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## Human Rights Council

Advisory Committee

Twelfth session

24 – 28 February 2014

Agenda item 5

Report of the Advisory Committee on its twelfth session

## Report of the Advisory Committee on its twelfth session

Geneva, 24 – 28 February 2014

*Rapporteur:* Laurence Boisson de Chazournes

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## I. Action taken by the Advisory Committee at its twelfth session

### 12/1 Promotion and protection of human rights in post-disaster and post-conflict situations

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolution 22/16 of 21 March 2013, in which the Council requested the Advisory Committee to prepare a research-based report on best practices and main challenges in the promotion and protection of human rights in post-disaster and post-conflict situations and to present a progress report thereon to the Council at its twenty-sixth session and the final report to the Council at its twenty-eighth session,

*Recalling also* that, at its eleventh session, the Advisory Committee established a drafting group, and designated Mr. Hüseyinov, Ms. Pabel, Ms. Quisumbing, Ms. Reyes Prado, Mr. Soofi, Mr. Yigezu as members of the drafting group, which subsequently elected Mr. Hüseyinov as Chairperson and Ms. Reyes Prado as Rapporteur, and that Mr. Obata joined the drafting group at the current session,

1. *Takes note* of the oral progress report, which took into account the replies to the questionnaires on the issue;

2. *Recommends* that the Human Rights Council extend the time schedule envisaged to allow for better informed work by re-circulating the questionnaires to seek the views and inputs of the various stakeholders, and requests the Advisory Committee to submit a progress report to the Council at its twenty-seventh session and a final report at its twenty-eighth session;

3. *Recommends* that the Human Rights Council consider adopting the following decision:

“The Human Rights Council takes note of the recommendation of the Advisory Committee on the progress of work on the report on best practices and main challenges in the promotion and protection of human rights in post-disaster and post-conflict situations, and requests the Advisory Committee to submit a progress report to the Council at its twenty-seventh session, and the final report at its twenty-eight session.”

*9<sup>th</sup> meeting*  
*28 February 2014*

*[Adopted without a vote]*

### 12/2 Enhancement of international cooperation in the field of human rights

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolution 23/3 of 13 June 2013, in which the Council requested the Advisory Committee to prepare a more focused and in-depth study

on the ways and means to enhance international cooperation in the field of human rights and to submit a progress report to the Council at its twenty-sixth session,

*Recalling also* that, at its eleventh session, the Advisory Committee established a drafting group, and designated Mr. Al Faihani, Ms. Boisson de Chazournes, Mr. Coriolano, Mr. Hüseyinov, Mr. Karokora, Mr. Okafor, Ms. Pabel and Mr. Seetulsingh, which elected Mr. Seetulsingh as Chairperson and Mr. Okafor as Rapporteur, and that Mr. Lebedev and Mr. Ziegler joined the drafting group at the current session,

1. *Takes note* of the progress report on the enhancement of international cooperation in the field of human rights submitted by the drafting group to the Advisory Committee at its current session;<sup>1</sup>

2. *Requests* the drafting group to finalise its progress report to the Council in the light of the discussion held by the Advisory Committee at its current session after circulating it to all members of the Advisory Committee for approval electronically, and to submit it to the Human Rights Council at its twenty-sixth session.

*9<sup>th</sup> meeting*  
*28 February 2014*

*[Adopted without a vote]*

### **12/3 The negative impact of corruption on the enjoyment of human rights**

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolution 23/9 of 13 June 2013, in which the Council requested the Advisory Committee to submit a research-based report on the issue of the negative impact of corruption on the enjoyment of human rights to the Council at its twenty-sixth session,

*Recalling also* that at its eleventh session, the Advisory Committee established a drafting group, and designated Mr. Al Faihani, Ms. Boisson de Chazournes, Mr. Coriolano, Mr. Hüseyinov, Mr. Karokora, Mr. Okafor, Ms. Pabel, Ms. Quisumbing, Ms. Reyes Prado, Mr. Seetulsingh and Mr. Yigezu, which elected Mr. Yigezu as Chairperson and Ms. Pabel as Rapporteur, and that Ms. Elsadda and Mr. Soofi joined the drafting group at the current session,

1. *Takes note* of the interim report on the negative impact of corruption on the enjoyment of human rights submitted by the drafting group to the Advisory Committee at its current session<sup>2</sup>;

2. *Recommends* that the Human Rights Council extend the time schedule envisaged to allow for better informed work, inter alia, by analysing the numerous recently received responses to the questionnaire, and requests the Advisory Committee to submit an interim report to the Council at its twenty-sixth session and a final report at its twenty-eighth session;

3. *Recommends* that the Human Rights Council consider adopting the following decision:

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<sup>1</sup> A/HRC/AC/12/CRP.2.

<sup>2</sup> A/HRC/AC/12/CRP.3.

“The Human Rights Council takes note of the recommendation of the Advisory Committee on the progress of work on the report on the negative impact of corruption on the enjoyment of human rights, and requests the Advisory Committee to submit a progress report to the Council at its twenty-sixth session and a final report at its twenty-eighth session.”

*9<sup>th</sup> meeting*  
*28 February 2014*

*[Adopted without a vote]*

## **12/4 Promoting human rights through sport and the Olympic ideal**

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolution 24/1 of 26 September 2013, in which the Council requested the Advisory Committee to prepare a study on the possibilities of using sport and the Olympic ideal to promote human rights for all and to strengthen universal respect for them, bearing in mind both the value of relevant principles enshrined in the Olympic Charter and the value of good sporting example, and to present a progress report thereon to the Council before its twenty-seventh session,

1. *Designates* the Committee members Mr. Al Faihani, Mr. Coriolano, Mr. Lebedev, Mr. Seetulsingh and Mr. Zhang as members of the drafting group, which elected Mr. Seetulsingh as Chairperson and Mr. Lebedev as Rapporteur;

2. *Notes* that the drafting group and the full committee held meetings to discuss the topic;

3. *Requests* the drafting group to submit a draft progress report to the Advisory Committee, after circulating it to all members of the Advisory Committee for approval electronically, before its thirteenth session in view of its submission to the Council at its twenty-seventh session, taking into account the replies to the questionnaire distributed after the discussion at the twelfth session of the Advisory Committee;

4. *Encourages* the various stakeholders to contribute to the work under way.

*9<sup>th</sup> meeting*  
*28 February 2014*

*[Adopted without a vote]*

## **12/5 Local government and human rights**

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolution 24/2, in which the Council requested the Advisory Committee to prepare, from within existing resources, a research-based report on the role of local government in the promotion and protection of human rights, including human rights mainstreaming in local administration and public services, with a view to

compiling best practices and main challenges, and to present a progress report on the requested research-based report to the Council at its twenty-seventh session,

1. *Designates* the Committee members Mr. Coriolano, Ms. Elsadda, Mr. Hüseyinov, Ms. Reyes Prado, Mr. Seetulsingh and Mr. Yigezu as members of the drafting group, which elected Mr. Seetulsingh as Chairperson and Mr. Hüseyinov as Rapporteur;
2. *Notes* that the drafting group and the full committee held meetings to discuss the topic;
3. *Requests* the drafting group to submit a draft progress report to the Advisory Committee, after circulating it to all members of the Advisory Committee for approval electronically, before its thirteenth session in view of its submission to the Council at its twenty-seventh session, taking into account the replies to the questionnaire distributed after the discussion at the twelfth session of the Advisory Committee;
4. *Encourages* the various stakeholders to contribute to the work under way.

9<sup>th</sup> meeting  
28 February 2014

[Adopted without a vote]

## **12/6 Human rights and unilateral coercive measures**

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolution 24/14, in which the Council requested the Advisory Committee to prepare a research-based report containing recommendations on mechanism to assess the negative impact of unilateral coercive measures on the enjoyment of human rights and to promote accountability, and to present a progress report of the requested research-based report to the Council at its twenty-eighth session,

1. *Designates* the Committee members Mr. Lebedev, Mr. Okafor, Mr. Soofi, Mr. Yigezu and Mr. Ziegler as members of the drafting group, which elected Mr. Ziegler as Chairperson and Mr. Yigezu as Rapporteur;
2. *Notes* that the drafting group and the full committee held meetings to discuss the topic;
3. *Requests* the drafting group to submit a draft progress report to the Advisory Committee at its thirteenth session, taking into account the replies to the questionnaire distributed after the discussion at the twelfth session of the Advisory Committee;
4. *Encourages* the various stakeholders to contribute to the work under way.

9<sup>th</sup> meeting  
28 February 2014

[Adopted without a vote]

**12/7 Technical cooperation for the prevention of attacks against persons with albinism**

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolution 24/33, in which the Council requested the Advisory Committee to prepare a study on the situation of human rights of persons living with albinism and to submit a report thereon to the Council at its twenty-eighth session,

1. *Designates* the Committee members Mr. Al Faihani, Ms. Boisson de Chazournes, Mr. Coriolano, Mr. Hüseyinov, Mr. Obata and Mr. Okafor as members of the drafting group, which elected Mr. Okafor as Chairperson and Ms. Boisson de Chazournes as Rapporteur;

2. *Notes* that the drafting group and the full committee held meetings to discuss the topic;

3. *Requests* the drafting group to submit a draft progress report to the Advisory Committee at its thirteenth session, taking into account the replies to the questionnaire distributed after the discussion at the twelfth session of the Advisory Committee;

4. *Encourages* the various stakeholders to contribute to the work under way.

*9<sup>th</sup> meeting*  
*28 February 2014*

[Adopted without a vote]

## **II. Officers, adoption of the agenda and organization of work**

### **A. Opening and duration of the session**

1. The Human Rights Council Advisory Committee, established pursuant to Human Rights Council resolution 5/1 of 18 June 2007, held its twelfth session at the United Nations Office at Geneva from 24 to 28 February 2014. The session was opened by the Vice-Chairperson for its eleventh session, Anantonia Reyes Prado.
2. The President of the Human Rights Council, Baudelaire Ndong Ella, addressed the Advisory Committee at its first meeting, on 24 February 2014.
3. At the same meeting, Eric Tistounet, Chief of the Human Rights Council Branch, made a statement on behalf of the United Nations High Commissioner for Human Rights.
4. Also at the same meeting, participants observed a minute of silence for the victims of human rights violations around the world.

### **B. Composition of the Advisory Committee**

5. The names of the members are as follows:<sup>3</sup> Saeed Mohamed Al Faihani (Bahrain, 2015); Laurence Boisson de Chazournes (France, 2014); Mario Luis Coriolano (Argentina, 2015); Hoda Elsadda (Egypt, 2016); Latif Hüseyinov (Azerbaijan, 2014); Alfred Ntunduguru Karokora (Uganda, 2016); Mikhail Lebedev (Russian Federation, 2016); Kaoru Obata (Japan, 2016); Obiora Chinedu Okafor (Nigeria, 2014); Katharina Pabel (Austria, 2015); Anantonia Reyes Prado (Guatemala, 2014); Cecilia Rachel V. Quisumbing (Philippines, 2014); Dheerujlall Seetulsingh (Mauritius, 2014); Ahmer Bilal Soofi (Pakistan, 2014); Imeru Tamrat Yigezu (Ethiopia, 2015); Yishan Zhang (China, 2016); and Jean Ziegler (Switzerland, 2016).

### **C. Attendance**

6. The session was attended by members of the Advisory Committee, observers for States Members of the United Nations, other organizations and non-governmental organizations. Cecilia Rachel V. Quisumbing was unable to attend the session.

### **D. Meetings and documentation**

7. In the course of the twelfth session, the Advisory Committee held nine plenary meetings and eleven closed meetings. The drafting groups on the promotion and protection of human rights in post-disaster and post-conflict situations, the enhancement of international cooperation in the field of human rights, the negative impact of corruption on the enjoyment of human rights, promoting human rights through sport and the Olympic ideal, local government and human rights, human rights and unilateral coercive measures, and technical cooperation for the prevention of attacks against persons with albinism, also held private meetings.

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<sup>3</sup> The year in parentheses indicates when the term of office of the member expires (terms of office end on 30 September).



## **E. Officers**

8. In accordance with rule 103 of the rules of procedure of the General Assembly and rule 5 of the rules of procedure of the Advisory Committee, at the first meeting of the twelfth session, held on 24 January 2014, the Advisory Committee elected the following officers by acclamation:

Chairperson:	Mario Luis Coriolano
Vice Chairpersons:	Laurence Boisson de Chazournes
	Latif Hüseyinov
	Dheerujlall Seetulsingh
	Ahmer Bilal Soofi
Rapporteur:	Laurence Boisson de Chazournes

## **F. Adoption of the agenda**

9. At its first meeting, on 24 February 2014, the Advisory Committee adopted its agenda (see annex I).

## **G. Organization of work**

10. At the same meeting, the Advisory Committee adopted the draft programme of work prepared by the secretariat.

# **III. Requests addressed to the Advisory Committee stemming from Human Rights Council resolutions**

## **A. Requests currently under consideration by the Committee**

### **1. Promotion and protection of human rights in post-disaster and post-conflict situations**

11. At its first and second meetings, on 24 February 2014, the Advisory Committee, pursuant to Human Rights Council resolution 22/16, held a discussion on the promotion and protection of human rights in post-disaster and post-conflict situations. The representative of Uruguay took the floor as the main sponsor of resolution 22/16. During the ensuing discussion, statements were made by members of the Advisory Committee (see annex II). At the second meeting, statements were made by members of the Advisory Committee, an observer for a non-governmental organization and a Government observer (see annex II).

12. At the ninth meeting, on 28 February 2014, Anantonia Reyes Prado, Rapporteur of the drafting group on the promotion and protection of human rights in post-disaster and post-conflict situations, introduced draft text A/HRC/AC/12/L.1, sponsored by all Advisory Committee members. The draft text was adopted without a vote (for the text as adopted, see chapter I, action 12/1).

**2. Enhancement of international cooperation in the field of human rights**

13. At its second meeting, on 24 February 2014, the Advisory Committee, pursuant to Human Rights Council resolution 23/3, held a discussion on the enhancement of international cooperation in the field of human rights. The Rapporteur of the drafting group, Obiora Chinedu Okafor, introduced the preliminary study prepared by the drafting group (A/HRC/AC/12/CRP.2). Statements were made by members of the Advisory Committee (see annex II). The representative of Iran (Islamic Republic of), on behalf of the Non-Aligned Movement, also took the floor as the main sponsor of resolution 23/3.

14. At the ninth meeting, on 28 February 2014, Dheerujlall Seetulsingh, Chairperson of the drafting group on the enhancement of international cooperation in the field of human rights, introduced draft text A/HRC/AC/12/L.2, sponsored by all Advisory Committee members. The draft text was adopted without a vote (for the text as adopted, see chapter I, action 12/2).

**3. The negative impact of corruption on the enjoyment of human rights**

15. At its third meeting, on 25 February 2014, the Advisory Committee, pursuant to Human Rights Council resolution 23/9, held a discussion on the negative impact of corruption on the enjoyment of human rights. The Rapporteur of the drafting group, Katharina Pabel, introduced the draft report prepared by the drafting group (A/HRC/AC/12/CRP.3). During the ensuing discussion, statements were made by members of the Advisory Committee and an observer for a non-governmental organization (see annex II). The representative of Morocco also took the floor on behalf of the main sponsors of resolution 23/9. The Rapporteur of the drafting group made concluding remarks.

16. At the ninth meeting, on 28 January 2014, Imeru Tamrat Yigezu, Chairperson of the drafting group on the negative impact of corruption on the enjoyment of human rights, introduced draft text A/HRC/AC/12/L.3, sponsored by all Advisory Committee members. The draft text was adopted without a vote (for the text as adopted, see chapter I, action 12/3).

**4. Promoting human rights through sport and the Olympic ideal**

17. At its fourth meeting, on 25 February 2014, the Advisory Committee, pursuant to Human Rights Council resolution 24/1, held a discussion on promoting human rights through sport and the Olympic ideal. In this context, Wilfried Lemke, Special Adviser to the Secretary General on Sport for Development and Peace and Constantinos Filis, Director of the International Olympic Truce Centre, made presentations on the issue. During the ensuing discussion, statements were made by members of the Advisory Committee, Government observers, and an observer for a non-governmental organization (see annex II). The representative of the Russian Federation also took the floor as the main sponsor of resolution 24/1.

18. At the ninth meeting, on 28 January 2014, Dheerujlall Seetulsingh, Chairperson of the drafting group on promoting human rights through sport and the Olympic ideal, introduced the draft text contained in document A/HRC/AC/12/L.4, sponsored by all Advisory Committee members, as well as oral revisions thereto. The draft text as orally revised was adopted without a vote (for the text as adopted, see chapter I, action 12/4).

**5. Local government and human rights**

19. At its fifth meeting, on 26 February 2014, the Advisory Committee, pursuant to Human Rights Council resolution 24/2, held a discussion on local government and human rights. In this context, Seonghoon Lee, Executive Director of the Korea Human Rights Foundation and Andrea Egbuna-Joss, Senior Research Fellow at the Swiss Center of

Expertise in Human Rights, made presentations on the issue. During the ensuing discussion, statements were made by members of the Advisory Committee and an observer for a non-governmental organization (see annex II). The representative of the Republic of Korea also took the floor as the main sponsor of resolution 24/2. At the end of the meeting, Seonghoon Lee and Andrea Egbuna-Joss made concluding remarks.

20. At the ninth meeting, on 28 February 2014, Dheerujall Seetulsingh, Chairperson of the drafting group on local government and human rights, introduced the draft text contained in document A/HRC/AC/12/L.5, sponsored by all Advisory Committee members, as well as oral revisions thereto. The draft text as orally revised was adopted without a vote (for the text as adopted, see chapter I, action 12/5).

## **6. Human rights and unilateral coercive measures**

21. At its sixth meeting, on 26 February 2014, the Advisory Committee, pursuant to Human Rights Council resolution 24/14, held a discussion on human rights and unilateral coercive measures. In this context, Jean Ziegler, member of the Advisory Committee, made a presentation on the issue. During the ensuing discussion, statements were made by other members of the Advisory Committee and a Government observer (see annex II). At the end of the meeting, Jean Ziegler made concluding remarks.

22. At the ninth meeting, on 28 February 2014, Imeru Tamrat Yigezu, Rapporteur of the drafting group on human rights and unilateral coercive measures, introduced draft text A/HRC/AC/12/L.6, sponsored by all Advisory Committee members. The draft text was adopted without a vote (for the text as adopted, see chapter I, action 12/6).

## **7. Technical cooperation for the prevention of attacks against persons with albinism**

23. At its seventh meeting, on 27 February 2014, the Advisory Committee, pursuant to Human Rights Council resolution 24/33, held a discussion on the situation of human rights of persons living with albinism. In this context, a representative of the Office of the United Nations High Commissioner for Human Rights and Peter Ash, Founder of the non-governmental organization Under the Same Sun, made a presentation on the issue. During the ensuing discussion, statements were made by other members of the Advisory Committee (see annex II). At the end of the meeting, the representative of the Office of the United Nations High Commissioner for Human Rights made concluding remarks. Peter Ash and Ikponwosa Ero from the non-governmental organization Under the Same Sun also made concluding remarks.

24. At the ninth meeting, on 28 February 2014, Obiora Chinedu Okafor, Chairperson of the drafting group on technical cooperation for the prevention of attacks against persons with albinism, introduced draft text A/HRC/AC/12/L.7, sponsored by all Advisory Committee members. The draft text was adopted without a vote (for the text as adopted, see chapter I, action 12/7).

## **B. Follow-up to reports of the Committee submitted to the Human Rights Council**

### **1. Right to food**

25. At the eighth meeting, on 27 February 2014, the Chairperson informed the Advisory Committee on the second session of the open-ended intergovernmental working group with the mandate of negotiating, finalizing and submitting to the Council a draft United Nations Declaration on the rights of peasants, which will take place from 10 to 14 November 2014.

**2. Promotion of the right of peoples to peace**

26. At the same meeting, on 27 February 2014, the Chairperson informed the Advisory Committee on the second session of the open-ended intergovernmental working group with the mandate of progressively negotiating a draft United Nations declaration on the right to peace, which will be held from 30 June to 4 July 2014.

**IV. Implementation of sections III and IV of the annex to Human Rights Council resolution 5/1 of 18 June 2007, and of section III of the annex to Council resolution 16/21 of 25 March 2011**

**A. Review of methods of work**

27. At its eighth meeting, on 27 February 2014, the Advisory Committee held a discussion on enhancing its procedural efficiency. Statements were made by members of the Advisory Committee (see annex II).

**B. Agenda and annual programme of work, including new priorities**

28. At its eighth meeting, held on 27 February 2014, Saeed Mohamed Al Faihani made a presentation on the concept paper for a research proposal on the possibility of establishing a Universal Human Rights Court: strengthening the current human rights protection system (see A/HRC/AC/12/CRP.1).

29. At the same meeting, Mario Luis Coriolano made a presentation on the concept paper for a research proposal on citizen's safety and human rights (see A/HRC/AC/12/CRP.4). During the ensuing discussion, statements were made by members of the Committee (see annex II).

30. Also at the same meeting, in accordance with paragraph 77 of Human Rights Council resolution 5/1, the Committee decided to propose for the Council's consideration and approval the two aforementioned research proposals, as contained in the concept papers included in annex IV.

**V. Report of the Advisory Committee on its twelfth session**

31. At the ninth meeting, on 28 February 2014, the Rapporteur of the Advisory Committee presented the draft report on the twelfth session of the Committee. The Committee adopted the draft report *ad referendum* and decided to entrust the Rapporteur with its finalization.

32. At the same meeting, Saeed Mohamed Al Faihani, Latif Hüseyinov, Katharina Pabel, Dheerujlall Seetulsingh made valedictory statements. Following the usual exchange of courtesies, the Chairperson made closing remarks and declared the twelfth session of the Advisory Committee closed.

## Annex I

### Agenda

1. Elections of officers.
2. Adoption of the agenda and organization of work.
3. Requests addressed to the Advisory Committee stemming from Human Rights Council resolutions:
  - (a) Requests currently under consideration by the Committee:
    - (i) Integration of a gender perspective;
    - (ii) Promotion of a democratic and equitable international order;
    - (iii) Integration of the perspective of persons with disabilities;
    - (iv) Promotion and protection of human rights in post-disaster and post-conflict situations;
    - (v) Enhancement of international cooperation in the field of human rights;
    - (vi) The negative impact of corruption on the enjoyment of human rights;
    - (vii) Promoting human rights through sport and the Olympic ideal;
    - (viii) Local government and human rights;
    - (ix) Human rights and unilateral coercive measures;
    - (x) Technical cooperation for the prevention of attacks against persons with albinism.
  - (b) Follow-up to reports of the Committee submitted to the Human Rights Council:
    - (i) Right to food;
    - (ii) Promotion of the right of peoples to peace.
4. Implementation of sections III and IV of the annex to Human Rights Council resolution 5/1 of 18 June 2007, and of section III of the annex to Council resolution 16/21 of 25 March 2011:
  - (a) Review of methods of work;
  - (b) Agenda and annual programme of work, including new priorities.
5. Report of the Advisory Committee on its twelfth session.

## Annex II

[English only]

### List of speakers

<i>Agenda item</i>	<i>Meeting and date</i>	<i>Speakers</i>
<b>3. Requests to the Advisory Committee stemming from Human Rights Council resolutions</b>		
<b>(a) Requests currently under consideration by the Committee</b>	<b>(iv) Promotion and protection of human rights in post-disaster and post-conflict situations</b>	First and second meetings 24 February 2014  <b>Members:</b> Saeed Mohamed Al Faihani, Anantonia Reyes Prado (Rapporteur), Dheerujlall Seetulsingh, Ahmer Bilal Soofi.  <b>Government observers:</b> Uruguay, United States of America.  <b>Observers for non-governmental organizations:</b> Japanese Workers' Committee for Human Rights.
	<b>(v) Enhancement of international cooperation in the field of human rights</b>	Second meeting 24 February 2014  <b>Members:</b> Saeed Mohamed Al Faihani, Laurence Boisson de Chazournes, Mikhail Lebedev, Obiora Chinedu Okafor (Rapporteur), Anantonia Reyes Prado, Dheerujlall Seetulsingh (Chairperson), Ahmer Bilal Soofi, Yishan Zhang.  <b>Government observers:</b> Iran (Islamic Republic of)

<i>Agenda item</i>	<i>Meeting and date</i>	<i>Speakers</i>
<b>(vi) The negative impact of corruption on the enjoyment of human rights</b>	Third meeting 25 February 2014	<b>Members:</b> Saeed Mohamed Al Faihani, Laurence Boisson de Chazournes, Hoda Elsadda, Latif Hüseyinov, Obiora Chinedu Okafor, Katharina Pabel (Rapporteur), Dheerujlall Seetulsingh, Ahmer Bilal Soofi, Imeru Tamrat Yigezu (Chairperson).  <b>Government observers:</b> Morocco.  <b>Observer for non-governmental organizations:</b> Transparency International.
<b>(vii) Promoting human rights through sport and the Olympic ideal</b>	Fourth meeting 25 February 2014	<b>Members:</b> Saeed Mohamed Al Faihani, Mikhail Lebedev (Rapporteur), Kaoru Obata, Dheerujlall Seetulsingh (Chairperson), Yishan Zhang.  <b>Government observers:</b> Greece, Qatar, Russian Federation.  <b>Observer for non-governmental organizations:</b> Mouvement contre le racisme et pour l'amitié entre les peuples.
<b>(viii) Local government and human rights</b>	Fifth meeting 26 February 2014	<b>Members:</b> Saeed Mohamed Al Faihani, Hoda Elsadda, Mario Luis Coriolano, Latif Hüseyinov (Rapporteur), Obiora Chinedu Okafor, Dheerujlall Seetulsingh (Chairperson), Ahmer Bilal Soofi, Imeru Tamrat Yigezu.  <b>Government observers:</b> Republic of Korea.  <b>Observer for non-governmental organizations:</b> Habitat International Coalition

<i>Agenda item</i>	<i>Meeting and date</i>	<i>Speakers</i>	
<b>(ix) Human rights and unilateral coercive measures</b>	Sixth meeting 26 February 2014	<b>Members:</b> Saeed Mohamed Al Faihani, Mikhail Lebedev, Obiora Chinedu Okafor, Ahmer Bilal Soofi, Imeru Tamrat Yigezu (Rapporteur), Jean Ziegler (Chairperson).  <b>Government observers:</b> Venezuela (Bolivarian Republic of)	
<b>(x) Technical cooperation for the prevention of attacks against persons with albinism</b>	Seventh meeting 27 February 2014	<b>Members:</b> Saeed Mohamed Al Faihani, Hoda Elsadda, Laurence Boisson de Chazournes (Rapporteur), Mario Luis Coriolano, Obiora Chinedu Okafor (Chairperson), Ahmer Bilal Soofi.	
<b>4. Implementation of sections III and IV of the annex to Human Rights Council resolution 5/1 of 18 June 2007, and of section III of the annex to Council resolution 16/21 of 25 March 2011</b>			
<b>(a) Review of methods of work</b>	Eighth meeting 27 February 2014	<b>Members:</b> Saeed Mohamed Al Faihani, Mario Luis Coriolano, Hoda Elsadda, Latif Hüseyinov, Obiora Chinedu Okafor, Dheerujlall Seetulsingh, Jean Ziegler.	
<b>(b) Agenda and annual programme of work, including new priorities</b>	The possibility of establishing a Universal Human Rights Court: strengthening the current human rights protection system	Eighth meeting 27 February 2014	<b>Members:</b> Saeed Mohamed Al Faihani.
	Citizen's safety and human rights	Eighth meeting 27 February 2014	<b>Members:</b> Mario Luis Coriolano, Hoda Elsadda, Mikhail Lebedev, Anantonia Reyes Prado.



## Annex III

[English only]

### List of documents issued for the twelfth session of the Advisory Committee

#### *Documents issued in the general series*

<i>Symbol</i>	<i>Agenda item</i>	
A/HRC/AC/12/1	1	Provisional agenda
A/HRC/AC/12/1/Add.1	1	Annotations to the provisional agenda
A/HRC/AC/12/2	4	Report of the Advisory Committee on its twelfth session

#### *Documents issued in the limited series*

<i>Symbol</i>	<i>Agenda item</i>	
A/HRC/AC/12/L.1	2	Promotion and protection of human rights in post-disaster and post-conflict situations
A/HRC/AC/12/L.2	2	Enhancement of international cooperation in the field of human rights
A/HRC/AC/12/L.3	2	The negative impact of corruption on the enjoyment of human rights
A/HRC/AC/12/L.4	2	Promoting human rights through sport and the Olympic ideal
A/HRC/AC/12/L.5	2	Local government and human rights
A/HRC/AC/12/L.6	2	Human rights and unilateral coercive measures
A/HRC/AC/12/L.7	2	Technical cooperation for the prevention of attacks against persons with albinism

## Annex IV

### Research proposals: concept papers

#### I. Possibility of establishing a Universal Human Rights Court: Strengthening the current human rights protection system

Despite the evolution over the last century of an international framework for the protection of human rights, flagrant violations of such rights continue to take place worldwide. Such violations have not ceased despite continued condemnation of states and regimes in and by all human rights fora. In many cases, violations are becoming more widespread and less restrained. It is therefore important to focus on ways and means to strengthen the current human rights regime.

In light of the various gaps and weaknesses in the current human rights system, whether in the human rights mechanisms or the treaty body system, it is important to address such weaknesses and to strengthen overall framework. For that reason, this paper argues that there is a clear and pressing need to adopt measures that aim to ensure the better protection and promotion of human rights and fundamental freedoms worldwide.

Today, the human rights situation in the world needs concrete steps to bring about serious and forceful measures to enhance the current system for the protection and promotion of human rights, including the possibility of fundamental reform and new solutions in order to address current inadequacies. The current human rights machinery needs to develop its ability to address human rights situations around the world, through new and innovative solutions that would transform the current system to a one which is receptive to the needs of all people in the world.

As the International community continues to undergo profound changes in many areas, it is essential that such changes are reflected in the human rights field. Many people on this planet need socio-economic and political transformation in order to achieve peace, change, political and economic stability, democracy and access to justice as well as to equality, inclusion, and participation. Therefore, it is important to strengthen the rule of law and the human rights protection system worldwide, and to focus it on supporting systemic changes at the international and national levels, as well as at policy and institutional frameworks and structures to enable it to deliver tangible results.

The idea is to support, and if necessary devise, rule of law institutions, to make them more responsive to demands for justice delivery, and to improve all aspects of justice in the whole world. Such a concept would augment demands for justice service delivery by developing the capacity of vulnerable groups to access the rule of law institutions and to assert and enjoy their human rights and entitlements.

To improve the administration of justice, it is important to strengthen communication, coordination and cooperation amongst justice sector institutions worldwide. This can be best achieved through establishing and strengthening justice sector coordination institutions to support the development of core institutional capacities; through supporting for the law reform in line with international human rights standards; and through better implementation of applicable protective and affirmative legislation.

The aim is to promote international accountability for due process and systematic human rights violations, and to support institutions and legislation to ensure compliance with international human rights instruments, including by supporting development of the

institutional capacities needed to effectively implement such legislation. This idea should go hand-in-hand with efforts to combat impunity by strengthening the international justice system to increase its capacity to address transnational justice challenges, and in the future should complement transnational justice mechanisms.

The Advisory Committee could help by preparing a report to the Human Rights Council on how to strengthen the current human rights protection system. To that end, it is important to explore the following issues:

- (a) Identifying specific weaknesses in the current human rights system, and how they can be rectified;
- (b) Ensuring there is a comprehensive, universal and binding scheme for protecting the rights for all individuals that enables existing international human rights mechanisms to play a pivotal role in protecting such rights;
- (c) Providing a much needed comprehensive and unambiguous legal framework for the rights of people;
- (d) Ensuring protection of human rights and legal accountability for their violation;
- (e) Strengthening policy development and government decision making relating to human rights;
- (f) Exploring all options for developing the current human rights protection regime for the benefit of current and future generations;
- (g) Identifying, studying and developing a range of judicial and non-judicial remedies for people who have suffered rights violations worldwide.

In conclusion, the Advisory Committee, by thoroughly researching the issue, could pinpoint the problems facing the human rights protection system. At the same time, the outcome could identify ways and means to rectify such deficiencies. Meanwhile, by studying this issue the international community will give momentum to reforming the human rights protection system, which would be the first such major reform since the creation of the Human Rights Council. The report would not be binding, but would assist the Council in its efforts to strengthen the universal human rights system, and enable other international bodies to determine their position on strengthening the system.

## **II. Seguridad ciudadana y derechos humanos**

### **A. Introducción**

La necesidad de un enfoque de derechos humanos a la seguridad ciudadana exige una primera precisión en la terminología pues hay varios términos que suelen tomarse como sinónimos, como ser: seguridad pública, seguridad humana, y otros que se pueden desambiguar si se avanza en explicitar el contenido temático.

El uso de los adjetivos como ciudadana y democrática no deja afuera de la problemática a los inmigrantes, ni a los países en los que no rigen formas de gobierno en los que, a través sistemas electorales, el pueblo elige a sus gobernantes.

## **B. Violencia social y violencia institucional**

La realidad mundial de violencia social y violencia institucional en crecimiento y retroalimentación reclama de nuevas formas de pensar y actuar y es, precisamente un nuevo modelo alternativo con enfoque en derechos humanos una de las posibles formas de romper ese círculo vicioso de mayor violencia social e institucional.

La violencia social y sus causas estructurales (económicas, políticas, institucionales) y culturales que agudiza la tensión entre inclusión y exclusión social – sobre todo de los más vulnerables, esto es personas que no acceden al empleo formal, con trayectorias educativas incompletas, con restricciones de acceso a la salud, a la vivienda, etc.- reclama políticas públicas activas, para la prevención con carácter integral, construida desde los derechos civiles y políticos como de los económicos, sociales y culturales.

(a) La violencia institucional vinculada a la seguridad ciudadana tiene que ver con las policías - corruptas y violentas - esa brutalidad policial regida por criterios de selectividad hacia los más vulnerables hace que recaiga sobre los jóvenes, pobres, con criterios racistas, entre otros, dándose una sobrecriminalización-desprotección. Sobrecriminalización surge de la selectividad. Desprotección de la selectividad a la hora de responder a la victimización.

(b) Del mismo modo las políticas e instituciones judiciales y penitenciarias impactan en un aumento de la violencia institucional con altos niveles de impunidad frente a dichos abusos de poder, presos sin condena hacinados, plazos irrazonables, casi nulos índices de readaptación social - casi 10 millones de presos de el mundo –. Cabe destacar el rol del poder judicial en términos de la referida sobrecriminalización y desprotección – impunidad de la tortura que la torna en generalizada o sistemática.

(c) Las reformas policiales, judiciales y penitenciarias no han tenido el norte en los derechos humanos, por el contrario se han inspirado en criterios eficientistas que han deteriorado a las policías, poderes judiciales y servicios penitenciarios inmersos en profundas crisis de funcionamiento y legitimidad ante la humanidad.

Se debe revisar el binomio prevención del delito y justicia penal que está generando confusiones conceptuales de impacto estratégico en los actores que deben liderar el diseño, implementación y evaluación de las políticas públicas involucradas en los planos locales, regionales y del sistema universal.

## **C. Un modelo alternativo con perspectiva en derechos humanos**

Reitero que esa retroalimentación de violencia social e institucional reclama un estudio de un modelo alternativo con perspectiva en derechos humanos que reemplace al actual. Ese modelo integral ha de recorrer diferentes experiencias constitutivas de buenas prácticas, a saber: Programas de ciudades justas y seguras; los que impulsan que los gobiernos locales tengan mayor injerencia y responsabilidad en la temática, y el valioso antecedente de la investigación y posterior Informe efectuado y publicado de manera conjunta por la OHCHR y la CIDH – por iniciativa de organizaciones de la sociedad civil-, con énfasis en los derechos civiles y políticos en el año 2009.

Mucha normativa internacional y reiteradas Recomendaciones de los órganos de tratados y Relatores especiales es incumplida pues las políticas públicas y el funcionamiento de las instituciones involucradas - policial, judicial y penitenciaria- han descuidado o despreciado a los derechos humanos.