission	Final submission	Status at the fifty-eighth session (2006)
4. Preliminary report on non-discrimination as enshrined in article 2, paragraph 2, of the International Covenant on Economic, Social and Cultural Rights (item 4) (E/CN.4/Sub.2/2005/19 and Corr.1 and 2)	Mr. Marc Bossuyt (Belgium)	Commission decision 2005/105 and Sub-Commission resolutions 2004/5 and 2005/7	Fifty-seventh session (2005)	Fifty-ninth session (2007)	Progress report was not submitted to Sub-Commission in 2006.
5. Progress report on discrimination based on work and descent (item 5) A/HRC/Sub.1/58/CRP.2	Ms. Chin-Sung Chung (Republic of Korea) and Mr. Yozo Yokota (Japan)	Commission decision 2005/109 and Sub-Commission resolution 2004/17; Sub-Commission resolution 2005/22	Fifty-seventh session (2005)	Fifty-ninth session (2007)	Due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council, the report was submitted late and issued as CRP (in English only).
6. Interim report on human rights and the human genome (item 6) (E/CN.4/Sub.2/2005/38)	Ms. Antoanella-Iulia Motoc (Romania)	Commission decision 2004/120, Sub-Commission resolution 2003/4 and decision 2004/112; Sub-Commission decision 2005/111	Fifty-sixth session (2004)	Fifty-eighth session (2006)	The final report was not submitted to the Sub-Commission in 2006 due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council.

**B. Ongoing working papers and other documents without financial implications
submitted or mandated for submission to the Sub-Commission in 2006**

Title and agenda item	Entrusted to	Legislative authority and latest Sub-Commission resolution(s)/decision(s) on the subject	First submission	Final submission	Status at the fifty-eighth session (2006)
1. Detailed working paper with recommendations on ways of improving the effectiveness of the Sub-Commission (item 1)	Mr. Emmanuel Decaux (France)	Sub-Commission decision 2004/121 and resolution 2005/32	Fifty-seventh session (2005)	Fifty-eighth session (2006)	In view of the adoption of Human Rights Council decision 1/102, the report was not submitted.
2. Working paper on the accountability of international personnel taking part in peace support operations (item 3)	Ms. Françoise Jane Hampson (United Kingdom of Great Britain and Northern Ireland)	Sub-Commission decision 2002/104 and resolution 2005/14	Fifty-seventh session (2005)* <i>* Pursuant to Sub-Commission decision 2002/104, the working paper was originally to be submitted to the fifty-fifth session.</i>	Fifty-seventh session (2005)	Submitted and issued as A/HRC/Sub.1/58/CRP.3.
3. Working paper on human rights and State sovereignty (item 3)	Mr. Vladimir Kartashkin (Russian Federation)	Sub-Commission decision 2005/105		Fifty-eighth session (2006)	Submitted and issued as E/CN.4/Sub.2/2006/7.
4. Working paper on the right to development (item 4)	Ms. Florizelle O'Connor (Jamaica)	Commission resolutions 2003/83 and 2005/4 and Sub-Commission decision 2004/104; Sub-Commission resolution 2005/17	Fifty-seventh session (2005)	Fifty-eighth session (2006)	Not submitted due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council.

Title and agenda item	Entrusted to	Legislative authority and latest Sub-Commission resolution(s)/decision(s) on the subject	First submission	Final submission	Status at the fifty-eighth session (2006)
5. Working paper on the role of States in the guarantee of human rights with reference to the activities of transnational corporations and other business enterprises (item 4)	Mr. Gáspár Bíró (Hungary)	Sub-Commission resolution 2005/6	Fifty-seventh session (2005)	Fifty-eighth session (2006)	Submitted and issued as A/HRC/Sub.1/58/CRP.12.
6. Working paper on bilateral and multilateral economic agreements and their impact on the human rights of the beneficiaries (item 4)	Ms. Chin-Sung Chung (Republic of Korea) and Ms. Florizelle O'Connor (Jamaica)	Sub-Commission resolution 2005/6		Fifty-eighth session (2006)	Submitted and issued as A/HRC/Sub.1/58/CRP.8.
7. Working paper on discrimination against leprosy-affected persons and their families (item 5)	Mr. Yozo Yokota (Japan)	Sub-Commission resolutions 2004/12 and 2005/24			Submitted and issued as A/HRC/Sub.1/58/CRP.7.
8. Working paper examining the feasibility of a study on the human rights dimension of prostitution (item 6)	Mr. Ibrahim Salama (Egypt)	Sub-Commission resolution 2005/29		Fifty-eighth session (2006)	Not submitted due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council.
9. Second expanded working paper containing an updated framework draft of principles and guidelines concerning human rights and terrorism (item 6)	Ms. Kalliopi Koufa (Greece)	Sub-Commission resolution 2003/15, decision 2004/109 and resolution 2005/31		Fifty-eighth session (2006)	Submitted and issued as A/HRC/Sub.1/58/30 [note: first working paper submitted in 2004].

Title and agenda item	Entrusted to	Legislative authority and latest Sub-Commission resolution(s)/decision(s) on the subject	First submission	Final submission	Status at the fifty-eighth session (2006)
10. Expanded working paper on human rights and non-State actors (item 6)	Mr. Gáspár Bíró (Hungary), Ms. Antoanella-Iulia Motoc (Romania), Mr. David Rivkin (USA) and Mr. Ibrahim Salama (Egypt)	Sub-Commission decision 2004/114; decision 2005/112	Fifty-seventh session (2005)	Fifty-eighth session (2006)	Not submitted due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council. Submitted in 2005
11. Report on the guidelines for the realization of the right to drinking water and sanitation (item 4)	Mr. El-Hadji Guissé (Senegal)	Sub-Commission decision 2004/107	Fifty-seventh session (2005)	Fifty-seventh session (2005)	E/CN.4/Sub.2/2005/25.

C. Working papers prepared or mandated for preparation for the working groups of the Sub-Commission in 2006

Title and agenda item	Entrusted to	Legislative authority and latest Sub-Commission resolution(s)/ decision(s) on the subject	Working groups	Status at the fifty-eighth session (2006)
1. Working paper on the circumstances in which civilians lose their immunity from attack under international humanitarian law and human rights law	Ms. Françoise Jane Hampson (United Kingdom of Great Britain and Northern Ireland)	Sub-Commission decision 2005/108	Working group on the administration of justice	Submitted and issued as A/HRC/Sub.1/58/CRP.5.
2. Working paper on measures designed to prevent violations in circumstances in which international humanitarian law and international human rights law are both applicable	Mr. Ibrahim Salama (Egypt)	Sub-Commission decision 2005/108	Working group on the administration of justice	Not submitted due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council.
3. Working paper on the issues of amnesties, impunity and accountability for violations of international humanitarian law and international human rights law	Mr. Yozo Yokota (Japan)	Sub-Commission decision 2005/108	Working group on the administration of justice	Due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council, the report was submitted late and issued as CRP (in English only).
4. Working paper on transitional justice and investigation mechanisms for truth and reconciliation, with emphasis on the experiences in Latin America	Mr. Janio Iván Tuñón-Veilles (Panama)	Sub-Commission decision 2005/109	Working group on the administration of justice	Not submitted due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council.
5. Working paper on the implementation in practice of the right to an effective remedy for human rights violations	Ms. Françoise Jane Hampson (United Kingdom of Great Britain and Northern Ireland) and Mr. Mohamed Habib Cherif (Tunisia)	Sub-Commission decision 2005/106	Working group on the administration of justice	Submitted and issued as A/HRC/Sub.1/58/CRP.4.

Title and agenda item	Entrusted to	Legislative authority and latest Sub-Commission resolution(s)/ decision(s) on the subject	Working groups	Status at the fifty-eighth session (2006)
7. Additional working paper on indigenous peoples and conflict prevention and resolution	Ms. Françoise Jane Hampson (United Kingdom of Great Britain and Northern Ireland)	Sub-Commission resolutions 2004/15 and 2005/23	Working Group on Indigenous Populations	Not submitted due to the uncertainty of the transitional period from the Commission on Human Rights to the Human Rights Council. Submitted and issued as E/CN.4/Sub.2/AC.4/2006/5.
8. Working paper on the review of the draft principles and guidelines on the heritage of indigenous peoples	Mr. Yozo Yokota (Japan) and the Saami Council	Sub-Commission resolutions 2003/29 and 2004/15	Working Group on Indigenous Populations	
9. Working paper on the human rights situation of indigenous peoples in States and other territories threatened with extinction for environmental reasons	Ms. Françoise Jane Hampson (United Kingdom of Great Britain and Northern Ireland)	Commission decision 2004/122, Sub-Commission resolutions 2003/29, 2004/10, 2004/15 and 2005/20	Working Group on Indigenous Populations	Submitted and issued as E/CN.4/Sub.2/AC.4/2006/CRP.2.
10. Working paper on international judicial cooperation	Ms. Françoise Jane Hampson (United Kingdom of Great Britain and Northern Ireland)	Sub-Commission resolution 2005/31	Working Group on detailed principles and guidelines, concerning the promotion and protection of human rights when combating terrorism	Submitted and issued as A/HRC/Sub.1/58/CRP.6.
11. Working paper on the rights of victims of terrorist acts	Mr. Emmanuel Decaux (France)	Sub-Commission resolution 2005/31	Working Group on detailed principles and guidelines, concerning the promotion and protection of human rights when combating terrorism	Submitted and issued as A/HRC/Sub.1/58/CRP.11.

D. Studies and reports recommended in 2005 to the Commission on Human Rights for approval*

Title and agenda item	Member of Sub-Commission to be appointed as special rapporteur	Legislative authority	First submission	Final submission	Remarks
1. Economic, social and cultural rights in technical cooperation in the field of human rights (item 6)	Mr. Gudmundur Alfredsson (Iceland) and Mr. Ibrahim Salama (Egypt)	Sub-Commission resolution 2005/25	Fifty-eighth session (2006)		

*16th meeting
15 August 2008*
