



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

# Executive Board

Hundred and ninety-seventh session

# 197 EX/21

PARIS, 3 August 2015  
Original: French

Item 21 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 eight members of the Conciliation and Good Offices Commission by the General Conference at its 38th 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: Proposed 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.\*
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.

---

\* Document not reproduced but available at [www.unesco.org/en/la/](http://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 38th session, the General Conference will be required to fill the corresponding six vacant seats:

Mr Antonio Pedro Barbas Homem (Portugal)  
Mr Pierre Michel Eisemann (France)  
Mr Klaus Hübner (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 37th session of the General Conference and the seat left vacant by a deceased member of the Commission – Ms Vilma Labrador (Philippines) – remain 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/18/15/1871 of 13 March 2015, 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, 7-8 October 2003),\* 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 list of persons nominated in alphabetical order. The Executive Board is required to transmit this list to the General Conference together 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 about the persons they have nominated may be consulted at the Secretariat.

13. The list of States Parties to the Protocol as at 1 June 2015 is reproduced in Annex III.

---

\* Document not reproduced but available at [www.unesco.org/en/la/](http://www.unesco.org/en/la/).

14. At the time of the preparation of the present document, only one State Party had nominated a candidate for the eight seats that will become vacant. Any nominations received subsequently will be submitted in an addendum to the present document.

### **Proposed decision**

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 their successors take up their duties,
3. Having taken note of the list of persons nominated by the States Parties to the Protocol with a view to the election of eight members of the Commission, transmitted to it by the Director-General in accordance with Article 3, paragraph 2, of the Protocol (197 EX/21),
4. Transmits this list to the General Conference at its 38th session;
5. Requests the Director-General to invite once again the States Parties to the Protocol to submit nominations, and to transmit to the General Conference any nominations that she may receive before the opening of the vote that is to take place at the 38th 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

<b>Member<sup>1</sup></b>	<b>Date of election or re-election<sup>2</sup></b>
Ms Léa Akissi (Côte d'Ivoire)	9 November 2011
Mr Adnan Badran (Jordan)	9 November 2011
Mr Antonio Pedro Barbas Homem (Portugal)	1 November 2007 <sup>3</sup>
Mr Pierre Michel Eisemann (France)	21 October 2009
Mr Hazem Atlam (Egypt)	20 November 2013
Mr Klaus Hübner (Germany)	21 October 2009
Mr Francesco Margiotta-Broglio (Italy)	21 October 2009
Ms Florence Mutonyi D'Ujanga (Uganda)	16 October 2003 <sup>3</sup>
Ms Yvette Rabetafika-Ranjeva (Madagascar)	16 October 2003 <sup>3</sup>

---

<sup>1</sup> The Commission normally consists of 11 members, in accordance with Article 2 of the 1962 Protocol. Currently, eight vacant seats remain to be filled at the 38th session of the General Conference.

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

<sup>3</sup> In accordance with the interpretation of Article 7 of the 1962 Protocol as established by the Meeting of the States Parties to the Protocol (Paris, 7-8 October 2003), these members shall remain in office until the next election, at the 38th session of the General Conference.

**ANNEX II**

**ALPHABETICAL LIST OF THE PERSONS NOMINATED BY THE STATES PARTIES  
TO THE PROTOCOL FOR THE PURPOSE OF THE ELECTION BY THE  
GENERAL CONFERENCE OF EIGHT 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 EDUCATION**

Mr Pierre Michel Eisemann (France) (Professor Emeritus of the *Ecole de droit de la Sorbonne* (Sorbonne Law School, Université Paris 1 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	Togo
Jordan	Uganda
Libya	United Kingdom of Great Britain and Northern Ireland