



# General Assembly

Distr.: General  
4 October 2010

Original: English

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## Human Rights Council

Advisory Committee

Fifth session

2 – 6 August 2010

Agenda item 5

Report of the Advisory Committee on its fifth session

## Report of the Advisory Committee on its fifth session

Geneva, 2 – 6 August 2010

*Rapporteur:* Miguel d'Escoto Brockmann

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## **I. Recommendations adopted by the Advisory Committee at its fifth session**

### **A. Recommendations adopted by the Advisory Committee for consideration by the Human Rights Council**

#### **5/3. Draft set of principles and guidelines for the elimination of discrimination against persons affected by leprosy and their family members**

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council resolutions 8/13 of 18 June 2008 and 12/7 of 1 October 2009 on the elimination of discrimination against persons affected by leprosy and their family members,

1. *Welcomes* the views of Governments and relevant actors on the draft set of principles and guidelines for the elimination of discrimination against persons affected by leprosy and their family members;

2. *Also welcomes* the revised principles and guidelines for the elimination of discrimination against persons affected by leprosy and their family members (A/HRC/AC/5/2) submitted by Mr. Sakamoto;

3. *Endorses* the principles and guidelines submitted by Mr. Sakamoto, as orally revised (see annex);

4. *Submits* the revised principles and guidelines to the Human Rights Council for consideration at its fifteenth session, as requested in paragraph 3 of Human Rights Council resolution 12/7;

5. *Requests* the Human Rights Council to give due consideration to, and to adopt, the revised principles and guidelines.

*Adopted by consensus  
7<sup>th</sup> meeting  
6 August 2010*

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**Annex****Principles and guidelines for the elimination of discrimination against persons affected by leprosy and their family members****I. Principles**

1. Persons affected by leprosy and their family members should be treated as people with dignity and are entitled, on an equal basis with others, to all the human rights and fundamental freedoms proclaimed in the Universal Declaration of Human Rights, as well as in other relevant international human rights instruments to which their respective States are parties, including the International Covenant on Economic, Social and Cultural Rights, the International Covenant on Civil and Political Rights, and the Convention on the Rights of Persons with Disabilities.
2. Persons affected by leprosy and their family members should not be discriminated against on the grounds of having or having had leprosy.
3. Persons affected by leprosy and their family members should have the same rights as everyone else with respect to marriage, family and parenthood. To this end:
  - (a) No one should be denied the right to marry on the grounds of leprosy;
  - (b) Leprosy should not constitute a ground for divorce;
  - (c) A child should not be separated from his or her parents on the grounds of leprosy.
4. Persons affected by leprosy and their family members should have the same rights as everyone else in relation to full citizenship and obtaining identity documents.
5. Persons affected by leprosy and their family members should have the right to serve the public, on an equal basis with others, including the right to stand for elections and to hold office at all levels of government.
6. Persons affected by leprosy and their family members should have the right to work in an environment that is inclusive and to be treated on an equal basis with others in all policies and processes related to recruitment, hiring, promotion, salary, continuance of employment and career advancement.
7. Persons affected by leprosy and their family members should not be denied admission to or be expelled from schools or training programmes on the grounds of leprosy.
8. Persons affected by leprosy and their family members are entitled to develop their human potential to the fullest extent, and to fully realize their dignity and self-worth. Persons affected by leprosy and their family members who have been empowered and who have had the opportunity to develop their abilities can be powerful agents of social change.
9. Persons affected by leprosy and their family members have the right to be, and should be, actively involved in decision-making processes regarding policies and programmes that directly concern their lives.

**II. Guidelines****1. General**

- 1.1 States should promote, protect and ensure the full realization of all human rights and fundamental freedoms for all persons affected by leprosy and their family members without discrimination on the grounds of leprosy. To this end, States should:

(a) Take all appropriate legislative, administrative and other measures to modify, repeal or abolish existing laws, regulations, policies, customs and practices that discriminate directly or indirectly against persons affected by leprosy and their family members, or that forcefully or compulsorily segregate and isolate persons on the grounds of leprosy in the context of such discrimination;

(b) Ensure that all authorities and institutions take measures to eliminate discrimination on the grounds of leprosy by any person, organization or private enterprise.

1.2 States should take all appropriate measures to achieve for persons affected by leprosy and their family members the full realization of all the rights enshrined in the Universal Declaration of Human Rights and the international human rights instruments to which they are party, including the International Covenant on Economic, Social and Cultural Rights, the International Covenant on Civil and Political Rights and the Convention on the Rights of Persons with Disabilities.

1.3 In the development and implementation of legislation and policies and in other decision-making processes concerning issues relating to persons affected by leprosy and their family members, States should consult closely with and actively involve persons affected by leprosy and their family members, individually or through their respective local and national organizations.

## 2. Equality and non-discrimination

2.1 States should recognize that all persons are equal before and under the law and are entitled, without any discrimination, to the equal protection and equal benefit of the law.

2.2 States should prohibit all discrimination on the grounds of a person having or having had leprosy, and should guarantee equal and effective legal protection to persons affected by leprosy and their family members.

2.3 Specific measures which are necessary to achieve de facto equality of persons affected by leprosy and their family members shall not be considered as discrimination.

## 3. Women, children and other vulnerable groups

3.1 In many societies, leprosy has a significantly adverse impact on women, children and other vulnerable groups. States should therefore pay special attention to the promotion and protection of the human rights of women, children and members of other vulnerable groups who have or have had leprosy, as well as their family members.

3.2 States should promote the full development, advancement and empowerment of women, children and members of other vulnerable groups who have or have had leprosy, as well as their family members.

## 4. Home and family

States should, where possible, support the reunification of families separated in the past as a result of policies and practices relating to persons diagnosed with leprosy.

## 5. Living in the community and housing

5.1 States should promote the enjoyment of the same rights for persons affected by leprosy and their family members as for everyone else, allowing their full inclusion and participation in the community.

5.2 States should identify persons affected by leprosy and their family members living in isolation or segregated from their community because of their disease, and should give them social support.

5.3 States should enable persons affected by leprosy and their family members to choose their place of residence and should ensure that they are not obliged to accept a particular living arrangement because of their disease.

5.4 States should allow any persons affected by leprosy and their family members who were once forcibly isolated by State policies in effect at the time to continue to live in the leprosariums and hospitals that have become their homes, if they so desire. In the event that relocation is unavoidable, the residents of these places should be active participants in decisions concerning their future. States should, however, improve living conditions in those leprosariums and hospitals. With due regard to the wishes of the persons affected by leprosy and their family members, and with their full participation, States should also design, promote and implement plans for the gradual integration of the residents of such places in the community and for the gradual phasing out of such leprosariums and hospitals.

6. Participation in political life

States should ensure that persons affected by leprosy, and their family members, enjoy voting rights, the right to stand for election and the right to hold public office at all levels of government, on an equal basis with others. Voting procedures must be accessible, easy to use and adapted to accommodate any individuals physically affected by leprosy.

7. Occupation

States should encourage and support opportunities for self-employment, the formation of cooperatives and vocational training for persons affected by leprosy and their family members, as well as their employment in regular labour markets.

8. Education

States should promote equal access to education for persons affected by leprosy and their family members.

9. Discriminatory language

States should remove discriminatory language, including the derogatory use of the term “leper” or its equivalent in any language or dialect, from governmental publications and should revise expeditiously, where possible, existing publications containing such language.

10. Participation in public, cultural and recreational activities

10.1 States should promote the equal enjoyment of the rights and freedoms of persons affected by leprosy and their family members, as enshrined in the Universal Declaration of Human Rights and the international human rights instruments to which they are party, including, the International Covenant on Economic, Social and Cultural Rights, the International Covenant on Civil and Political Rights and the Convention on the Rights of Persons with Disabilities.

10.2 States should promote access on an equal basis with others to public places, including hotels, restaurants and buses, trains and other forms of public transport for persons affected by leprosy and their family members.

10.3 States should promote access on an equal basis with others to cultural and recreational facilities for persons affected by leprosy and their family members.

10.4 States should promote access on an equal basis with others to places of worship for persons affected by leprosy and their family members.

11. Health care

11.1 States should provide persons affected by leprosy at least with the same range, quality and standard of free or affordable health care as that provided for persons with other diseases. In addition, States should provide for early detection programmes and ensure prompt treatment of leprosy, including treatment for any reactions and nerve damage that may occur, in order to prevent the development of stigmatic consequences.

11.2 States should include psychological and social counselling as standard care offered to persons affected by leprosy who are undergoing diagnosis and treatment, and as needed after the completion of treatment.

11.3 States should ensure that persons affected by leprosy have access to free medication for leprosy, as well as appropriate health care.

12. Standard of living

12.1 States should recognize the right of persons affected by leprosy and their family members to an adequate standard of living, and should take appropriate steps to safeguard and promote that right, without discrimination on the grounds of leprosy, with regard to food, clothing, housing, drinking water, sewage systems and other living conditions. States should:

(a) Promote collaborative programmes involving the Government, civil society and private institutions to raise funds and develop programmes to improve the standard of living;

(b) Provide or ensure the provision of education to children whose families are living in poverty by means of scholarships and other programmes sponsored by the Government and/or civil society;

(c) Ensure that persons living in poverty have access to vocational training programmes, microcredit and other means to improve their standard of living.

12.2 States should promote the realization of this right through financial measures, such as the following:

(a) Persons affected by leprosy and their family members who are not able to work because of their age, illness or disability should be provided with a government pension;

(b) Persons affected by leprosy and their family members who are living in poverty should be provided with financial assistance for housing and health care.

13. Awareness-raising

States, working with human rights institutions, non-governmental organizations, civil society and the media, should formulate policies and plans of action to raise awareness throughout society and to foster respect for the rights and dignity of persons affected by leprosy and their family members. These policies and plans of action may include the following goals:

(a) To provide information about leprosy at all levels of the education system, beginning with early childhood education affirming, inter alia, that leprosy is curable and should not be used as grounds for discrimination against persons who have or have had leprosy and their families;

(b) To promote the production and dissemination of “know your rights” material to give to all persons recently diagnosed with leprosy;

(c) To encourage the media to portray persons affected by leprosy and their family members with dignified images and terminology;

(d) To recognize the skills, merits and abilities of persons affected by leprosy and their contribution to society and, where possible, to support exhibitions of their artistic, cultural and scientific talents;

(e) To encourage creative persons, including artists, poets, musicians and writers, particularly those who have personally faced the challenges of leprosy, to make a contribution to awareness-raising through their specific talents;

(f) To provide information to social leaders, including religious leaders, on how addressing leprosy in their teachings or written materials may contribute to the elimination of discrimination against persons affected by the disease and their family members;

(g) To encourage higher education institutions, including medical schools and nursing schools, to include information about leprosy in their curricula, and to develop and implement a “train the trainer” programme and targeted educational materials;

(h) To promote implementation of the World Programme for Human Rights Education and to incorporate the human rights of persons affected by leprosy and their family members into the national human rights education programme of each State;

(i) To identify ways to recognize, honour and learn from the lives of individuals forcibly isolated by their Governments for having been diagnosed with leprosy, including oral history programmes, museums, monuments and publications;

(j) To support grass-roots awareness efforts to reach communities without access to traditional media.

14. Development, implementation and follow-up to States’ activities

14.1 States should consider creating or designating a committee to address activities relating to the human rights of persons affected by leprosy and their family members. The committee should ideally include individuals affected by leprosy and their family members, representatives of organizations of persons affected by leprosy, human rights experts, representatives from the human rights field and related fields, and representatives of government.

## **B. Other recommendations**

### **5/1. Study on discrimination in the context of the right to food**

*The Human Rights Council Advisory Committee,*

*Recalling* the series of resolutions of the Human Rights Council on the right to food for all, notably resolution 7/14 of 27 March 2008 and resolution 10/12 of 26 March 2009,

*Recalling* in particular resolution 13/4 of 24 March 2010, in which the Council welcomed the submission of the preliminary study on discrimination in the context of the right to food (A/HRC/13/32) by the Advisory Committee and requested the Committee to take into consideration for the conclusion of the study the views and comments of all Member States, all relevant United Nations special agencies and programmes and all other relevant stakeholders on the good practices of anti-discriminatory policies and strategies set out in the preliminary study,

*Welcoming* the comments and views on the preliminary study on discrimination in the context of the right to food submitted by Member States, United Nations special agencies and programmes, other international organizations, national human rights institutions and non-governmental organizations,

*Recalling also* the request to the Committee by the Council in resolution 13/4 to continue to work on the issue of discrimination in the context of the right to food and, in

that regard, to undertake a preliminary study on ways and means to further advance the rights of people working in rural areas, including women, in particular smallholders engaged in the production of food and/or other agricultural products, including from directly working the land, traditional fishing, hunting and herding activities, and to report thereon to the Council at its sixteenth session,

*Taking into account* the decision adopted by the Advisory Committee at its first session to establish a drafting group consisting of José Antonio Bengoa Cabello, Chung Chinsung, Latif Hüseyinov, Jean Ziegler and Mona Zulficar in relation to the Committee's work on the right to food,

1. *Notes with satisfaction* the interest that the preliminary study has raised among stakeholders and invites the Office of the United Nations High Commissioner for Human Rights to extend the deadline for consultation;

2. *Assigns* the conclusion of the study on discrimination in the context of the right to food, taking into account the views and comments received, to the present drafting group and requests the drafting group to report on it to the Advisory Committee at its sixth session;

3. *Assigns* the preparation of the preliminary study on ways and means to further advance the rights of people working in rural areas as mandated by the Council in its resolution 13/4, to the drafting group on the right to food and requests the drafting group to report to the Advisory Committee at its sixth session.

*Adopted by consensus*  
*7<sup>th</sup> meeting*  
*6 August 2010*

## **5/2. Drafting group on the promotion of the right of peoples to peace**

*The Human Rights Council Advisory Committee,*

*Recalling* Human Rights Council decision 14/3 of 17 June 2010, in which the Council requested the Advisory Committee to prepare a draft declaration on the right of peoples to peace and to submit a report on the progress thereon to the Council at its seventeenth session,

*Recalling* that at the 8th meeting of its third session, on 7 August 2009, the Advisory Committee, recalling Human Rights Council resolution 11/4 of 17 June 2009 and all previous resolutions adopted by the Council, the General Assembly and the Commission on Human Rights on the promotion of the right of peoples to peace, had designated Miguel Alfonso Martínez, a member of the Advisory Committee, to prepare an initial working paper on the need to initiate a study with the purpose of, inter alia: (a) clarifying further the content and scope of this right; (b) proposing measures to raise awareness of the importance of realizing this right; (c) suggesting concrete actions to mobilize States, intergovernmental and non-governmental organizations in the promotion of the right of peoples to peace,

*Taking note* of the results of the expert workshop on the right of peoples to peace held by the Office of the United Nations High Commissioner for Human Rights on 15 and 16 December 2009 (A/HRC/14/38),

1. *Designates* the Committee members Chinsung Chung, Miguel d'Escoto Brockmann, Wolfgang Stefan Heinz and Mona Zulficar as members of the drafting group;

2. *Notes* that the drafting group elected Ms. Zulficar as chairperson and Mr. Heinz as rapporteur of the drafting group;

3. *Notes* that the drafting group and the full committee held meetings to discuss the matter under discussion;

4. *Requests* the drafting group to submit a draft progress report on the draft declaration on the right of peoples to peace to the sixth session of the Advisory Committee before its submission to the Council at its seventeenth session;
5. *Requests* the drafting group to prepare a questionnaire to consult with Member States, civil society, academia and all relevant stakeholders to be distributed after the discussion at the sixth session of the Advisory Committee;
6. *Encourages* the various stakeholders to contribute to the work under way.

*Adopted by consensus  
7<sup>th</sup> meeting  
6 August 2010*

#### **5/4. Drafting group on the enhancement of international cooperation in the field of human rights**

*The Human Rights Council Advisory Committee,*

*Welcoming* Human Rights Council resolution 13/23, entitled “Enhancement of international cooperation in the field of human rights”, in which the Council requested the Advisory Committee to explore ways and means to enhance cooperation in the field of human rights, taking into account the views contained in the report of the High Commissioner on the enhancement of international cooperation in the field of human rights (A/HRC/13/19) and further views from States and relevant stakeholders, and to submit proposals in this regard to the Council at its nineteenth session,

1. *Entrusts* a drafting group with the task of undertaking preparatory work for consideration by the Advisory Committee;
2. *Designates* the following members of the Advisory Committee as members of the drafting group: Shiqiu Chen, Emmanuel Decaux, Latif Hüseyinov, Vladimir Kartashkin, Purificacion V. Quisumbing, Dheerujlall Seetulsingh and Halima Embarek Warzazi;
3. *Notes* that the drafting group elected Mr. Seetulsingh as Chairperson and Mr. Decaux as Rapporteur of the drafting group;
4. *Notes also* that the drafting group and the full Committee held meetings to discuss the matter under consideration;
5. *Encourages* the drafting group to continue its preparatory work, based on the outline presented orally, with a view to submitting further elements to the Advisory Committee at its sixth session.

*Adopted by consensus  
7<sup>th</sup> meeting  
6 August 2010*

## **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, held its fifth session at the United Nations Office at Geneva from 2 to 6 August 2010. The session was opened by the Chairperson of the fourth session

of the Advisory Committee, Halima Embarek Warzazi. A minute of silence was observed in memory of Miguel Alfonso Martinez.

2. The President of the Human Rights Council addressed the Advisory Committee at its 1<sup>st</sup> meeting, on 2 August 2010.

3. At the same meeting, Marcia V.J. Kran made a statement on behalf of the United Nations High Commissioner for Human Rights

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

4. In accordance with Council resolution 5/1 and Council decision 6/102, 18 members of the Advisory Committee were elected at the seventh session of the Council, on 26 March 2008. At its thirteenth session, the Council elected seven members of the Advisory Committee. Furthermore, the Council, at its fourteenth session, elected Miguel d'Escoto Brockmann to fill the vacancy left by the demise of Miguel Alfonso Martinez. The names of the members are as follows (the year in parenthesis indicates when the term of office of the members expires): Miguel d'Escoto Brockmann (Nicaragua, 2012); José Antonio Bengoa Cabello (Chile, 2013); Ansar Ahmed Burney (Pakistan, 2011); Chen Shiqiu (China, 2012); Chung Chinsung (Republic of Korea, 2013); Emmanuel Decaux (France, 2011); Héctor Felipe Fix Fierro (Mexico, 2011); Wolfgang Stefan Heinz (Germany, 2013); Latif Hüseyinov (Azerbaijan, 2011); Baba Kura Kaigama (Nigeria, 2011); Alfred Ntunduguru Karokora (Uganda, 2013); Vladimir Kartashkin (Russian Federation, 2013); Purificación V. Quisumbing (Philippines, 2011); Shigeki Sakamoto (Japan, 2013); Dheerujlall Seetulsingh (Mauritius, 2011); Halima Embarek Warzazi (Morocco, 2012); Jean Ziegler (Switzerland; 2012); and Mona Zulficar (Egypt, 2013).

## **C. Attendance**

5. The session was attended by members of the Advisory Committee, observers for States Members of the United Nations, observers for non-Member States and for intergovernmental organizations, United Nations bodies, specialized agencies, other organizations, national human rights institutions and non-governmental organizations. Two members of the Advisory Committee, Mr. Fix Fierro and Mr. Kura Kaigama, were not able to attend the session.

## **D. Meetings and documentation**

6. The Advisory Committee held seven plenary meetings, two closed meetings on agenda item 4 and three meetings for drafting groups. The Advisory Committee adopted four recommendations (see chapter I).

## **E. Officers**

7. 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 its 1<sup>st</sup> meeting, on 2 August 2010, the Advisory Committee elected the following officers by acclamation:

<i>Chairperson:</i>	Purificación V. Quisumbing (Philippines)
<i>Vice Chairpersons:</i>	Deerujlall Seetulsingh (Mauritius) Wolfgang Stefan Heinz (Germany) Vladimir Kartashkin (Russian Federation)
<i>Rapporteur:</i>	Miguel d'Escoto Brockmann (Nicaragua)

8. At the same meeting, the new Chairperson, Ms. Quisumbing, made a statement. At her suggestion, the Advisory Committee observed a minute of silence for the victims of human rights violations around the world.

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

9. At its 1<sup>st</sup> meeting, on 2 August, the Advisory Committee had before it a note by the Secretary-General containing the provisional agenda for the fifth session (A/HRC/AC/5/1). The annotations to the provisional agenda are contained in document A/HRC/AC/5/1/Add.1/Rev.1.

10. At its 2<sup>nd</sup> meeting, on 2 August, the Advisory Committee adopted the agenda as orally revised, without a vote (see annex I).

#### **G. Organization of work and conduct of business**

11. The Advisory Committee considered item 2 of the agenda at its 1<sup>st</sup> and 2<sup>nd</sup> meetings, on 2 August.

12. At the 1<sup>st</sup> meeting, the modalities with respect to the organization of work and conduct of business were recalled by the Chairperson on the basis of the modalities applied at the previous sessions of the Committee.

13. It was agreed that the deadline for submitting draft recommendations would be 5 August 2010.

14. Statements were made by members of the Advisory Committee (see annex II).

#### **H. Appointment of a member to the Working Group on Communications**

15. Following the demise of Mr. Alfonso Martinez, a vacancy remained to be filled in the Working Group on Communications of the complaint procedure.

16. Pursuant to paragraphs 91 and 92 of annex IV to Council resolution 5/1, at its 1<sup>st</sup> meeting, on 2 August, the Advisory Committee decided by consensus to appoint Mr. Bengoa as member of the Working Group on Communications.

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

17. The Advisory Committee considered agenda item 3 at its 1<sup>st</sup> and 2<sup>nd</sup> meetings, on 2 August; at its 3<sup>rd</sup> meeting, on 3 August; at its 4<sup>th</sup> and 5<sup>th</sup> meetings, on 4 August; and at its 6<sup>th</sup> meeting, on 5 August.

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

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

18. At its 4<sup>th</sup> meeting, on 4 August, the Advisory Committee, pursuant to Council resolutions 7/14, 10/12 and 13/4, held a discussion on the finalization of the study on discrimination in the context of the right to food, further to the submission to the Council of a preliminary study on the issue (A/HRC/13/32), and on the newly mandated preliminary study on ways and means to advance further the rights of people working in rural areas. Mr. Ziegler made a presentation on the issue. Mr. Bengoa, Ms. Chung and Ms. Zulficar, as

members of the drafting group, also took the floor. During the ensuing discussion, statements were made by members of the Advisory Committee and observers for non-governmental organizations (see annex II).

19. The drafting group on the right to food, consisting of Mr. Bengoa, Ms. Chung, Mr. Hüseyinov, Mr. Ziegler and Ms. Zulficar, held one closed meeting, on 3 August.

*Study on discrimination in the context of the right to food*

20. At its 7<sup>th</sup> meeting, on 6 August, Ms. Zulficar introduced draft recommendation A/HRC/AC/5/L.1, sponsored by Ms. Chung, Mr. Hüseyinov, Mr. Sakamoto, Mr. Seetulsingh, Ms. Warzazi, Mr. Ziegler and Ms. Zulficar. Subsequently, Mr. Bengoa, Mr. Burney, Mr. Chen, Mr. d'Escoto Brockmann, Mr. Heinz, Mr. Karokora, Mr. Kartashkin and Ms. Quisumbing joined the sponsors.

21. At the same meeting, Mr. Decaux made a statement.

22. Also at the same meeting, the Advisory Committee adopted the draft recommendation by consensus (for the text as adopted, see chapter I, recommendation 5/1).

**2. Promotion of a democratic and equitable international order**

23. At its 6<sup>th</sup> meeting, on 5 August, pursuant to Council resolution 8/5, Mr. d'Escoto Brockmann suggested that the Advisory Committee continue consideration of the promotion of a democratic and equitable international order at its sixth session..

**3. Missing persons**

24. At its 3<sup>rd</sup> meeting, on 3 August, the Advisory Committee, pursuant to Council resolution 7/28 and Council decisions 9/101, 12/117 and 14/117, held a discussion on the issue of missing persons. Mr. Heinz and Mr. Hüseyinov made presentations on the finalization of the study on best practices on the issue of missing persons further to the submission to the Council of a progress report on the issue (A/HRC/14/42). During the ensuing discussion, statements were made by members of the Advisory Committee, observers for Governments and observers for non-governmental organizations. A member of the Working Group on Enforced or Involuntary Disappearances, Olivier de Frouville, also participated in the debate (see annex II).

**4. Elimination of discrimination against persons affected by leprosy and their family members**

25. At its 1<sup>st</sup> and 2<sup>nd</sup> meetings, on 2 August, the Advisory Committee, pursuant to Council resolutions 8/13 and 12/7, held a discussion on the elimination of discrimination against persons affected by leprosy and their family members. Mr. Sakamoto made a presentation on the revised draft set of principles and guidelines (A/HRC/AC/5/2 and Corr.1). During the ensuing discussion, statements were made by members of the Advisory Committee and by Government observers (see annex II).

26. At its 5<sup>th</sup> and 6<sup>th</sup> meetings, on 4 and 5 August, Mr. Sakamoto presented revisions to the text. 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).

*Principles and guidelines on the elimination of discrimination against persons affected by leprosy and their family members*

27. At its 7<sup>th</sup> meeting, on 6 August, Mr. Sakamoto introduced draft recommendation A/HRC/AC/5/L.3, sponsored by Mr. Chen, Ms. Chung, Mr. Decaux, Mr. d'Escoto Brockmann, Mr. Heinz, Mr. Hüseyinov, Mr. Karokora, Mr. Kartashkin, Ms. Quisumbing,

Mr. Sakamoto, Mr. Seetulsingh, Ms. Warzazi, Mr. Ziegler and Ms. Zulficar. Subsequently, Mr. Burney joined the sponsors.

28. At the same meeting, Mr. Seetulsingh made a statement.

29. Also at the same meeting, the Advisory Committee adopted the draft recommendation by consensus (for the text as adopted, see chapter I, recommendation 5/3).

## **5. Human rights and international solidarity**

30. At its 6<sup>th</sup> meeting, on 5 August, pursuant to Council resolutions 9/2 and 12/9, Mr. Chen, as member of the newly established drafting group on human rights and international solidarity, provided an outline of the work that the Advisory Committee would have to undertake in this regard at its sixth session (see annex II).

## **6. Promotion of the right of peoples to peace**

31. At its 6<sup>th</sup> meeting, on 5 August, the Advisory Committee, pursuant to Council resolutions 11/4 and 14/3, held a discussion on the promotion of the right of peoples to peace. Ms. Zulficar reported on the preliminary deliberations of the recently established drafting group on the promotion of the right of peoples to peace. During the ensuing discussion, statements were made by members of the Advisory Committee and by observers for non-governmental organizations (see annex II).

32. The drafting group on the promotion of the right of peoples to peace, consisting of Ms. Chung, Mr. d'Escoto Brockmann, Mr. Heinz and Ms. Zulficar, held one closed meeting, on 3 August.

### *Promotion of the right of peoples to peace*

33. At the 7<sup>th</sup> meeting, on 6 August, Mr. Heinz introduced draft recommendation A/HRC/AC/5/L.2, sponsored by Mr. Chen, Ms. Chung, Mr. d'Escoto Brockmann, Mr. Heinz and Ms. Zulficar. Subsequently, Mr. Burney, Mr. Karokora, Mr. Kartashkin, Ms. Quisumbing, Mr. Seetulsingh and Ms. Warzazi joined the sponsors.

34. At the same meeting Mr. Bengoa, Mr. d'Escoto Brockmann and Ms. Warzazi made a statement.

35. Also at the same meeting, the Advisory Committee adopted the draft recommendation, as orally revised, by consensus (for the text as adopted, see chapter I, recommendation 5/2).

## **7. Enhancement of international cooperation in the field of human rights**

36. At its 6<sup>th</sup> meeting, on 5 August, the Advisory Committee, pursuant to Council resolution 13/23, held a discussion on the enhancement of international cooperation in the field of human rights. Mr. Seetulsingh reported on the first meeting of the drafting group. Mr. Decaux, as a member of the drafting group, also took the floor. During the ensuing discussion, statements were made by Government observers (see annex II).

37. The drafting group on the enhancement of international cooperation in the field of human rights, consisting of Mr. Chen, Mr. Decaux, Mr. Hüseyinov, Mr. Kartashkin, Mr. Seetulsingh and Ms. Warzazi, held one closed meeting, on 3 August.

### *Drafting group on the enhancement of international cooperation in the field of human rights*

38. At the 7<sup>th</sup> meeting, on 6 August, Mr. Seetulsingh introduced draft recommendation A/HRC/AC/5/L.4, sponsored by Mr. Decaux, Mr. Heinz, Mr. Hüseyinov, Mr. Karokora, Mr.

Kartashkin, Ms. Quisumbing, Mr. Sakamoto, Mr. Seetulsingh, Ms. Warzazi, Mr. Ziegler and Ms. Zulficar. Subsequently, Mr. Burney, Mr. Chen, Ms. Chung and Mr. d'Escoto Brockmann joined the sponsors.

39. At the same meeting, Ms. Warzazi made a statement.

40. Also at the same meeting, the Advisory Committee adopted the draft recommendation, as orally revised, by consensus (for the text as adopted, see chapter I, recommendation 5/4).

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

### **Human rights education and training**

41. At its 4<sup>th</sup> meeting, on 4 August, the Advisory Committee, pursuant to Council resolutions 6/10, 10/28 and 13/15, held a discussion on human rights education and training. Mr. Decaux provided an update on the issue. Morocco provided information on behalf of the Platform for Human Rights Education and Training. A member of the Advisory Committee and a Government representative also made a statement (see annex II).

## **IV. Implementation of sections III and IV of the annex to Human Rights Council resolution 5/1 of 18 June 2007**

### **A. Review of the methods of work**

42. At two closed meetings, held on 5 and 6 August, Advisory Committee members exchanged views on the review of the methods of work of the Committee in the light of the upcoming review of the work and functioning of the Human Rights Council. In this regard, members of the Committee met with the President of the Council on 5 August. The Chairperson would submit to the President of the Council, on behalf of the Committee, a written input ahead of the first session of the open-ended intergovernmental working group on the review. The Committee also agreed to continue the discussion under this agenda item at its next session.

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

43. At the 1<sup>st</sup> and 7<sup>th</sup> plenary meetings, members of the Advisory Committee regretted the fact that, despite the advice of the Chairperson of the Committee, Ms. Chung, the author of the working paper on the theme "The necessity of a human rights approach and an effective United Nations mechanism for the human rights of older persons", was not extended an invitation to the expert meeting on the human rights of older persons, held in Geneva on 25 and 26 May 2010. At the 3<sup>rd</sup> and 7<sup>th</sup> plenary meetings, the secretariat took the floor to provide clarification on this issue.

## **V. Report of the Advisory Committee on its fifth session**

44. At its 7<sup>th</sup> meeting, on 6 August, the Advisory Committee considered agenda item 5.

45. At that meeting, the Rapporteur of the Advisory Committee presented the draft report on its fifth session (A/HRC/AC/5/3).

46. At the same meeting, statements in relation to the draft report were made by Mr. Bengoa, Ms. Chung, Mr. Decaux, Mr. Heinz, Mr. Kartashkin, Mr. Hüseyinov, Mr. Sakamoto, Mr. Seetulsingh, Ms. Warzazi, Mr. Ziegler and Ms. Zulficar, as well as by the secretariat.

47. Also at the same meeting, the Advisory Committee adopted the draft report ad referendum and decided to entrust the Rapporteur with its finalization.

## Annex I

### Agenda

1. Election 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) Right to food;
    - (ii) Integration of a gender perspective;
    - (iii) Promotion of a democratic and equitable international order;
    - (iv) Missing persons;
    - (v) Integration of the perspective of persons with disabilities;
    - (vi) Elimination of discrimination against persons affected by leprosy and their family members;
    - (vii) Human rights and international solidarity;
    - (viii) Promotion of the right of peoples to peace;
    - (ix) Enhancement of international cooperation in the field of human rights.
  - (b) Follow-up to reports of the Committee submitted to the Human Rights Council:

Human rights education and training.
4. Implementation of sections III and IV of the annex to Human Rights Council resolution 5/1 of 18 June 2007:
  - (a) Review of the methods of work;
  - (b) Agenda and annual programme of work, including new priorities;
  - (c) Follow-up to Advisory Committee recommendation 1/11.
5. Report of the Advisory Committee on its fifth session.

## Annex II

[English only]

### List of speakers

<i>Agenda item</i>	<i>Meeting and date</i>	<i>Speakers</i>
<b>1 Election of officers</b>	<b>1<sup>st</sup> meeting 2 August 2010</b>	<b>Members:</b> Mr. Bengoa, Mr. Burney, Mr. Decaux, Mr. Hüseyinov, Ms. Quisumbing, Ms. Warzazi, Ms. Zulficar
<b>2 Adoption of the agenda and organization of work</b>	<b>1<sup>st</sup> meeting 2 August 2010</b>	<b>Members:</b> Mr. Bengoa, Ms. Chung, Mr. Decaux, Mr. Heinz, Mr. Kartashkin, Mr. Seetulsingh., Ms. Warzazi, Ms. Zulficar  <b>Secretariat of the Advisory Committee</b>
	<b>2<sup>nd</sup> meeting 2 August 2010</b>	<b>Members:</b> Mr. Chen, Ms. Chung, Mr. Decaux , Mr. d'Escoto Brockmann, Mr. Heinz, Mr.Hüseyinov, Mr. Kartashkin, Mr. Seetulsingh, , Ms. Zulficar, Ms. Warzazi.
<b>3 Request to the Advisory Committee stemming from Human Rights Council resolutions  (a) Requests currently under consideration by the Committee</b>	<b>3 (i) Right to food  4<sup>th</sup> meeting 4 August 2010</b>	<b>Members:</b> , Mr. Bengoa, , Mr. Chen, Ms. Chung, Mr. Decaux, Mr. d'Escoto, Ms. Quisumbing , Mr. Seetulsingh,, Mr. Ziegler, Ms. Zulficar.  <b>Government observers:</b> Belgium, Azerbaijan, Brazil  <b>Observer for intergovernmental organizations:</b> Food and Agriculture Organization of the United Nations  <b>Observers for non-governmental organizations:</b> North-South XXI
	<b>3 (ii) Promotion of a democratic and equitable international order  6<sup>th</sup> meeting 5 August 2010</b>	<b>Member:</b> Mr. d'Escoto Brockmann

<i>Agenda item</i>	<i>Meeting and date</i>	<i>Speakers</i>
<b>3 (iii) Missing persons</b>	<b>3<sup>rd</sup> meeting 3 August 2010</b>	<b>Members:</b> Mr. Bengoa, Ms. Chung , Mr. Decaux , Mr. Heinz, Mr. d'Escoto Brockmann, Mr. Kartashkin, Mr. Ziegler  <b>Government observers:</b> Argentina, Azerbaijan, Armenia, Algeria  <b>Working Group on Enforced or Involuntary Disappearances:</b> Olivier de Frouville  <b>Observer for non-governmental organizations:</b> North South XXI, Indian Movement Tupaj Amaru
	<b>5<sup>th</sup> meeting</b>	<b>Members:</b> Mr. Heinz  <b>Government observers:</b> Honduras  <b>Observer for non-governmental organizations:</b> Association of World Citizens
<b>3 (iv) Elimination of discrimination against persons affected by leprosy and their family</b>	<b>1<sup>st</sup> meeting 2 August 2010</b>	<b>Members:</b> Mr. Bengoa, Mr. Chen, Mr. Karakora, Mr. Kartashkin, Mr. Sakamoto
	<b>2<sup>nd</sup> meeting 2 August 2010</b>	<b>Members:</b> Mr. Bengoa, Mr. Decaux, Mr. Sakamoto, Mr. Seetulsingh, Ms. Warzazi, Ms. Zulficar  <b>Government observers:</b> Japan, Mexico  <b>Secretariat</b>
	<b>3<sup>rd</sup> meeting 3 August 2010</b>	<b>Members:</b> Mr. Seetulsingh, Ms. Warzazi,  <b>Government observer:</b> Japan
	<b>5<sup>th</sup> meeting 4 August 2010</b>	<b>Members:</b> Mr. Bengoa , Mr. Decaux, Mr. Hüseyinov, Mr. Karakora, Mr. Sakamoto, Mr. Seetulsingh, Ms. Warzazi , Ms. Zulficar  <b>Government observers:</b> Indonesia, Japan, Philippines  <b>Observer for non-governmental organizations:</b> Association

<i>Agenda item</i>	<i>Meeting and date</i>	<i>Speakers</i>
		of World Citizens
	<b>6<sup>th</sup> meeting 5 August 2010</b>	<b>Members:</b> Mr. Decaux, Mr. Kartashkin, Mr. Sakamoto, Mr. Seetulsingh, Ms. Warzazi
	<b>3 (v) Human rights and international solidarity</b>	<b>6<sup>th</sup> meeting 5 August 2010</b> <b>Members:</b> Mr. Chen
	<b>3 (vi) Promotion of the right of peoples to peace</b>	<b>6<sup>th</sup> meeting 5 August 2010</b> <b>Members:</b> Ms. Chung, Mr. Decaux, Mr. d'Escoto Brockmann, Mr. Heinz, Ms. Zulficar, Mr. Kartashkin <b>Observers for non-governmental organizations:</b> Conscience and Peace Tax International, Federación de Asociaciones para la Promoción de la Defensa de los Derechos Humanos, International Society for Human Rights, International Fellowship of Reconciliation, Japanese Workers Committee for Human Rights
	<b>3 (vii) Enhancement of international cooperation in the field of human rights</b>	<b>6<sup>th</sup> meeting 5 August 2010</b> <b>Members:</b> Mr. Decaux, Mr. Seetulsingh <b>Observers for Governments:</b> Algeria, Egypt, Philippines
<b>3 (b) Follow-up to reports of the Committee submitted to the Human Rights Council</b>	<b>(i) Human Rights education and training</b>	<b>4<sup>th</sup> meeting 4 August 2010</b> <b>Members:</b> Mr. Decaux, Ms. Warzazi <b>Observers for Governments:</b> Morocco (on behalf of the Platform on Human Rights Education and Training), Philippines

## Annex III

[English only]

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

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

<i>Symbol</i>	<i>Agenda item</i>
A/HRC/AC/5/1	1 Provisional agenda
A/HRC/AC/5/1/Add.1/ Rev.1	1 Annotations to the provisional agenda
A/HRC/AC/5/2 and A/HRC/AC/5/2/Corr.1	3 Revised principles and guidelines for the elimination of discrimination against persons affected by leprosy and their family members
A/HRC/AC/5/3	5 Report of the Advisory on its fifth session

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

<i>Symbol</i>	<i>Agenda item</i>
A/HRC/AC/5/L.1	3 Study on discrimination in the context of the right to food
A/HRC/AC/5/L.2	3 Promotion of the right of peoples to peace
A/HRC/AC/5/L.3	3 Principles and guidelines on the elimination of discrimination against persons affected by leprosy and their family members
A/HRC/AC/5/L.4	3 Drafting group on enhancement of international cooperation in the field of human rights

#### *Documents issued in the non-governmental organizations series*

<i>Symbol</i>	<i>Agenda item</i>
A/HRC/AC/5/NGO/1	3 Written statement submitted by the Permanent Assembly for Human Rights (APDH), a non-governmental organization in special consultative status
A/HRC/AC/5/NGO/2	3 Joint written statement submitted by the Commission of the Churches on International Affairs of the World Council of Churches (CCIA/WCC), the Brahma Kumaris World Spiritual University (BKWSU), the Franciscans International, non-governmental organizations with general consultative status, the Union of Arab Jurists, the International

Organization for the Elimination of All Forms of Racial Discrimination (EAFORD), the International Association of Peace Messenger Cities, the International Fellowship of Reconciliation, the Indian Movement “Tupaj Amaru”, the General Federation of Iraqi Women (GFIW), the General Arab Women Federation (GAWF), the Arab Lawyers Union (ALU), the American Association of Jurists, the Temple of Understanding, the Tandem Project, North South XXI, the Federación de Asociaciones de Defensa y Promoción de los Derechos Humanos (España), non-governmental organizations with special consultative status, the Institute for Planetary Synthesis (IPS), the UNESCO Centre for the Basque Country (UNESCO ETXEA), the 3HO Foundation (Healthy, Happy, Holy Organization), the International Society for Human Rights (ISHR), non-governmental organizations on the Roster

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