I. INDIGENOUS PEOPLES

EXPERT MECHANISM ON THE RIGHTS OF INDIGENOUS PEOPLES (EMRIP)

EMRIP held its 3rd annual session from 12-16 July 2010. It was opened by the UN High Commissioner for Human Rights and the President of the Human Rights Council. Topics discussed included its progress report on the study on indigenous peoples and the right to participate in decision making, the Declaration on the Rights of Indigenous Peoples and proposals to be submitted to the Human Rights Council. Of the latter, EMRIP proposed a panel discussion during the Human Rights Council in 2011, which was approved by the Human Rights Council in September.

As EMRIP finalises its report on indigenous peoples and the right to participate in decision making, it seeks input from all interested persons by Monday, 7 February 2011, to ocharters@ohchr.org. Please note the Human Rights Council’s request that EMRIP provide examples of good practices that exist at different levels of decision making.


The Human Rights Council's 15th session was held in September 2010. The OHCHR, the EMRIP and the Special Rapporteur on the Rights of Indigenous Peoples presented their respective reports, with the Special Rapporteur participating in an interactive dialogue. Civil society, including indigenous peoples’ organisations, also participated.

In its resolution on Indigenous Peoples and Human Rights, the Human Rights Council:
- requests the OHCHR to present an annual report about human rights bodies and mechanisms and activities undertaken to “contribute to the promotion of and respect for, and the full application of, the provisions of the UN Declaration on the Rights of Indigenous Peoples”;
- welcomed the EMRIP's progress report on indigenous peoples and participation in decision making and requested it to give examples of good practices that exist at different levels of decision making;
- requested the EMRIP to hold, in 2011, an interactive dialogue with the Human Rights Council;
- agreed to hold a half-day panel on the role of languages and culture in the protection of Indigenous peoples’ well-being and identity in 2011;
- welcomed the role of national human rights institutions in advancing indigenous issues; and
- encouraged states to ratify ILO Convention 169 on Indigenous and Tribal Peoples and the Declaration on the Rights of Indigenous Peoples.

INDICATORS WORKSHOP

In cooperation with the ILO and the SPFII, the OHCHR organized a technical seminar on “Keeping track – indicators, mechanisms and data for assessing the implementation of indigenous peoples’ rights” which took place in Geneva on 20-21 September 2010. The seminar brought together several members of human rights treaty bodies, members of the Permanent Forum on Indigenous Issues, the Chair of the Expert Mechanism on the Rights of Indigenous Peoples, the Special Rapporteur on indigenous peoples and key indigenous organizations and NGOs as well as national statistic offices. The aim of the meeting was to take stock of the various efforts to develop indicators and generate data on the situation of indigenous peoples, and discuss the possible main features of an integrated framework, which would assist actors at local, national and international levels in their efforts to assess progress in implementing the UN Declaration. Experts agreed on key principles and recommendations which will be presented at the forthcoming Session of the UNPFII in 2011. Contact: sslimane@ohchr.org.

The annual Inter-Agency Support Group on Indigenous Issues met in September 2010; the event was hosted by the World Health Organisation.

Discussions focused on Indigenous peoples and health and methods to ensure coordination between agencies, and included the International Labour Organisation, the OHCHR, the Permanent Forum on Indigenous Issues, the International Fund for Agricultural Development, the UN Environment Programme, UN HABITAT, UNICEF, UNFPA, UNAIDS and UNITAR.
EMRIP

During the 3rd session of the Expert Mechanism on the Rights of Indigenous Peoples, the Special Rapporteur (SR), Mr James Anaya, offered observations on the right of indigenous peoples to participate in decision-making. The SR also provided views on the UN Declaration on the Rights of Indigenous Peoples, in which he focused on the need for decided and concerted action for implementing the Declaration. Additionally, the SR held numerous meetings with indigenous peoples and organizations to discuss specific situations of allegations of human rights violations and other issues. He will continue to analyze the information received, with a view towards following up with the governments involved.

15th session of the HRC

On 20 September 2010, the Special Rapporteur presented his annual report, dedicated to the thematic issue of the responsibilities of corporations to respect the rights of indigenous peoples, to the Human Rights Council. Included as addendums are: report on cases examined in 2009-2010; reports on the situations of indigenous peoples in Botswana, Colombia, Australia, the Russian Federation, and Ecuador; and preliminary notes on the situations and cases concerning indigenous peoples in New Zealand, Guatemala, and the Sápmi region of Nordic countries.

Press statements

On 24 September 2010, the SR called upon Chile to initiate a good faith dialogue with representatives of the Mapuche prisoners who had been on hunger strike and to enact appropriate reforms to the Anti-Terrorism Law and Military Justice Law.

On the International Day of the World's Indigenous Peoples (9 August 2010), the SR stressed that "historical patterns of oppression continue to manifest themselves in ongoing barriers to the full enjoyment of human rights by indigenous peoples."

On 7 July, the SR outlined principles relating to the duty of states to consult with indigenous peoples, in light of the letter signed by the President of Peru on 21 June 2010, which sets out the observations on the consultation law recently passed by the Peru Congress, and makes clear its position not to enact the law and to return it to the Congress for debate.

Visits

The SR carried out a visit to New Zealand from 19-23 July 2010 to assess the situation of the Maori people. He noted some advancements and stressed that continued efforts need to be made, in consultation with the Maori people. Furthermore, the SR emphasized that the principles enshrined in the Treaty of Waitangi and related internationally-protected human rights must be provided with constitutional security. More information: tiny.cc/SRI

II. MINORITIES

INDEPENDENT EXPERT ON MINORITY ISSUES

Country Visits

The Independent Expert on minority issues, Ms Gay McDougall, visited Viet Nam (5-15 July 2010) to hold consultations on minority issues and to examine the human rights situation of Viet Nam’s numerous minority groups. In a statement on the conclusion of the visit she noted that most minority groups remain the poorest of Viet Nam’s poor. The expert indicated that "the acknowledgment of the economic and social gaps that exist between the minority communities and the majority population ... is an important step towards putting in place the measures required to close those gaps." One of the outlined concerns in the statement was also that minorities lack adequate opportunities to be taught in their own languages. The Independent Expert will present a report containing her full findings and recommendations to the United Nations Human Rights Council in March 2011.

Report at the 65th session of the General Assembly

The Independent Expert prepared a Report on Effective promotion of the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities (in accordance with the GA resolution 63/174) for the 65th session of the UN General Assembly. You can access the report (A/65/287) at http://is.gd/g7U4r. More information on the work of the Independent Expert: http://www2.ohchr.org/english/issues/minorities/expert/index.htm

REPORT ON THE RIGHTS OF MINORITIES AT THE HRC

The High Commissioner’s report on the rights of persons belonging to national or ethnic, religious and linguistic minorities was presented at the 15th Session of the Human Rights Council in September 2010. It outlined relevant developments of the UN human rights bodies and mechanisms, as well as activities undertaken by the OHCHR at Headquarters and in the field that contribute to the promotion of and respect for the provisions of the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities. The report can be found at http://is.gd/g7UbG.

UN VOLUNTARY FUND FOR INDIGENOUS POPULATIONS

Following the proposal made by the EMRIP to the Human Rights Council to suggest to the General Assembly to broaden the mandate of the Fund to help indigenous peoples to participate in the sessions of the Human Rights Council and human rights treaty bodies (contained in the report on the first session A/HRC/10/56), Human Rights Council adopted resolution 12/13 (12 October 2009) which requested OHCHR to prepare “a detailed document outlining the practical implications of a change in mandate of the Voluntary Fund for Indigenous Populations in particular if it is expanded, the current working methods and resources of the Fund” and to present it to the Council at its 15th session. Following the review of this report (A/HRC/15/38), the Human Rights Council adopted resolution A/HRC/15/7 recommending that “the General Assembly approves the expansion of the mandate of the Voluntary Fund so that it can also be used to assist representatives of indigenous communities and indigenous organizations to attend sessions of the Council and of human rights treaty bodies, based on diverse and renewed participation and in accordance with relevant rules and regulations, including Economic and Social Council resolution 1996/31 of 25 July 1996”. It is expected that this will be followed by a resolution from the General Assembly requesting the extension of the Fund.
The Indigenous Peoples and Minorities Section (IPMS) organized a Middle East and North Africa Policing and Minorities Consultation on 20 and 21 September 2010 in Beirut, Lebanon. The activity brought together 32 participants from a variety of relevant backgrounds including: Algeria, Bahrain, Egypt, Jordan, Iraq, the Kingdom of Saudi Arabia, Lebanon, Morocco, Qatar and the United Arab Emirates. They included high ranking officials from the police, representatives of national human rights institutions and civil society in addition to experts in the fields of minority rights, human rights and policing, and international human rights law in general. The regional expert consultation is the third in a series of consultations organised by the IPMS and providing fora for discussion and exchange of experiences with the view to gather effective practices in policing and minority communities. They constitute an OHCHR strategy to encourage minorities’ participation in the administration of justice through law enforcement and more specifically policing. Launched in 2008, this initiative is based on the principle of participation contained in Article 2 (2) of the Minorities Declaration asserting that “persons belonging to minorities have the right to participate effectively in cultural, religious, social, economic and public life”.

On 23 and 24 September, IMPS delivered a training workshop on minority rights for OHCHR staff in the Middle East and staff of the human rights component of the UN peace keeping mission in Iraq. The training was also conducted in Beirut, with the support of the OHCHR Regional Office.

### III. ACTIVITIES OF COMMON INTEREST

**FELLOWSHIP PROGRAMMES:**

*Indigenous; Minority; Voluntary Trust Fund on Contemporary Forms of Slavery*

#### Indigenous Fellowship Programme

The 2010 English and Spanish speaking indigenous fellowship programmes ended on 23 July with a total of 13 persons trained. The French version of the programme will take place from 25 October to 19 November at OHCHR Geneva. The group will then go to the UNESCO in Paris. The following candidates have been selected:

- Mr. Aboubacar Albachir, Touareg, Niger
- Mr. Carlos Tchidopoane-Hamene, Kanak, France (New-Caledonia)
- Mr. Idlephonse Niyomugabo, Batwa, Rwanda
- Mr. Issa Diallo, Peul, Burkina-Faso
- Mme Taous Nait Sid, Amazigh, Algeria

The 2010 Russian speaking indigenous fellowship programme will take place from 18 October to 12 November in Moscow and from 15 November to 12 December at OHCHR Geneva. The following candidates from the Russian Federation have been selected:

- Mr. Alexey Shonhorov, Telengit
- Mr. Vladimir Ayusheev, Soyot
- Ms. Veronika Maniga, Evenk
- Ms. Irina Tynvina, Nivkh
- Mr. Alexey Tapkin, Nenets
- Ms. Natalia Gavrilova, Saami
- Ms. Kamila Shermatova, Kumandin
- Mr. Nikolay Ryapolov, Ulch

Please note that deadlines to apply to the 2011 English, Spanish and French programmes are closed. The deadline to apply to the 2011 Russian speaking indigenous fellowship is Friday 29 October 2010. General information on the indigenous fellowship programme: [http://www2.ohchr.org/english/issues/indigenous/fellowship.htm](http://www2.ohchr.org/english/issues/indigenous/fellowship.htm)

#### Minority Fellowship Programme

The Arabic-language Minority Fellowship Programme will take place at OHCHR Geneva from 22 November to 17 December 2010. Five fellows from the following countries have been selected to attend the programme:

- Iraq (2 fellows)
- Yemen
- Saudi Arabia
- Egypt

The deadline for applications for the 2011 English-language Programme has already passed, successful candidates will be announced on the webpage tentatively by the end of 2010. More information: [http://www2.ohchr.org/english/issues/minorities/fellowprog.htm](http://www2.ohchr.org/english/issues/minorities/fellowprog.htm)

#### Voluntary Trust Fund on Contemporary Forms of Slavery Fellowship Programme

The aim of the programme, organized by the Voluntary Fund, is to give four fellows working on contemporary forms of slavery and related issues the opportunity to gain first hand experience, knowledge and skills in the field of international human rights in general, and on contemporary forms of slavery in particular. The fellows started on 16 August and will be in Geneva until 17 December 2010: Ms. Ana Paula De Souza (Anti Slavery International), Ms. Mariannick Koffi (International Catholic Child Bureau), Mr. Yoro Gerlac (Defence For Children International) and Mr. Sossou Adodo Essena (Action Against Children and Women Exploitation).
Committee on the Elimination of Racial Discrimination (CERD)

CERD held its 77th session in Geneva between 2 and 27 August 2010. During the session it considered State reports from Australia, Bosnia and Herzegovina, Denmark, El Salvador, Estonia, France, Iran, Morocco, Slovenia, Romania, and Uzbekistan.

More information: http://www2.ohchr.org/english/bodies/cedaw/cedaw77.htm

Committee on the Elimination of Discrimination against Women (CEDAW)

CEDAW held its 46th session in New York between 12 and 30 July. During the session it considered State reports from Albania, Argentina, Australia, Fiji, Papua New Guinea, Russian Federation, and Turkey.

More information: http://www2.ohchr.org/english/bodies/cedaw/cedaw46.htm

Subcommittee on Prevention of Torture and other Cruel, Inhuman or Degrading Treatment or Punishment

The UN Subcommittee on Prevention of Torture and other Cruel, Inhuman or Degrading Treatment or Punishment conducted a visit to Bolivia from 30 August to 8 September 2010 and a follow-up visit to Paraguay from 13 to 15 September 2010.

Reports of the visit will be available here: http://www2.ohchr.org/english/bodies/cat/opcat/spt_visits.htm

Committee on the Rights of the Child (CRC)

CRC held its 55th session in Geneva between 13 September and 1 October 2010. During the session it considered State reports from Angola, Burundi, Guatemala, Montenegro, Nicaragua, Spain, Sri Lanka, and Sudan. Under the Optional Protocol on the sale of children, child prostitution and child pornography the CRC considered reports from Bosnia and Herzegovina, Montenegro, Nicaragua, and Sierra Leone. Under the Optional Protocol on the involvement of children in armed conflict State reports from Bosnia and Herzegovina, Montenegro, Nicaragua, Sierra Leone, Sri Lanka, and Sudan were considered.

More information: http://www2.ohchr.org/english/bodies/crc/crcs55.htm

Stand-alone Interactive Dialogue on Somalia at the HRC

In the debate on the Stand-alone interactive dialogue on Somalia Ms. Navanethem Pillay, United Nations High Commissioner for Human Rights, at the Human Rights Council 15th Session addressed the need for Somalia to prioritize tackling discrimination against minorities and vulnerable groups without any clan protection, including the IDP population.

The High Commissioner hailed the dialogue as an opportunity to emphasize the willingness to protect the civilian population. (29 September 2010)


Special Rapporteur on Adequate Housing Conducted Missions to Croatia and Kazakhstan

Special Rapporteur (SR) on adequate housing as a component of the right to an adequate standard of living, and on the right to non-discrimination in this context, Ms. Raquel Rolnik, conducted a mission to Croatia between 4 and 13 July 2010 followed by a mission to Kazakhstan between 6 and 13 September 2010.

In the statement at the conclusion of the mission to Croatia, the SR highlighted a particular concern regarding the situation of Roma settlements. "Although some programmes have been adopted by the Government to address this issue, in Roma settlements I have witnessed the worst living conditions in the country," the SR noted. The SR also called upon the Government to adopt comprehensive housing policies to be implemented without discrimination and particularly addressed to vulnerable groups, including Roma.

During the mission to Kazakhstan, the SR assessed the impact of the global economic and financial crises on the enjoyment of the right to adequate housing and analyze the measures adopted by the Government to protect the most vulnerable individuals and communities within its jurisdiction, such as low-income families, migrants and minority groups, from the adverse consequences of the crisis.


Children of Minorities are more vulnerable to sale, trafficking

In her report to the 65th session of the General Assembly (A/65/221) the Special Rapporteur on the sale of children, child prostitution and child pornography, Ms. Najat Maalla M’jid, highlighted that children of minorities have less access to basic social services and protections, and are more vulnerable to sale, trafficking and sexual exploitation.

More information: http://is.gd/g82mo
UN experts alarmed by ethnic violence in Kyrgyzstan

Ms. Gay McDougall, Independent Expert on minority issues, Mr. Philip Alston, Special Rapporteur on extrajudicial, summary or arbitrary executions, and Mr. Githu Muigai, Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and related intolerance expressed their alarm and deep concern about ethnic tensions that have erupted into violence in the south of Kyrgyzstan, including the cities of Osh and Jalalabad. “Putting a stop to the current violence and preventing its further escalation or spreading to other areas must be the first priority of the provisional government. The security of those from all ethnic groups, including all minorities in Kyrgyzstan, must be protected,” stated the UN experts. “The true causes of the tensions should be fully analyzed and addressed to help ensure that this appalling situation cannot happen again.” (15 June 2010)


JOINT REPORT OF TWO INDEPENDENT EXPERTS: MISSION TO BANGLADESH


The experts identify minority groups and indigenous peoples as groups particularly vulnerable to poverty and lack of access to sanitation and water. A subchapter of the report deals with their findings among these groups, particularly Dalits and Urdu-speakers.


SPECIAL RAPPORTEUR ON THE RIGHT TO FOOD VISITS SYRIA

The Special Rapporteur on the right to food, Mr. Olivier De Schutter, went on mission to Syria from 29 August to 7 September 2010.

In his preliminary conclusions, the SR mentioned the situation of Kurds in Syria. He states that depriving Kurds of their nationality presented various obstacles for stateless Kurds to realize the full range of their human rights, particularly economic, social and cultural rights. In the view of the Special Rapporteur, nothing short from attribution of full citizenship rights is required.


SR ON HUMAN RIGHTS AND COUNTER-TERRORISM: FACT-FINDING MISSION TO PERU

Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism, Mr. Martin Scheinin, conducted an official country visit to Peru.

Special Rapporteur learned about the violence and internal armed conflict that affected Peru between 1980 and 2000 and the suffering of the population, in particular of the indigenous and peasant communities as a consequence of terrorism, but also of counter-terrorism activities conducted by the State. Terrorist crimes, committed between 1980 and 2000, affected, to a large extent, the population in remote areas of the country which are characterized by the absence of and the lack of protection by State authorities and hence mostly came to affect extremely poor, discriminated and excluded indigenous and rural communities.


UNIVERSAL PERIODIC REVIEW PROCESS

At its 15th session, the Human Rights Council adopted the reports of the Working Group on the Universal Periodic Review on 15 countries: Armenia, Belarus, Grenada, Guinea, Guinea-Bissau, Guyana, Kenya, Kiribati, Kuwait, Kyrgyzstan, Laos, Lesotho, Spain, Sweden, and Turkey. Conclusions and recommendations to countries regarding the rights of indigenous peoples (I) or minorities (M) were addressed to Armenia (M), Belarus (M,I), Guyana (I,M), Kenya (I), Kuwait (M), Kyrgyzstan (M), Laos (I,M), Spain (M), Sweden (M,I), Turkey (M).

The 9th session of the UPR Working Group is scheduled to take place from 1 to 12 November 2010. The following countries will be reviewed: Lebanon, Liberia, Libyan Arab Jamahiriya, Malawi, Maldives, Marshall Islands, Mauritania, Micronesia, Andorra, Bulgaria, Croatia, Honduras, Jamaica, Mongolia, Panama and United States of America.

Deadlines for submission of information by the civil society for 11th session (May 2011):
1 November 2010: for submissions on Seychelles, Sierra Leone, Somalia, Sudan, Palau, Papua New Guinea, Samoa, Singapore.
8 November 2010: for submissions on Salomon Islands, Saint Vincent and the Grenadines, Suriname, Belgium, Denmark, Greece, Hungary and Latvia.

More information: http://www.ohchr.org/EN/HRBodies/UPR/Pages/UPRMain.aspx
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IV. FORTHCOMING EVENTS

4-22 October 2010: The Committee on the Elimination of Discrimination against Women will hold its 47th session. During the session State reports of the following countries will be considered: Bahamas, Burkina Faso, Chad, Czech Republic, Malta, Tunisia and Uganda.

11-22 October 2010: The Intergovernmental Working Group on the effective implementation of the Durban Declaration and Programme of Action will hold its 8th session in Geneva.

11-29 October 2010: The 100th session of the Human Rights Committee will be held in Geneva.


28 October 2010: The 3rd meeting of States parties to the Optional Protocol to the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment will be held in Geneva.

1-19 November 2010: The Committee on Economic, Social and Cultural Rights will hold its 45th session in Geneva. During the session State reports of the following countries will be considered: The Netherlands, Switzerland, Uruguay, Dominican Republic, and Sri Lanka.

1-19 November 2010: The Committee Against Torture will hold its 45th session in Geneva. During the session State reports of the following countries will be considered: Bosnia and Herzegovina, Cambodia, Ecuador, Ethiopia, Mongolia, and Turkey.


22 November-3 December 2010: The Committee on Migrant Workers will hold its 13th session, during which it will consider State reports from Albania, Ecuador, and Senegal.

29 November-3 December 2010: The Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination will hold its 11th session in Geneva.

6-8 December 2010: The 12th Inter-Committee Meeting of Human Rights Treaty Bodies will take place in Geneva.

13-17 December 2010: 15th session of the Board of Trustees of the UN on Contemporary Forms of Slavery will take place in Geneva.


EMRIP: APPOINTMENT OF MEMBERS

The Human Rights Council will, at its 16th session (28 February - 25 March 2011), proceed with the appointment of five members of its Expert Mechanism on the Rights of Indigenous Peoples.

INVITATION: CONSULTATION ON CULTURAL HERITAGE

The Independent Expert in the field of cultural rights, Ms. Farida Shaheed, wishes to initiate a dialogue with stakeholders on the recognition, access and protection of cultural heritage.

You are cordially invited to complete the questionnaire (in English, French and Spanish) available at tinyurl.com/CR-questionnaire. The deadline for submission of responses is 10 December 2010.

More information: http://www2.ohchr.org/english/issues/cultural_rights/index.htm