



General Assembly

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Human Rights Council

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Agenda item 9

Racism, racial discrimination, xenophobia and related forms of intolerance, follow-up and implementation of the Durban Declaration and Programme of Action

Bolivia (Plurinational State of)*, Botswana, Cuba, Ethiopia*, Guatemala, South Africa* (on behalf of the African Group), Venezuela (Bolivarian Republic of)*: draft resolution

21/... Elaboration of international complementary standards to the International Convention on the Elimination of All Forms of Racial Discrimination

The Human Rights Council,

Recalling Human Rights Council decision 3/103 of 8 December 2006 on the elaboration of international complementary standards to the International Convention on the Elimination of All Forms of Racial Discrimination and the establishment of an ad hoc committee for this purpose,

Welcoming the progress made and noting the views expressed during the fourth session of the Ad Hoc Committee on the elaboration of complementary standards to the International Convention on the Elimination of All Forms of Racial Discrimination,

Recalling the need for adequate protection for victims of racism, racial discrimination, xenophobia and related intolerance at the national, regional and international levels, as well as appropriate remedies while combating all forms of impunity in this regard,

Underlining the imperative need for the Ad Hoc Committee to achieve its mandate:

1. *Decides* that the Ad Hoc Committee on the elaboration of complementary standards to the International Convention on the Elimination of All Forms of Racial Discrimination shall convene its fifth session from 13 to 24 May 2013;

2. *Takes note* of the report of the Ad Hoc Committee on its fourth session,¹

* Non-Member State of the Human Rights Council.

¹ A/HRC/21/59.

3. *Invites* the Chairperson-Rapporteur of the Ad Hoc Committee to hold informal consultations, from within existing resources, with regional and political group coordinators during the inter-sessional period between the fourth and fifth sessions of the Ad Hoc Committee, with the aim of preparing the fifth session and collecting concrete proposals for discussion on the topics of xenophobia, establishment, designation or maintaining of national mechanisms with competencies to protect against and prevent all forms and manifestations of racism, racial discrimination, xenophobia and related intolerance, and procedural gaps with regard to the International Convention on the Elimination of All Forms of Racial Discrimination, in accordance with its mandate;

4. *Requests* the Office of the United Nations High Commissioner for Human Rights to distribute a questionnaire, from within existing resources, to gather information on the three topics discussed by the Ad Hoc Committee during its fourth session and covered in its report (xenophobia, national mechanisms and procedural gaps), including legal and judicial frameworks and practices, substantive and procedural measures in line with the mandate of the Ad Hoc Committee, and possible recommendations;

5. *Invites* the Office of the High Commissioner to post the questionnaire on its website and, in consultation with the Chairperson-Rapporteur, to prepare a summary of responses to the questionnaire received during the inter-sessional period for discussion by the Ad Hoc Committee at its fifth session;

6. *Recommends* that the Ad Hoc Committee, at its fifth session, discuss new topics as contained in its report on its third session,² or any additional topics submitted during the inter-sessional period;

7. *Decides* to remain seized of this priority issue.

² A/HRC/18/36.