



United Nations
Educational, Scientific and
Cultural Organization

Executive Board

Hundred and eighty-second session

182 EX/32

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Item 32 of the provisional agenda

**PROTOCOL INSTITUTING A CONCILIATION AND GOOD OFFICES COMMISSION
TO BE RESPONSIBLE FOR SEEKING THE SETTLEMENT OF ANY DISPUTES
WHICH MAY ARISE BETWEEN STATES PARTIES
TO THE CONVENTION AGAINST DISCRIMINATION IN EDUCATION:
NOMINATIONS AND REPORT OF THE COMMITTEE ON
CONVENTIONS AND RECOMMENDATIONS THEREON**

SUMMARY

In accordance with Article 3, paragraph 2, of the above Protocol, the Director-General communicates to the Executive Board the list of persons nominated by the States Parties to the Protocol for the purpose of the election of seven members of the Conciliation and Good Offices Commission by the General Conference at its next session.

Under the terms of the same paragraph, the Executive Board is required to transmit this list to the General Conference with such suggestions as it may consider useful.

Action expected of the Executive Board: Decision in paragraph 15.

1. At its 12th session on 10 December 1962, the General Conference adopted a Protocol instituting a Conciliation and Good Offices Commission to be responsible for seeking the settlement of any disputes which may arise between States Parties to the Convention against Discrimination in Education.¹
2. Article 1 of this Protocol established, under the auspices of UNESCO, a Conciliation and Good Offices Commission, to be responsible for seeking the amicable settlement of disputes, between States Parties to the Convention, concerning the application or interpretation of the Convention.
3. The Protocol having entered into force on 24 October 1968, the General Conference at its 16th session, under Article 2 of the Protocol, elected the 11 members of the Commission on 6 November 1970.

¹ Document not reproduced but available at www.unesco.org/en/la.

4. Since the term of office of the following six members of the Commission is due to expire at its 35th session, the General Conference will be required to fill the corresponding six vacant seats:

Ms Léa Akissi (Côte d'Ivoire)

Mr Pierre-Michel Eisemann (France)

Mr Klaus Hüfner (Germany)

Mr Francesco Margiotta-Broglio (Italy)

Ms Florence Mutonyi D'Ujanga (Uganda)

Ms Yvette Rabetafika-Ranjeva (Madagascar)

5. Furthermore, one seat that has been vacant since the 34th session remains to be filled.

6. A list of members of the Commission, with indication of the dates of their election or re-election, appears in Annex I.

7. Under Article 2 of the Protocol, the members of the Commission must be persons of high moral standing and acknowledged impartiality. They serve in their personal capacity. In the election of members of the Commission, the General Conference shall endeavour to include persons of recognized competence in the field of education and persons having judicial experience, or legal experience, particularly of an international character. It shall also give consideration to equitable geographical distribution of membership and to the representation of the different forms of civilization as well as of the principal legal systems.

8. Article 4, paragraph 1, of the Protocol provides that the Commission may not include more than one national of the same State.

9. Article 3, paragraph 1, of the Protocol provides that the members of the Commission shall be elected from a list of persons nominated for the purpose by the States Parties to the Protocol, after consultation with their National Commissions for UNESCO. Each State Party may nominate not more than four persons, who must be nationals of States Parties to the Protocol.

10. In pursuance of paragraph 2 of the same Article, the Director-General, by letter DG/18/2009/023 of 10 March 2009, invited the States Parties to the Protocol to submit nominations, including nationals of other States Parties as announced by the Commission at its meeting on 13 and 14 October 2005, while specifying the vacant seat for which they are submitting the nomination. In accordance with the Record of the Meeting of the States Parties to the 1962 Protocol (Paris, 7 and 8 October 2003),² the Director-General also recalled the terms of Article 7 of the Protocol, whereby, subject to the provisions of Article 6, members of the Commission shall remain in office until the election of their successor.

11. In the present document, the Director-General communicates to the Executive Board the alphabetical list of persons nominated. The Executive Board is required to transmit this list to the General Conference with such suggestions as it may consider useful. The list is reproduced in Annex II.

12. The detailed biographical information provided by the States Parties to the Protocol on the persons nominated by them may be consulted at the Secretariat.

13. The list of States Parties to the Protocol as at 1 June 2009 is reproduced in Annex III.

² Documents not reproduced but available at www.unesco.org/en/la.

14. At the date of the preparation of the present document, only one State had presented a candidate for the seven seats which will become vacant. Any candidatures received subsequently will be submitted in an addendum to this document.

Action expected of the Executive Board

15. The Executive Board may wish to adopt a draft decision along the following lines:

The Executive Board,

1. Recalling the provisions of Article 3 of the Protocol instituting a Conciliation and Good Offices Commission to be responsible for seeking the settlement of any disputes which may arise between States Parties to the Convention against Discrimination in Education,
2. Also recalling the provisions of Article 7 of the Protocol whereby, subject to the provisions of Article 6, members of the Commission shall remain in office until the election of their successor,
3. Having taken note of the list of persons nominated by the States Parties to the Protocol for the purpose of the election of seven members of the Commission, communicated to it by the Director-General pursuant to Article 3, paragraph 2, of the Protocol (182 EX/32),
4. Transmits this list to the General Conference at its 35th session;
5. Requests the Director-General to add to this list any candidatures which he may receive before the opening of the 35th session of the General Conference.

ANNEX I

CONCILIATION AND GOOD OFFICES COMMISSION TO BE RESPONSIBLE FOR SEEKING THE SETTLEMENT OF ANY DISPUTES WHICH MAY ARISE BETWEEN STATES PARTIES TO THE CONVENTION AGAINST DISCRIMINATION IN EDUCATION

MEMBERSHIP AND DATES OF ELECTION OR RE-ELECTION

Member ¹	Date of election or re-election ²
Ms Léa Akissi (Côte d'Ivoire)	16 October 2003
Mr Antonio Pedro Barbas Homen (Portugal)	1st November 2007
Mr Pierre-Michel Eisemann (France)	16 October 2003
Mr Klaus Hübner (Germany)	16 October 2003
Mr Iman el Kaffas (Egypt)	20 October 2005
Ms Vilma Labrador (Philippines)	1 November 2007
Mr Francesco Margiotta-Broglio (Italy)	16 October 2003
Mr Munther W. Masri (Jordan)	20 October 2005
Ms Florence Mutonyi D'Ujanga (Uganda)	16 October 2003
Ms Yvette Rabetafika-Ranjeva (Madagascar)	16 October 2003

¹ The Commission normally consists of 11 members, in accordance with Article 2 of the 1962 Protocol. Currently, seven vacant seats remain to be filled at the next session of the General Conference.

² The members of the Commission shall be elected for a term of six years, in accordance with Article 5 of the Protocol.

ANNEX II

**ALPHABETICAL LIST OF PERSONS NOMINATED BY
THE STATES PARTIES TO THE PROTOCOL FOR THE PURPOSE
OF THE ELECTION BY THE GENERAL CONFERENCE OF
TEN MEMBERS OF THE CONCILIATION AND GOOD OFFICES COMMISSION
TO BE RESPONSIBLE FOR SEEKING THE SETTLEMENT OF ANY DISPUTES
WHICH MAY ARISE BETWEEN STATES PARTIES TO THE
CONVENTION AGAINST DISCRIMINATION IN EDUCATION**

Mr Pierre-Michel Eisemann (France) (Professor at the Law Faculty of the University of Paris I Panthéon-Sorbonne, and outgoing member of the Conciliation and Good Offices Commission)

ANNEX III

**LIST OF STATES PARTIES TO THE PROTOCOL
INSTITUTING A CONCILIATION AND GOOD OFFICES COMMISSION
TO BE RESPONSIBLE FOR SEEKING THE SETTLEMENT OF ANY DISPUTES
WHICH MAY ARISE BETWEEN STATES PARTIES
TO THE CONVENTION AGAINST DISCRIMINATION IN EDUCATION**

(Paris, 10 December 1962)

Argentina	Madagascar
Australia	Malta
Brunei Darussalam	Morocco
Costa Rica	Netherlands
Côte d'Ivoire	Niger
Cuba	Norway
Cyprus	Panama
Denmark	Philippines
Dominica	Portugal
Egypt	Saint Vincent and the Grenadines
France	Senegal
Germany	Solomon Islands
Guatemala	South Africa
Israel	Spain
Italy	Uganda
Jordan	United Kingdom of Great Britain and Northern Ireland
Libyan Arab Jamahiriya	



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ADDENDUM

SUMMARY

This document, which is an addendum to document 182 EX/32, gives below the updated list, as at 11 September 2009 of persons nominated for the purpose of election to the Commission.

Mr Pierre-Michel Eisemann (France) (Professor at the Law Faculty of the University of Paris I Pantheon-Sorbonne, and outgoing member of the Conciliation and Good Offices Commission).

Mr Klaus Hübner (Germany) (former Professor of the Free University Berlin, former President of the German Commission for UNESCO, and outgoing member of the Conciliation and Good Offices Commission).

Mr Francesco Margiotta-Broglio (Italy) (Ordinary Professor at the Political Science Faculty of the University of Florence; Chairperson of the Social Science Committee of the Italian National Commission for UNESCO; and outgoing member of the Conciliation and Good Offices Commission).