**How to apply:**

The entire application process consists of two parts: **1. online survey** and **2. application form in Word format**. Both parts and all sections of the application form need to be completed and received by the Secretariat before the expiration of the deadline.

**First part:** **online survey** (<https://ohchr-survey.unog.ch/index.php/398422>) is used to collect information for statistical purposes such as personal data (i.e. name, gender, nationality), contact details, mandate applying for and, if appropriate, nominating entity.

**Second part:** **application form in Word** can be downloaded from [http://www.ohchr.org/EN/HRBodies/SP/Pages/HRC37.aspx](https://www.ohchr.org/EN/HRBodies/SP/Pages/HRC37.aspx) by clicking on the mandate. It should be fully completed and saved in Word format and then submitted as an attachment by e-mail. Information provided in this form includes a motivation letter of maximum 600 words. The same name, gender and nationality should be used both in the online survey and in the Word application form. The application form should be completed in English only. It will be used as received to prepare the public list of candidates who applied for each vacancy and will also be posted as received on the OHCHR public website.

Once fully completed (including Section VII), the application form in Word should be submitted to hrcspecialprocedures@ohchr.org (by e-mail). A maximum of up to three reference letters (optional) can be attached in Word or pdf format to the e-mail prior to the expiration of the deadline. No additional documents, such as CVs, resumes, or supplementary reference letters beyond the first three received will be accepted.

**Please note that for Working Group appointments, only citizens of States belonging to the specific regional group are eligible. Please refer to the list of United Nations regional groups of Member States at** [**http://www.un.org/depts/DGACM/RegionalGroups.shtml**](http://www.un.org/depts/DGACM/RegionalGroups.shtml)

* **Application deadline: 28 November 2017 (12:00 noon GREENWICH MEAN TIME / gMT)**
* **No incomplete or late applications will be accepted.**
* **Shortlisted candidates will be interviewed at a later stage.**

General description of the selection process is available at [http://www.ohchr.org/EN/HRBodies/SP/Pages/Nominations.aspx](https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/Nominations.aspx)

In case of technical difficulties, or if encountering problems with accessing or completing the forms, you may contact the Secretariat by e-mail at hrcspecialprocedures@ohchr.org or fax at + 41 22 917 9008.

**You will receive an acknowledgment e-mail when both parts of the application process, i.e. the data submitted through the online survey and the Word application form, have been received by e-mail.
Thank you for your interest in the work of the Human Rights Council.**

**I. PERSONAL DATA**

|  |  |
| --- | --- |
| **1. Family (last) name:** SALVIOLI  | **5. Year of birth:** 1963 |
| **2. First (given) name:** FABIAN  | **6. Place of birth:** LA PLATA, ARGENTINA |
| **3. Other name, if any:** OMAR  | **7. Nationality (please indicate the nationality that will appear on the public list of candidates):** Argentina |
| **4. Gender:** MALE  | **8. Any other nationality:** N/A |

**II. MANDATE - SPECIFIC COMPETENCE / QUALIFICATIONS / KNOWLEDGE**

**NOTE: Please describe why the candidate’s competence / qualifications / knowledge is relevant in relation to the specific mandate:**

1. **QUALIFICATIONS** (200 words)

**Relevant educational qualifications or equivalent professional experience in the field of human rights; good communication skills (i.e. orally and in writing) in one of the six official languages of the United Nations (i.e. Arabic, Chinese, English, French, Russian, Spanish.)**

I am a human rights lawyer and university professor with more than 25 years of experience, at national and international levels. I hold a Ph.D. in law. I am full professor of Public International Law, Director of the Human Rights Institute and of the Masters Program on Human Rights (National University of La Plata, Argentina); Honorary professor at the University of Buenos Aires (UBA); Member of the General Assembly of the International Institute on Human Rights, Strasbourg; visiting professor at University of Rome I -Sapienza-, University Panthéon Assas, Paris II, Sorbonne and at the Inter American Institute of Human Rights.

From 2009 to 2016 I was a member of the UN Human Rights Committee, last two years as chairperson, having participated in the examination of over 100 countries and in more than 700 individual communications.

At regional level, I have submitted petitions before the Inter American Commission of Human Rights, and I litigated cases before the Inter American Court of Human Rights. I was consultant for the OHCHR (2017), and for the High Commissioner of Human Rights of the Council of Europe (2005).

I have excellent communication skills and can work in Spanish (mother tongue), French (excellent), and English (high).

1. **RELEVANT EXPERTISE** (200 words)

**Knowledge of international human rights instruments, norms and principles. (Please state how this was acquired.)**

**Knowledge of institutional mandates related to the United Nations or other international or regional organizations’ work in the area of human rights. (Please state how this was acquired.)**

**Proven work experience in the field of human rights. (Please state years of experience.)**

As member of the UN Human Rights Committee, I have first-hand experience with the application of ICCPR. I organized and participated in meetings with other UN treaty bodies, special procedures mandate holders (WGAD 2013, Special Rapporteurs on Torture (2014), on Human Rights Defenders (2016), on Disability (2015); regional human rights institutions -European Court of Human Rights (2012 and 2016), Inter-American Court of Human Rights (2016)-. I was also chairperson of the 28th Meeting of treaty bodies chairpersons.

I regulary teach the UN Human Righst system in post graduate programs (e.g. University of Buenos Aires, University del Rosario -Colombia-, University Alfonso X -Spain-), and the Inter American System (i.e. University of La Plata -Argentina-).

 I wrote many scientific articles on the UN and regional systems of human rights, including my Master dissertation and my Ph.D. thesis, in which I focused on the jurisprudence of the Interamerican Court of Human Rights, and on priciples of interpretation of international human rights law and its application to the Inter-American System, respectively. I also represented the International Secretariat of Amnesty International in the 1998 Rome Conference on the International Criminal Court. I have over xx years of relevant experience in the field of human rights.

1. **ESTABLISHED** **COMPETENCE** (200 words)

**Nationally, regionally or internationally recognized competence related to human rights. (Please explain how such competence was acquired.)**

In relation with the specific mandate, at international level I participated in over 100 examinations of countries as member and chair of the UN Human Rights Committee. I discussed with States representatives, and within the Committee situations related to the right to truth, justice and reparations for serious human rights violations in the past. As chairperson, I was responsible for the adoption of the concluding observations for those countries.

Also, I was rapporteur of the UN Human Rights Committee for the stablishment of guidelines on reparations, and my proposal was adopted by unanimity by the Committee in October 2016.

In regional and national level, I integrated -and I was president in 4 cases- 6 ad hoc tribunals to determine compensations for victims of human rights violations, in the framework of friendly settlements before the Inter American Commission of Human Rights. My appointment in all cases was by agreement between the State and the representatives of the victims.

I have submitted -on behalf of Amnesty International- the first amicus curiae on the right to truth before the Inter-American Court of Human Rights (Benavidez Ceballos case, 1996)

1. **PUBLICATIONS OR PUBLIC STATEMENTS**

**Please listsignificant and relevant published books, articles, journals and reports that you have written or public statements, or pronouncements that you have made or events that you may have participated in relation to the mandate.**

* 1. **Enter three publications in relation to the mandate for which you are applying in the order of relevance:**

**1. Title of publication:** Que veulent les victimes de violations graves des droits de l'Homme? en: “Les réparations pour les graves violations de droits de l’homme dans les systèmes européen et interaméricain”

**Journal/Publisher:** UMR de droit comparé de Paris, Paris 1 Panthéon-Sorbonne – CNRS; París, (2009

**Date of publication:** 2009

**Web link, if available:**

**2. Title of publication:** “Indivisibilidad e interdependencia de los derechos humanos como criterios rectores para el trabajo de los órganos convencionales de monitoreo"

**Journal/Publisher:** Expressão Gráfica e Editora, Fortaleza, Brasil

**Date of publication:** 2016

**Web link, if available:**

**3. Title of publication:** “The United Nations Human Rights Committee: Decisions taken in the proceeding of examination of periodic reports, to give useful effect to the International Covenant on Civil and Political Rights”

**Journal/Publisher:** Ed. Pédone, Paris

**Date of publication:** 2014

**Web link, if available:**

**If more than three publications, kindly summarize** (200 words):I have more than 150 publications, (books, chapters of books, and scientific articles; mainly on international human rights law (the UN System; the Inter-American System; general jurisprudence on human rights; comparative jurisprudence between the Inter-American and the European System; the job of the UN Human Rights Committee, freedom of conscience, reparations; human rights mechanisms, etc.). Some of this publications are available in English and French. One article was translated in Dutch, and one in Korean. Places of the publications are Argentina, Brazil, Colombia, Costa Rica, Denmark, Spain, France, Honduras, Netherlands, Italy, Portugal, Peru, Uruguay and South Korea.

* 1. **Enter three public statements or pronouncements made or events that you may have participated in relation to the mandate for which you are applying in the order of relevance:**

**1. Platform/occasion/event on which public statement/pronouncement made:** Réparation des violations des droits de l’Homme dans une perspective comparative CIDH/CEDH/CDH)

**Event organizer:**   Centre du recherche sur le droit de l´homme et le droit humanitaire, Université Paris 2, Pantheon Sorbonne, France

**Date on which public statement/pronouncement made:** 21th march 2017

**Web link, if available:**

**2. Platform/occasion/event on which public statement/pronouncement made:** The ontemporary relationship between the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (high level panel)

**Event organizer:** UN Human Rights Council, Geneva

**Date on which public statement/pronouncement made:** 1st march 2016

**Web link, if available:** http://webtv.un.org/search?term=salvioli&sort=date

**3. Platform/occasion/event on which public statement/pronouncement made:** “The job of the UN Human Rights Committee on international crimes: truth, justice and reparations”,

**Event organizer:** University for Peace, United Nations, Costa Rica

**Date on which public statement/pronouncement made:** 21th april 2014

**Web link, if available:**

**If more than three, kindly summarize** (200 words): I have more than 400 participations as speaker, (seminars, conferences, panels, courses and lectures, on international human rights law, international jurisprudence, the UN System, regional human rights system, specific topics -reparations, transparency and human rights, interpretation and aplication of human rights by international bodies, non discrimination, economic, social and cultural rights, mechanisms of transicional justice in the light of international human rights obligations) - Those participations were mostly in Latin America, North America and Europe. But I dictated some conferences and courses also in Asia and Africa.

1. **flexibility/readiness and AVAILABILITY of time** (200 words)

**to perform effectively the functions of the mandate and to respond to its requirements, including participating in Human Rights Council (HRC) sessions in Geneva and General Assembly sessions in New York, travelling on special procedures visits, drafting reports and engaging with a variety of stakeholders. Kindly indicate whether the candidate can dedicate an estimated total of approximately three months per year to the work of a mandate.**

**Please note that the work of mandate holders is unpaid. Those appointed as mandate holders serve in their personal capacities. They are not United Nations staff members, they are not based in United Nations offices in Geneva or at another United Nations location, and they do not receive salary or other financial compensation, except for travel expenses and daily subsistence allowance of “experts on mission”.**

I am willing and able to dedicate the necessary time for the effective fulfilment of the mandate of Special Rapporteur. As a member of the UN Human Rights Committee for 8 years, I attended all sessions from the first day to the end (the Committee has regular sessions three months per year). I was absent only 4 days, when I had presentations of the Annual Report before the UN General Assembly during the days of session of the Committee.

Due to my academic work, I have same flexibility for the mandate and its requirements. I have also experience visiting countries in international missions in the past, both for the UN and fpr the Council of Europe.

**III. Motivation Letter** (600 word limit, must be included below and not in a separate e-mail or as an attachment)

I have strong reasons for applying to the post of Special Rapporteur on the Promotion of truth, justice, reparation and guarantees of non-recurrence. This mandate is directly related to many professional activities that I have carried out in the last 25 years, as human right lawyer and law professor. I have taught international law, including human rights and more especifically issues related to the mandate. In addition, I had the enormous privilege of delivering two mandates in the Human Rights Committee (2009-2016), and the last two years as president. Because the mandate of the ICCPR, I have a strong expertise on civil and politlcal rights, non discrimination, women issues, rights of minorities, etc., and on how to deal with serious violations of human rights from the perspective of the right to truth, justice and full reparation to the victims.

I have good and solid experience conducting inter active dialogues with states representatives, UN bodies and non governmental organizations. Part of my recent work within the United Nations and in the academic field have been focused on the subject of reparations. In addition, some of my separate opinions to Views adopted by the Human Rights Committee, in the examination of individual complaints, were on the specific subject of the guarantee of non repetition. I played a key role as rapporteur on the guidelines of reparations adopted by the Committee, and I presented a similar project -with a document- to the 28th chairpersons meeting for harmonize the approach on reparations by all UN human rights treaty bodies.

Concerning the right to truth, I wrote the first amicus curiae on that subject submitted to the Inter-american Court of Human Rights, in 1996.

Justice, truth and integral reparation for the victims are three indissoluble elements to face massive or systematic violations of human rights. Each one complements the other two. I believe that the Special Rapporteur can play a key role, helping states that go through transitions after periods of human rights violations, to conduct processes according to international standards. The special rapporteur can further develop the criteria for reparations, considering particular situations and differentiated approaches.

In this endeavour, the special rapporteur must be open to good practices in matters of the right to truth, justice and reparation, which have been carried out by regional human rights bodies.

The special rapporteur must promote and participate in dialogue with different actors within the Human Rights Counci; as well as with the human rights treaty bodies of the United Nations on matters related to the mandate.

My motivation for applying to this mandate is based on the fact that it is oriented towards the rights of victims of serious violations of human rights. As Special Rapporteur, I will be fully committed to cooperate with States so that they take measures for the establishment of the truth, the application of justice, and the full reparation of victims, while contributing to the construction of peace for the peoples.

I had a very good experience as member of an important treaty body into the UN Human Rights System for eight years. An appointment as Special Rapporteur would allow me to contribute to the United Nations in its goal to foster and strengthen human rights from another perspective.

If I am elected, I will carry out my work in accordance with international human rights law, and the Resolution 36/7 of the Human Rights Council. I can guarantee professionalism, seriousness, confidentiality - when it is necessary - and objectivity in the development of the Mandate.

I´m sure that the position of Special Rapporteur on the Promotion of truth, justice, reparations and guarantees of non-recurrence can be a fruitful experience for both, the UN and myself. I would be very much honored, and pleased, to serve the United Nations again.

**IV. LANGUAGES (READ / WRITTEN / SPOKEN)**

**Please indicate all language skills below.**

**1. Mother tongue:** **Spanish**

**2. Knowledge of the official languages of the United Nations:**

**Arabic:** Yes or no: **no** If yes,

**Read:** Easily orNot easily:
**Write:** Easily or Not easily: **Speak:** Easily or Not easily:

**Chinese:** Yes or no: **no** If yes,

**Read:** Easily or not easily: **Write:** Easily or not easily: **Speak:** Easily or not easily:

**English:** Yes or no: **yes** If yes,

**Read:** Easily or not easily: **easily
Write:** Easily or not easily: **easily
Speak:** Easily or not easily: **easily**

**French:** Yes or no: **yes** If yes,

**Read:** Easily or not easily: **easily
Write:** Easily or not easily: **easily
Speak:** Easily or not easily: **easily**

 **Russian:** Yes or no: **no** If yes,

**Read:** Easily or not easily: **Write:** Easily or not easily: **Speak:** Easily or not easily:

**Spanish:** Yes or no: **yes** If yes,

**Read:** Easily or not easily: **easily
Write:** Easily or not easily: **easily
Speak:** Easily or not easily: **easily**

**V. EDUCATIONAL RECORD**

**NOTE: Please list the candidate’s academic qualifications (university level and higher, indicating type of degree, subject, and whether full or part-time, ex. *Masters in law, University of xxx, part-time)*.**

|  |  |  |
| --- | --- | --- |
| **Name of degree and name of academic institution, full or part-time:** | **Years of attendance**(provide a range from-to, for example 1999-2003): | **Place and country:** |
| Ph.D. on Juridical Sciences (cum laude), National University of La Plata | 2005-2010 | La Plata, Argentina |
| Master degree in International relations, National University of La Plata | 1991-1996 | La Plata, Argentina |
| Lawyer, National University of La Plata | 1982-1988 | La Plata, Argentina |
|       |       |       |

**VI. EMPLOYMENT RECORD**

**NOTE: Please briefly list ALL RELEVANT professional positions held in the area of human rights, beginning with your current occupation.** **Also indicate whether positions held were not full-time.**

|  |  |  |
| --- | --- | --- |
| **Name of employer,****functional title,****main functions of position, full or part-time:** | **Years of work**(provide a range from-to, for example 1999-2005): | **Place and country:** |
| National University of La Plata; full professor, International Public Law | from 1999-present | La Plata, Argentina |
| National University of La Plata; Director, Human Rights Institute | from 1998-present | La Plata, Argentina |
| National University of La Plata; Director, Human Rights Master Program  | 2004-present | La Plata, Argentina |
| Amnesty International Argentina, President | 1993-1995 | Buenos Aires, Argentina |

**VII. COMPLIANCE WITH ETHICS AND INTEGRITY PROVISIONS
(of Human Rights Council resolution 5/1)
*To be completed by the candidate or by the nominating entity on the candidate’s behalf.***

**1. To your knowledge, does the candidate have any official, professional, personal, or financial relationships that might cause the candidate to limit the extent of inquiries, to limit disclosure, or to weaken or slant findings in any way? If yes, please explain.**

NO

**2. Are there any factors that could either directly or indirectly influence, pressure, threaten, or otherwise affect the candidate’s ability to act independently in discharging the mandate? If yes, please explain:**

NO

**3. Is there any reason, currently or in the past, that could call into question the candidate’s moral authority and credibility or does the candidate hold any views or opinions that could prejudice the manner in which the candidate discharges the mandate? If yes, please explain:**

NO

**4. Does the candidate comply with the provisions in paragraph 44 and 46 of the annex to Human Rights Council resolution 5/1? (Please answer YES if the candidate complies, NO if the candidate does not comply, together with an explanation.)**

***Para. 44: The principle of non-accumulation of human rights functions at a time shall be respected.***

***Para. 46: Individuals holding decision-making positions in Government or in any other organization or entity which may give rise to a conflict of interest with the responsibilities inherent to the mandate shall be excluded. Mandate holders will act in their personal capacity.***

NO. I have not fonctions in any other body, government, or NGOs. Currently I only hold academic posts.

**5. Should the candidate be appointed as a mandate holder, the candidate will have to take measures to comply with paragraphs 44 and 46 of the annex to Council resolution 5/1. In the event that the current occupation or activity, even if unpaid, of the candidate may give rise to a conflict of interest (e.g. if a candidate holds a decision-making position in Government) and/or there is an accumulation of human rights functions (e.g. as a member of another human rights mechanism at the international, regional or national level), necessary measures could include relinquishing positions, occupations or activities. If applicable, please indicate the measures the candidate will take.**

N/A

**VIII. CERTIFY AND SUBMIT APPLICATION
*To be completed by the candidate or by the nominating entity on the candidate’s behalf.***

 **I hereby certify that all of the statements made in this application are true, complete and are made in good faith. I understand that falsifying or intentionally withholding information will be grounds for not being selected or appointed or the withdrawal of any proposed appointment or, if an appointment has been made and accepted, for its immediate cancellation or termination.

Kindly note that whilst no changes can be made after this application form has been submitted and the deadline for applications has expired, any relevant change of current occupation, employment, or position, or any other relevant fact or circumstance should be brought to the attention of the secretariat by
e-mail (****hrcspecialprocedures@ohchr.org****).**

**Please review your application before you insert your name and date to indicate your agreement.**

**Name:** Fabián Omar SALVIOLI

**Date:** November 27th, 2017.

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