



United Nations  
Educational, Scientific and  
Cultural Organization

Organisation  
des Nations Unies  
pour l'éducation,  
la science et la culture

Organización  
de las Naciones Unidas  
para la Educación,  
la Ciencia y la Cultura

Организация  
Объединенных Наций по  
вопросам образования,  
науки и культуры

منظمة الأمم المتحدة  
للتربية والعلم والثقافة

联合国教育、  
科学及文化组织

# 8 COM Decisions

Paris, 20 March 2014

Original: English / French

## EIGHTH MEETING OF THE COMMITTEE FOR THE PROTECTION OF CULTURAL PROPERTY IN THE EVENT OF ARMED CONFLICT

Paris, UNESCO Headquarters, Room XI, 18-19 December 2013

### ADOPTED DECISIONS

#### Decision 8.COM 1

The Committee,

1. Having considered document CLT-13/8.COM/CONF.203/1,
2. Adopts the agenda of its eighth meeting as follows:

#### **Agenda of the eighth meeting of the Committee**

1. Opening of the meeting
2. Election of the Bureau
3. Adoption of the agenda
4. Report of the Secretariat on its activities
5. The protection of cultural property in occupied territory
6. Consideration of requests for the granting of enhanced protection
7. Studies on the evaluation of criteria of Articles 10 (a) and 10 (b) of the Second Protocol
8. Progress report on the development of synergies between the Second Protocol and the World Heritage Convention
9. Report on the use of financial assistance granted to El Salvador from the Fund for the Protection of Cultural Property in the Event of Armed Conflict
10. Report on the use of financial assistance granted to Mali from the Fund for the Protection of Cultural Property in the Event of Armed Conflict
11. Form for the tentative list for cultural property that may be submitted for the granting of enhanced protection
12. Consideration of national reports on the implementation of the 1999 Second Protocol
13. Report on the status of the implementation of the fundraising strategy for the Fund for the Protection of Cultural Property in the Event of Armed Conflict
14. Amendments of the Rules of Procedure of the Committee: (i) Written submission of questions to be included in the provisional agenda of the Committee and (ii) Timing of the election of the Committee's Bureau
15. Creation of a distinctive emblem for cultural property under enhanced protection
16. Relations between UNESCO and NGOs
17. Audit of the working methods of culture conventions

18. Miscellaneous
19. Closure of the meeting

### **Decision 8.COM 2**

The Committee,

1. Having examined document CLT-13/8.COM/CONF.203/2,
2. Taking note of the relevance of developing methodologies to analyse criteria 10 (a) and 10 (b) of the 1999 Second Protocol in order to facilitate the submission of requests for enhanced protection, as well as their evaluation,
3. Invites the Secretariat to present the conclusions of the completed studies as well as any potential follow-up at its ninth Meeting.

### **Decision 8.COM 3**

The Committee,

1. Having examined document CLT-12/8.COM/CONF.203/3,
2. Welcomes the significant developments and the results achieved in the implementation of Decisions 7.COM 3 and 7.COM 6,
3. Notes the adoption by the World Heritage Committee of Decision 37 COM 12.II by which it requested the World Heritage Centre and the Advisory Bodies to prepare, in cooperation with the Secretariat of the 1954 Hague Convention and its two Protocols (1954 and 1999), a review of Annex 5 of the Operational Guidelines, in order to allow Parties to the Second Protocol to request simultaneous inscriptions on both the World Heritage List and the List of Cultural Property under Enhanced Protection;
4. Requests the Secretariat to pursue its efforts to develop synergies and complementarity with the World Heritage Convention;
5. Invites its Bureau and the Secretariat to continue to explore synergies with other relevant UNESCO standard-setting instruments and programmes;
6. Encourages its Bureau and the Secretariat to continue the strengthening of partnerships with all stakeholders concerned with the protection of cultural property in the event of armed conflict;
7. Requests the Secretariat to report back to the Committee at its ninth meeting in 2014.

### **Decision 8.COM 4**

The Committee,

1. Having examined document CLT-13/8.COM/CONF.203/4,
2. Recalling Decision 6.COM 6 approving the request for financial assistance from El Salvador in the amount of US\$ 23,500 from the Fund for the Protection of Cultural Property in the Event of Armed Conflict,
3. Further recalling that the same decision invited El Salvador to prepare a report on the use of the financial assistance approved herein for its seventh meeting, with a view to ensuring its appropriate monitoring and evaluation,
4. Further recalling Decision 7.COM 5 inviting El Salvador to prepare a final report on the use of the financial assistance for its eighth meeting, with a view to ensuring its appropriate monitoring and evaluation,
5. Takes note with satisfaction of the report submitted by El Salvador and summarized in the present document;
6. Commends El Salvador for its commitment to meet its obligations regarding the financial assistance granted;

7. Thanks El Salvador for sharing with the Secretariat the documentation referred to in its request for wider dissemination through the UNESCO website, which will contribute to exchange and sharing of practices among Parties and other Member States;
8. Invites El Salvador to continue its efforts in raising awareness on the importance of protecting cultural property and in strengthening its commitment in the protection of its cultural property in general.

#### **Decision 8.COM 5**

The Committee,

1. Having examined document CLT-13/8.COM/CONF.203/5;
2. Recalling Decision 7.COM 1 inviting the Secretariat to prepare for its eighth meeting a report on the use of the financial assistance and the implementation of the project, with a view to ensuring appropriate monitoring and evaluation;
3. Takes note with satisfaction of the report concerning the activities accomplished by Mali;
4. Thanks Mali for all its efforts taken to ensure the protection of its cultural heritage;
5. Congratulates Mali for its commitment to fulfil its obligations under the grant of financial assistance;
6. Encourages Mali to continue its efforts for the protection and enhancement of its cultural heritage.

#### **Decision 8.COM 6**

The Committee,

1. Having considered document CLT-13/8.COM/CONF.203/6,
2. Thanks the Bureau for its proposal to create a form for the tentative list for cultural property that may be submitted for the granting of enhanced protection,
3. Approves the form in annex to the present decision;
4. Encourages the Parties to submit to the Secretariat tentative lists by using the above-mentioned form;
5. Requests the Secretariat to make this form available on its website.

**FORM FOR THE TENTATIVE LIST  
FOR CULTURAL PROPERTY THAT MAY BE SUBMITTED FOR INCLUSION  
IN THE LIST OF CULTURAL PROPERTY UNDER ENHANCED PROTECTION <sup>1</sup>**

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**STATE PARTY:**

**DATE OF SUBMISSION:**

**Submission prepared by:**

Name:

Institution:

E-mail:

Telephone:

Fax:

Address:

Website:

**Name of the cultural property:**

**State, province or region:**

**UTM coordinates of the approximate central point and a list of UTM coordinates indicating the course of the property boundary, if applicable:**

**Area of the cultural property (ha):**

**Cultural property inscribed on the World Heritage List : yes / no**

**If yes, date of inscription:**

**Cultural property inscribed on a tentative List of the World Heritage: yes / no**

**DESCRIPTION OF THE CULTURAL PROPERTY AND OF ITS IMPORTANCE (criterion 10 (a) of the Second Protocol: the cultural property is of the greatest importance for humanity)**

**Photographic documentation**

*Please attach, if possible, one or several photos for the identification of the cultural property.*

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<sup>1</sup> States Parties are encouraged to submit this form in electronic format via email at: 99SP@unesco.org.



**Decision 8.COM 7**

The Committee,

1. Recalling its Decision 7.COM 7 adopted at its seventh Meeting and related to the protection of cultural property in occupied territory,
2. Having examined document CLT-13/8.COM/CONF.203/7,
3. Considers that the provisions and mechanisms of the 1954 Hague Convention and the 1999 Second Protocol concerning the protection of cultural property in occupied territory have been duly reflected in the document;
4. Gives its support to the Director-General and its Chairperson in all possible conciliation procedures to be undertaken, while taking into account the provisions of the Second Protocol and the sovereignty of Parties;
5. Encourages the Director-General to undertake conciliation or mediation, with a view to settling a disagreement between the Parties to a conflict in order to ensure better protection of cultural property in occupied territory;
6. Further encourages the Director-General, in accordance with the provisions of the Second Protocol and with the established United Nations procedures and channels, to draw the attention of the competent United Nations bodies to the issue of the protection of cultural property in the event of armed conflict, including occupation, in their resolutions;
7. Invites the Secretariat to prepare a document for its ninth Meeting with a view to proposing concrete actions, including the carrying out of technical missions on the ground, in accordance with the Second Protocol and its Guidelines, for monitoring the state of the protection of cultural property in the event of armed conflict, including occupation;
8. Endorses the conclusions contained in paragraphs 74 through 76 of Document CLT-13/8.COM/CONF.203/7, and invites the relevant stakeholders to make use of these conclusions, with a view to ensuring protection of cultural property in occupied territory.

**Decision 8.COM 8.1**

The Committee,

1. Recalling that Azerbaijan submitted a request for the granting of enhanced protection for the cultural property of the **Walled City of Baku with the Shirvanshahs' Palace and Maiden Tower** in 2010,
2. Having considered document CLT-13/8.COM/CONF.203/8, part I,
3. Decides that the request is complete;
4. Further decides to grant enhanced protection to the **Walled City of Baku with the Shirvanshahs' Palace and Maiden Tower**, within the specifications of its inscription on the World Heritage List;
5. Adopts the following Statement of Inclusion of the said property in the List of Cultural Property under Enhanced Protection:

The cultural property of the **Walled City of Baku with the Shirvanshahs' Palace and Maiden Tower (Azerbaijan)** complies with the three conditions of Article 10 of the Second Protocol in the following ways:

- By virtue of its inscription on the World Heritage List on the basis of criteria iv, and in light of paragraph 36 of the Guidelines for the Implementation of the Second Protocol to the 1954 Hague Convention, the **Walled City of Baku with the Shirvanshahs' Palace and Maiden Tower** complies with the condition of being of the greatest importance for humanity;

- Protection measures have been taken and the cultural property is protected by (i) Order No. 629 of the President of the Republic of Azerbaijan on the Establishment of Administration of State Historical-Architectural Reserve 'Icherisheher' under the Cabinet of Ministers, dated 10 February 2005; (ii) Decision No. 85 of the Cabinet of Ministers 'on the establishment of a protection buffer zone of the State Historical-Architectural Reserve "Icherisheher"', dated 25 May 2009; (iii) the 'Regulations on the Legal Regime of the Protection (Buffer) Zone of Icherisheher (Old City) State Historic-Architectural Reserve', dated 22 September 2011; (iv) a model Protection Agreement for Use and Preservation of Monument approved by Decree No. 1 of the Administration of State Historical-Architectural Reserve 'Icherisheher' under the Cabinet of Ministers of the Republic of Azerbaijan, dated 12 May 2009; (v) 'Rules on routing engineering communications, coordination of construction-reinforcement, renovation, capital repair, restoration, conservation, reconstruction and regeneration works, organization of monitoring over the performance of the enumerated works and taking over the completed facilities for exploitation' adopted by Order No. 1 of the Administration of 'Icherisheher' State Historical-Architectural Reserve under the Cabinet of Ministers of the Republic of Azerbaijan, dated 10 January 2012; (vi) the creation of an Emergency Situations Commission; (vii) the preparation of inventories; (viii) the planning of emergency measures under the coordination of the Ministry of Emergency Situations; (ix) a 'Law on Fire Safety', dated 10 June 1997; (x) 'Instructions for Actions of Employees of the Administration of State Historical-Architectural Reserve 'Icherisheher' in Case of Natural and Human-made Emergencies and Threats', adopted on 26 July 2013; (xi) Fire Safety Rules on the State Historical-Architectural Reserve 'Icherisheher' adopted in 2013; (xii) an 'Order about fire safety in the territory of the Reserves attached to the Unit, constructions, buildings and facilities in the use of the unit and entities', approved on 11 June 2013; (xiii) a 'Schedule of Basic Measures in Cases of Emergence [sic] of the Danger and Occurrence of Natural Disasters, Industrial Accidents and Destructions' dated 12 January 2012; (xiv) a 'Civil Defense Plan of the Housing Communal [sic] and Maintenance Department of the Administration of State Historical-Architectural reserve 'Icherisheher' under the Cabinet of Ministers of the Republic of Azerbaijan', dated 9 January 2012; and (xv) a 'Civil Defense Action Plan of the Housing Communal [sic] and Maintenance Service', dated 12 January 2012. Further, the Instruction on the Application of the Law of Armed Conflicts in the Armed Forces approved on 29 December 2009 ensures that the protection of the cultural property proposed for enhanced protection in military planning and military training programmes is taken into due consideration. Finally, by the adoption of the Criminal Code of the Republic of Azerbaijan, as amended on 11 December 2012, Azerbaijan has appropriate criminal legislation providing for the repression of, and jurisdiction over, offences committed against cultural property under enhanced protection in accordance with Chapter 4 of the Second Protocol. Consequently, the **Walled City of Baku, including the Shirvanshahs' Palace and Maiden Tower** complies with the condition of being protected by adequate domestic legal and administrative measures recognizing its exceptional cultural and historic value and ensuring the highest level of protection.
- By a non-military use declaration issued by the Deputy Minister of Defence on 13 November 2010 stating that the Walled City of Baku with the Shirvanshahs' Palace and Maiden Tower is not used for military purposes or to shield military sites, the **Walled City of Baku with the Shirvanshahs' Palace and Maiden Tower** complies with the condition according to which the Party having control over the cultural property declares that the cultural property will not be used for military purposes or to shield military sites.

## Decision 8.COM 8.2

The Committee,

1. Recalling that Azerbaijan submitted a request for the granting of enhanced protection for the cultural property of the **Gobustan Archaeological Site**<sup>3</sup> in 2010,
2. Having considered document CLT-13/8.COM/CONF.203/8, part II,
3. Decides that the request is complete;
4. Further decides to grant enhanced protection to the **Gobustan Archaeological Site**;
5. Adopts the following Statement of Inclusion of the said property in the List of Cultural Property under Enhanced Protection:

The cultural property of the **Gobustan Archaeological Site (Azerbaijan)** complies with the three conditions of Article 10 of the Second Protocol in the following ways:

- By virtue of its inscription on the World Heritage List as the Gobustan Rock Art Cultural Landscape on the basis of criteria iii, and in light of paragraph 36 of the Guidelines for the Implementation of the Second Protocol to the 1954 Hague Convention, the **Gobustan Archaeological Site** complies with the condition of being of the greatest importance for humanity;
- Protection measures have been taken and the cultural property is protected by (i) Order on the establishment of the Gobustan State Historical-Artistic Reserve, approved by Decision No. 503 of the Council of Ministers of Azerbaijan and adopted on 9 September 1966; (ii) the Statutes of Gobustan National Reserve approved on 14 April 2009; (iii) Order on protection of historical and cultural properties on the territory of Gobustan, adopted by Decree No. 2213 on 11 June 2007; (iv) Decision of the Cabinet of Ministers of the Republic of Azerbaijan ‘about awarding the status of national reserve to the Gobustan State historical-artistic reserve’ on 6 November 2007; (v) the adoption of a management plan of action, approved on 27 March 2006; (vi) the inscription of the cultural property on an official list of monuments of global importance by Decision No. 132, dated 2 August 2001; (vii) the establishment of registers of the cultural property; (viii) the reinforcement of the security of the site in application of Order No. 2213 on the protection of cultural and historical property situated on the territory of Gobustan, dated 11 June 2007; (ix) a ‘Law on Fire Safety’, dated 10 June 1997; (x) the establishment of an automated fire system response and fire safety rules; and (xi) the organization of civil emergency training according to Order 15/02 on civil defence exercises for leading staff, dated 24 January 2013. Further, the Instruction on the Application of the Law of Armed Conflicts in the Armed Forces, approved on 29 December 2009, ensures that the protection of the cultural property proposed for enhanced protection in military planning and military training programs is taken into due consideration. Finally, by the adoption of the Criminal Code of the Republic of Azerbaijan, as amended on 11 December 2012, Azerbaijan has appropriate criminal legislation providing for the repression of, and jurisdiction over, offences committed against cultural property under enhanced protection in accordance with Chapter 4 of the Second Protocol. Consequently, the **Gobustan Archaeological Site** complies with the condition of being protected by adequate domestic legal and administrative measures recognizing its exceptional cultural and historic value and ensuring the highest level of protection.
- By a non-military use declaration issued by the Deputy Minister of Defence on 13 November 2010 stating that the **Gobustan Rock Art Cultural Landscape** is not used for military purposes or to shield military sites, the **Gobustan Archaeological Site** complies with the condition according to which the Party having control over the cultural property declare that the cultural property will not be used for military purposes or to shield military sites.

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<sup>3</sup> Also known as ‘Gobustan Rock Art Cultural Landscape’.



**Decision 8.COM 8.3**

The Committee,

1. Having examined document CLT-13/8.COM/CONF.203/8, Part III,
2. Noting that Belgium has proposed **Victor Horta's House and Workshop** for inclusion in the International List of Cultural Property under Enhanced Protection,
3. Decides that the request is complete;
4. Further decides to grant enhanced protection to **Victor Horta's House and Workshop**;
5. Adopts the statement of inclusion of the property in the List of Cultural Property under Enhanced Protection, as follows:

The cultural property, **Victor Horta's House and Workshop (Belgium)** meets the three criteria laid down in Article 10 of the Second Protocol to the 1954 Hague Convention for the following reasons:

- By virtue of its inclusion in the World Heritage List on the basis of criteria (iii) and (iv) and pursuant to paragraph 36 of the Guidelines for the Implementation of the Second Protocol, **Victor Horta's House and Workshop** meet the "greatest importance to humanity" criterion;
- Protection measures have been taken and the cultural property is protected by (i) the provisions of the Royal Decree of 6 October 1963 in which it is listed; (ii) the Brussels Town and Country Planning Code (CoBAT) – conservation of the immovable heritage; (iii) inventory-taking (inventory of the architectural heritage of Saint-Gilles Commune and the furniture and works of art inventory); (iv) planning or emergency measures to guard against fire or structural collapse, pursuant to the law of 30 July 1979 on the prevention of fires and explosions and on compulsory civil-liability insurance, the law of 31 December 1963 on civil protection, the law of 15 May 2007 on civil security, the Royal Decree of 31 January 2003 establishing the emergency plan for crisis events and situations requiring nationwide coordination or management and the Royal Decree of 16 February 2006 on emergency and action plans; (v) measures implemented through the Crisis Centre Directorate and the Governor's Office of the Brussels-Capital administrative district in charge of civil security and emergency plans, fire services and disaster-related matters; (vi) anti-theft and anti-fire mechanisms and facilities; and (vii) the schedule for the removal of movable cultural properties in the event of evacuation (inventory of items to be evacuated and of storage provided for such items). In addition, through education on the protection of cultural properties in courses on the law of armed conflict at all levels and ranks of the military hierarchy (basic and further training) and in the training of law-of-armed-conflict advisers tasked with advising military commanders, all necessary consideration is given in military training curricula and schemes to the protection of cultural properties proposed for enhanced protection. Lastly, in adopting the law of 5 August 2003 on prosecution for serious violations of humanitarian international law, as amended by the laws of 1 April 2004 and 7 July 2006, including relevant criminal-law provisions incorporated directly into the Penal Code, Belgium has appropriate criminal laws on the prosecution and exercise of jurisdiction over offences committed against cultural properties that are under enhanced protection within the meaning of and in consonance with Chapter 4 of the Second Protocol. **Victor Horta's House and Workshop** therefore meet the criterion requiring the cultural property to be protected by adequate domestic legal and administrative measures recognizing its exceptional cultural and historic value and ensuring the highest level of protection.
- As a declaration of non-use for military purposes was signed on 19 February 2013 by the Minister of Defence stating that, in accordance with Article 10 of the Second Protocol, **Victor Horta's House and Workshop** will not be used for military purposes or to shield military sites, **Victor Horta's House and Workshop** meet the criterion requiring the Party which has control over the cultural property to confirm in a declaration that the property will not be used for military purposes or to shield military sites.

**Decision 8.COM 8.4**

The Committee,

1. Having examined document CLT-13/8.COM/CONF.203/8, Part IV,
2. Noting that Belgium has proposed the **Neolithic Flint Mines at Spiennes (Mons)** for inclusion in the List of Cultural Property under Enhanced Protection,
3. Decides that the request is complete;
4. Further decides to grant enhanced protection to the **Neolithic Flint Mines at Spiennes (Mons)**;
5. Adopts the following statement of inclusion of the property on the List of Cultural Property under Enhanced Protection, as follows:

The cultural property, the **Neolithic Flint Mines at Spiennes (Mons, Belgium)** meets the three criteria laid down in Article 10 of the Second Protocol to the 1954 Hague Convention for the following reasons:

- By virtue of its inclusion in the World Heritage List on the basis of criteria (iii) and (iv), and pursuant to paragraph 36 of the Guidelines for the Implementation of the Second Protocol to the Hague Convention, the **Neolithic Flint Mines at Spiennes (Mons)** meet the “greatest importance for humanity” criterion;
- Protection measures have been taken and the cultural property is protected by (i) the Decree of 1 April 1999 on the conservation and protection of the heritage; (ii) a classification order of 7 November 1991; (iii) its inclusion in the list of outstanding immovable heritage of Wallonia since 1993 (orders of the Walloon Government of 29 January 2009 and 27 May 2009); (iv) the Walloon Planning, Housing, Heritage and Energy Code; (v) the municipal planning regulations of the City of Mons approved on 21 April 2006; and (vi) the planning of emergency measures to ensure protection against fire or structural collapse pursuant to the law of 30 July 1979 on the prevention of fires and explosions and on compulsory civil-liability insurance, the law of 31 December 1963 on civil protection, the law of 15 May 2007 on Civil Security, the Royal Decree of 31 January 2003 establishing the emergency plan for crisis events and situations requiring nationwide coordination or management and the Royal Decree of 16 February 2006 on emergency and action plans. In addition, through education on the protection of cultural properties in courses on the law of armed conflict at all levels and ranks of the military hierarchy (basic and further training) and in the training of law-of-armed-conflict advisers tasked with advising military commanders, all necessary consideration is given in military training curricula and schemes to the protection of cultural properties proposed for enhanced protection. Lastly, in adopting the law of 5 August 2003 on prosecution for serious violations of humanitarian international law, as amended by the laws of 1 April 2004 and 7 July 2006, including relevant criminal-law provisions incorporated directly into the Penal Code, Belgium has appropriate criminal laws on the prosecution and exercise of jurisdiction over offences committed against cultural properties that are under enhanced protection within the meaning of and in consonance with Chapter 4 of the Second Protocol. The **Neolithic Flint Mines at Spiennes (Mons)** therefore meet the criterion requiring the cultural property to be protected by adequate domestic legal and administrative measures recognizing its exceptional cultural and historic value and ensuring the highest level of protection.
- As a declaration of non-use for military purposes was signed on 19 February 2013 by the Minister of Defence stating that, in accordance with Article 10 of the Second Protocol, the **Neolithic Flint Mines at Spiennes (Mons)** will not be used for military purposes or to shield military sites, the **Neolithic Flint Mines at Spiennes (Mons)** meet the criterion requiring the Party which has control over the cultural property to confirm in a declaration that the property will not be used for military purposes or to shield military sites.

**Decision 8.COM 8.5**

The Committee,

1. Having examined document CLT-13/8.COM/CONF.203/8, Part IV,
2. Noting that Belgium has proposed the **Plantin-Moretus House-Workshops-Museum Complex and the Business Archives of the Officina Plantiniana** for inclusion in the List of Cultural Property under Enhanced Protection,
3. Decides that the request is complete;
4. Further decides to grant enhanced protection to the **Plantin-Moretus House-Workshops-Museum Complex and the Business Archives of the Officina Plantiniana**, being part of the World Heritage List and the Memory of the World Register, respectively;
5. Adopts the statement of inclusion of the property in the List of Cultural Property under Enhanced Protection, as follows:

The cultural property, **Plantin-Moretus House-Workshops-Museum Complex and the Business Archives of the Officina Plantiniana (Belgium)**, meets the three criteria laid down in Article 10 of the Second Protocol to the 1954 Hague Convention for the following reasons:

- By virtue of its inclusion in the World Heritage List on the basis of criteria (iii) and (iv) and pursuant to paragraph 36 of the Guidelines for the Implementation of the Second Protocol to the Hague Convention, the **Plantin-Moretus House-Workshops-Museum Complex** meets the “greatest importance for humanity” criterion;
- By virtue of its inclusion on the Memory of the World Register and pursuant to paragraph 37 of the Guidelines, the **Business Archives of the Officina Plantiniana** meet the “greatest importance for humanity” criterion;
- Protection measures have been taken and the cultural property is protected by (i) the Decree of 3 March 1976 governing the protection of monuments and urban and rural sites; (ii) the Order of the Flemish Government of 17 November 1993 establishing the general requirements concerning the conservation and maintenance of monuments and urban and rural sites; (iii) the Order of the Flemish Government of 14 December 2001 establishing a system of subsidies for restoration works on protected monuments; (iv) the Order of the Flemish Government of 14 July 2004 establishing a maintenance subsidy for monuments and urban and rural sites; (v) its status as a monument for historical and artistic reasons; the Decree on the Protection of the Cultural Heritage of Special Interest of 24 January 2003 (Decree on Key Items); (vi) its accreditation as a museum since 15 February 1999; (vii) the inclusion of its archives in the UNESCO Memory of the World Register since 2001; (viii) the preparation of inventories (inventory of the basic collection of movable property and decorative items; inventories of the art collection and the collection of sketches and prints); (ix) the planning of emergency measures to guard against fire or structural collapse, pursuant to the law of 30 July 1979 on the prevention of fires and explosions and on compulsory civil-liability insurance, the law of 31 December 1963 on civil protection, the law of 15 May 2007 on civil security, the Royal Decree of 31 January 2003 establishing the emergency plan for crisis events and situations requiring nationwide coordination or management and the Royal Decree of 16 February 2006 on emergency and action plans; (x) measures implemented through the Crisis Centre Directorate and the Governor of the Province of Anvers in charge of civil security and emergency plans, fire services and disaster-related matter; and (xi) a specific disaster plan drawn up in 2008 for the Museum designed to guarantee safety and including measures to be taken in the event of the need for evacuation. In addition, through education on the protection of cultural properties in courses on the law of armed conflict at all levels and ranks of the military hierarchy (basic and further training) and in the training of law-of-armed-conflict advisers tasked with advising military commanders, all necessary consideration is given in military training curricula and schemes to the protection of

cultural properties proposed for enhanced protection. Lastly, in adopting the law of 5 August 2003 on prosecution for serious violations of humanitarian international law, as amended by the laws of 1 April 2004 and 7 July 2006, including relevant criminal-law provisions incorporated directly into the Penal Code, Belgium has appropriate criminal laws on the prosecution and exercise of jurisdiction over offences committed against cultural properties that are under enhanced protection within the meaning of and in consonance with Chapter 4 of the Second Protocol. The **Plantin-Moretus House-Workshops-Museum Complex and the Business Archives of the Officina Plantiniana** therefore meet the criterion requiring the cultural property to be protected by adequate domestic legal and administrative measures recognizing its exceptional cultural and historic value and ensuring the highest level of protection.

- As a declaration of non-use for military purposes was signed on 19 February 2013 by the Minister of Defence stating that, in accordance with Article 10 of the Second Protocol, the **Plantin-Moretus House-Workshops-Museum Complex and the Business Archives of the Officina Plantiniana** will not be used for military purposes or to shield military sites, the **Plantin-Moretus House-Workshops-Museum Complex and the Business Archives of the Officina Plantiniana** meet the criterion requiring the Party which has control over the cultural property to confirm in a declaration that the property will not be used for military purposes or to shield military sites.

#### Decision 8.COM 9

The Committee,

1. Having considered document CLT-13/8.COM/CONF.203/9,
2. Referring to Articles 37(2) and 27(1)(d) of the Second Protocol,
3. Noting that 20 national reports on the implementation of the Second Protocol have been received from the Parties,
4. Thanks those Parties which have provided the Secretariat with such reports;
5. Reminds the Parties of the obligation under the Second Protocol to submit a report on the implementation of this agreement;
6. Recalls that, in accordance with paragraph 100 of the Guidelines for the Implementation of the Second Protocol, the next report will be due in 2016;
7. Invites the Bureau to begin reflecting upon the issue of national reports, including the monitoring of cultural property under enhanced protection, and the format of the summary document submitted to the Committee.

#### Decision 8.COM 10

The Committee,

1. Having considered document CLT-13/8.COM/CONF.203/10,
2. Recalling Decision 7.COM 4,
3. Requests the Secretariat to continue implementing the fundraising strategy in accordance with Decision 7.COM 4 and to develop it following the main lines presented in the aforementioned document;
4. Expresses its deep concern at the modest financial contributions made to the Fund;
5. Encourages the Parties and other potential donors to make financial contributions to the Fund;
6. Invites the Parties, nevertheless, to submit requests for financial or other international assistance from the Fund;

7. Requests the Secretariat to present to it at its ninth Meeting an update on the fundraising strategy for the Fund for the Protection of Cultural Property in the Event of Armed Conflict.

#### **Decision 8.COM 11**

The Committee,

1. Thanking the Bureau and the Secretariat for preparing document CLT-13/8.COM/CONF.203.11,
2. Considering the said document,
3. Decides to adopt a new Rule 12.3 in the Rules of Procedure of the Committee for the Protection of Cultural Property in the Event of Armed Conflict, which reads as follows:  
 '12.3 The questions to be proposed for the provisional agenda of an ordinary session of the Committee by members of the Committee, the Bureau of the Committee, States Parties to the Second Protocol not members of the Committee, and the Director-General must be received by the Secretariat in writing, eight weeks before the beginning of the Meeting, with an explanatory note on the issue and the purpose of the proposal.'
4. Invites the Bureau to further consider the issues of the election timing and the composition of the Bureau, and suggest proposals, as appropriate, to amend Section VII of the Rules of Procedure of the Committee.

#### **Decision 8.COM 12**

The Committee,

1. Having examined document CLT-13/8.COM/CONF.203/12,
2. Decides that there is a need to create a specific distinctive emblem, based on the Blue Shield, to mark properties under enhanced protection of the Second Protocol;
3. Invites the Bureau to submit to the Committee's Ninth Meeting a proposal to create a specific distinctive emblem to mark cultural property under enhanced protection, as well as the modalities of its use, with a view to obtaining its adoption by the Sixth Meeting of the Parties in 2015.

#### **Decision 8.COM 13**

The Committee,

1. Having considered document CLT-13/8.COM/CONF.203/13 and its Annex "Audit of the Working Methods of Cultural Conventions",
2. Expresses its appreciation to the UNESCO Internal Oversight Service (IOS) for its work;
3. Welcomes the findings of the audit and its recommendations;
4. Welcomes the forthcoming establishment by the Culture Sector of a Conventions Common Services Team, which aims to support the work of all convention secretariats, as suggested in Recommendation 3, and anticipates that it will add value and provide cost-effective solutions to the challenges facing the 1954 Convention and its two Protocols as well as other conventions;
5. Acknowledges the increasing reliance of the Organization on extrabudgetary contributions; considers that Recommendation 4 aims to increase the coordination and effectiveness of the Culture Sector's mobilization of such extrabudgetary resources and diversify the sources of such contributions; and requests the Secretariat to keep it informed of developments in this regard;
6. Takes note that synchronizing the meetings of the Parties to the conventions, as suggested in Recommendation 1 (c), offers both advantages and disadvantages to Member States that are party to several conventions; and requests the Secretariat to study those advantages and

disadvantages, in close consultation with Member States, and to report to its Ninth Meeting on that study;

7. Recalls that by its Decision 6.COM 5 (B) the Committee decided to provisionally suspend the application of Rule 33 of its Rules of Procedure until its Tenth Meeting in 2015 by using English and French as the languages for translation its working documents and English, French and Spanish for interpretation of its deliberations;
8. Noting that the Annex provides significant proposals to streamline the work of the Committee,
9. Tasks its Bureau to study the recommendations contained in the IOS report with a view to submitting to it at its Ninth Meeting a set of concrete recommendations at streamlining the work of the Committee.