



United Nations
Educational, Scientific and
Cultural Organization



Intangible
Cultural
Heritage

Basic Texts

of the 2003 Convention for
the Safeguarding of the
Intangible Cultural Heritage



2011 Edition



Intangible
Cultural
Heritage

Intangible Cultural Heritage Section

Sector for Culture

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All the terms used in this Basic Texts to designate the person discharging duties or functions are to be interpreted as implying that men and women are equally eligible to fill any post or seat associated with the discharge of these duties and functions.

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Foreword

The Universal Declaration on Cultural Diversity, adopted by UNESCO in 2001, raised cultural diversity to the level of ‘the common heritage of humanity’, ‘as necessary for humankind as biodiversity is for nature’. The Declaration also reaffirms the defence of cultural diversity as ‘an ethical imperative, inseparable from respect for human dignity’. The adoption of the Convention for the Safeguarding of the Intangible Cultural Heritage in 2003 marked another decisive step in UNESCO’s longstanding efforts to promote cultural diversity by providing a response to the threats to living or intangible heritage posed by the contemporary processes of globalization and unprecedented social transformations.

For UNESCO, the implementation of this ground-breaking legal instrument constitutes a top priority, to which I am firmly committed. Before my election as Director-General of UNESCO, I had the privilege of chairing one of the sessions of the Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage in Sofia, Bulgaria in 2008. This enriching experience reinforced my personal convictions regarding the great significance of intangible cultural heritage for societies around the world, and the urgent need to safeguard it for future generations.

Although the term ‘intangible cultural heritage’ is relatively new, the concept is as old as humanity. Intangible cultural heritage embraces a wide range of expressions from traditional to contemporary and rural to urban. Article 2.1 of the Convention defines intangible cultural heritage as the practices, representations, expressions, knowledge and skills – including the instruments, objects, artefacts and cultural spaces associated with them – that communities, groups and individuals recognise as part of their cultural heritage. This intangible cultural heritage, transmitted from generation to generation, is constantly recreated by communities and groups in response to their environment, their interaction with nature and their history, and provides them with a sense of identity and continuity.

The Convention acknowledges the equal respect due to all forms of living heritage and the communities’ ‘subjective’ role in defining and recognizing the value to be attributed to components of this heritage. Another distinctive characteristic of living heritage is its fluid and continuously evolving nature. A single intangible heritage element can exist in a wide geographic range and is capable of adapting to the diverse contexts faced by its communities.



For this reason, States Parties are encouraged to submit multi-national nominations to the three Lists established under the Convention: the List of Intangible Cultural Heritage in Need of Urgent Safeguarding; the Representative List of the Intangible Cultural Heritage of Humanity; and the Register of Best Safeguarding Practices.

The main objective of the Convention is not to 'protect', but rather to 'safeguard'. Protection implies constructing barriers around a given expression, isolating it from its context and past and reducing its social function or value. Safeguarding involves maintaining its living character, value and function.

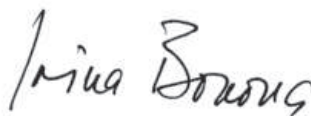
Promoting the central role of culture, and more specifically living heritage, in sustainable development processes, is an issue that I ardently advocate, especially in the framework of the UN Millennium Development Goals. Safeguarding intangible heritage is also consistent with the objectives of the current celebration of the 2010 International Year for the Rapprochement of Cultures, conceived to promote 'reciprocal knowledge of cultural, ethnic, linguistic and religious diversity'. It is my firm conviction that safeguarding intangible heritage is hardly a luxury; rather it is essential for responding effectively to contemporary challenges. Traditional knowledge systems and age-old wisdom can teach us many valuable lessons in such specific fields as food security, health and natural resource management and, more broadly, can contribute to maintaining social cohesion and peaceful co-existence. In addition, formal education should build on intangible cultural heritage to make school education more relevant to students while reinforcing identity and greater understanding and respect of cultural diversity. As regards sustainable economic development, traditional craftsmanship can generate income for families while providing their communities with activities in line with their own values and cultural contexts.

As we approach the end of the Convention's first decade of existence, it is gratifying to note that since its adoption, the concept of 'cultural heritage' has been broadened to encompass 'intangible' aspects along with monuments, sites and other types of cultural property. Thanks to the efforts of UNESCO and the over 125 States Parties that have ratified the Convention to date, the term intangible heritage is now familiar and the need for its safeguarding widely acknowledged.

The first edition of *Basic Texts*, which appeared in March 2009, was conceived as a practical tool for all those concerned – government officials, policy makers, NGOs and international organizations – to better understand the functioning of the 2003 Convention in order to ensure

optimum implementation. This second edition has been revised to reflect the decisions of the third session of the General Assembly of the States Parties in June 2010.

The amended Operational Directives presented here reflect the lessons learnt from 2008 to 2010. I am certain that these amendments will improve the way each State Party can benefit from the mechanism of the Convention. My hope is that this unique legal instrument will become a truly universal tool and the foremost reference text for safeguarding our irreplaceable living heritage.

A handwritten signature in black ink, reading "Irina Bokova". The signature is written in a cursive, flowing style.

Irina Bokova

Director-General of UNESCO

September 2010

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Convention for the Safeguarding of the Intangible Cultural Heritage



Various language versions of the text of the Convention for the Safeguarding of the Intangible Cultural Heritage are available at: www.unesco.org/culture/ich/en/convention

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Convention for the Safeguarding of the Intangible Cultural Heritage

Paris, 17 October 2003

The General Conference of the United Nations Educational, Scientific and Cultural Organization hereinafter referred to as UNESCO, meeting in Paris, from 29 September to 17 October 2003, at its 32nd session,

Referring to existing international human rights instruments, in particular to the Universal Declaration on Human Rights of 1948, the International Covenant on Economic, Social and Cultural Rights of 1966, and the International Covenant on Civil and Political Rights of 1966,


Considering the importance of the intangible cultural heritage as a mainspring of cultural diversity and a guarantee of sustainable development, as underscored in the UNESCO Recommendation on the Safeguarding of Traditional Culture and Folklore of 1989, in the UNESCO Universal Declaration on Cultural Diversity of 2001, and in the Istanbul Declaration of 2002 adopted by the Third Round Table of Ministers of Culture,

Considering the deep-seated interdependence between the intangible cultural heritage and the tangible cultural and natural heritage,

Recognizing that the processes of globalization and social transformation, alongside the conditions they create for renewed dialogue among communities, also give rise, as does the phenomenon of intolerance, to grave threats of deterioration, disappearance and destruction of the intangible cultural heritage, in particular owing to a lack of resources for safeguarding such heritage,

Being aware of the universal will and the common concern to safeguard the intangible cultural heritage of humanity,

Recognizing that communities, in particular indigenous communities, groups and, in some cases, individuals, play an important role in the production, safeguarding, maintenance and recreation of the intangible cultural heritage, thus helping to enrich cultural diversity and human creativity,



Noting the far-reaching impact of the activities of UNESCO in establishing normative instruments for the protection of the cultural heritage, in particular the Convention for the Protection of the World Cultural and Natural Heritage of 1972,

Noting further that no binding multilateral instrument as yet exists for the safeguarding of the intangible cultural heritage,

Considering that existing international agreements, recommendations and resolutions concerning the cultural and natural heritage need to be effectively enriched and supplemented by means of new provisions relating to the intangible cultural heritage,

Considering the need to build greater awareness, especially among the younger generations, of the importance of the intangible cultural heritage and of its safeguarding,

Considering that the international community should contribute, together with the States Parties to this Convention, to the safeguarding of such heritage in a spirit of cooperation and mutual assistance,

Recalling UNESCO's programmes relating to the intangible cultural heritage, in particular the Proclamation of Masterpieces of the Oral and Intangible Heritage of Humanity,

Considering the invaluable role of the intangible cultural heritage as a factor in bringing human beings closer together and ensuring exchange and understanding among them,

Adopts this Convention on this seventeenth day of October 2003.

I GENERAL PROVISIONS

Article 1 Purposes of the Convention

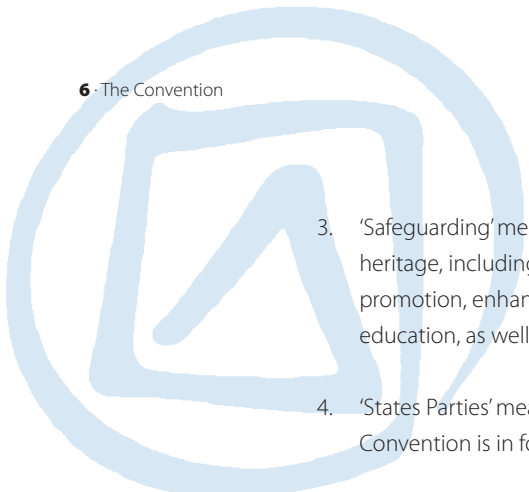
The purposes of this Convention are:

- (a) to safeguard the intangible cultural heritage;
- (b) to ensure respect for the intangible cultural heritage of the communities, groups and individuals concerned;
- (c) to raise awareness at the local, national and international levels of the importance of the intangible cultural heritage, and of ensuring mutual appreciation thereof;
- (d) to provide for international cooperation and assistance.

Article 2 Definitions

For the purposes of this Convention,

1. The 'Intangible Cultural Heritage' means the practices, representations, expressions, knowledge, skills – as well as the instruments, objects, artefacts and cultural spaces associated therewith – that communities, groups and, in some cases, individuals recognize as part of their cultural heritage. This intangible cultural heritage, transmitted from generation to generation, is constantly recreated by communities and groups in response to their environment, their interaction with nature and their history, and provides them with a sense of identity and continuity, thus promoting respect for cultural diversity and human creativity. For the purposes of this Convention, consideration will be given solely to such intangible cultural heritage as is compatible with existing international human rights instruments, as well as with the requirements of mutual respect among communities, groups and individuals, and of sustainable development.
2. The 'Intangible Cultural Heritage', as defined in paragraph 1 above, is manifested *inter alia* in the following domains:
 - (a) oral traditions and expressions, including language as a vehicle of the intangible cultural heritage;
 - (b) performing arts;
 - (c) social practices, rituals and festive events;
 - (d) knowledge and practices concerning nature and the universe;
 - (e) traditional craftsmanship.

- 
3. 'Safeguarding' means measures aimed at ensuring the viability of the intangible cultural heritage, including the identification, documentation, research, preservation, protection, promotion, enhancement, transmission, particularly through formal and non-formal education, as well as the revitalization of the various aspects of such heritage.
 4. 'States Parties' means States which are bound by this Convention and among which this Convention is in force.
 5. This Convention applies *mutatis mutandis* to the territories referred to in Article 33 which become Parties to this Convention in accordance with the conditions set out in that Article. To that extent the expression 'States Parties' also refers to such territories.

Article 3 Relationship to other international instruments

Nothing in this Convention may be interpreted as:

- (a) altering the status or diminishing the level of protection under the 1972 Convention concerning the Protection of the World Cultural and Natural Heritage of World Heritage properties with which an item of the intangible cultural heritage is directly associated; or
- (b) affecting the rights and obligations of States Parties deriving from any international instrument relating to intellectual property rights or to the use of biological and ecological resources to which they are parties.

II ORGANS OF THE CONVENTION

Article 4 General Assembly of the States Parties

1. A General Assembly of the States Parties is hereby established, hereinafter referred to as 'the General Assembly'. The General Assembly is the sovereign body of this Convention.
2. The General Assembly shall meet in ordinary session every two years. It may meet in extraordinary session if it so decides or at the request either of the Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage or of at least one-third of the States Parties.
3. The General Assembly shall adopt its own Rules of Procedure.

Article 5 Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage

1. An Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage, hereinafter referred to as 'the Committee', is hereby established within UNESCO. It shall be composed of representatives of 18 States Parties, elected by the States Parties meeting in General Assembly, once this Convention enters into force in accordance with Article 34.
2. The number of States Members of the Committee shall be increased to 24 once the number of the States Parties to the Convention reaches 50.

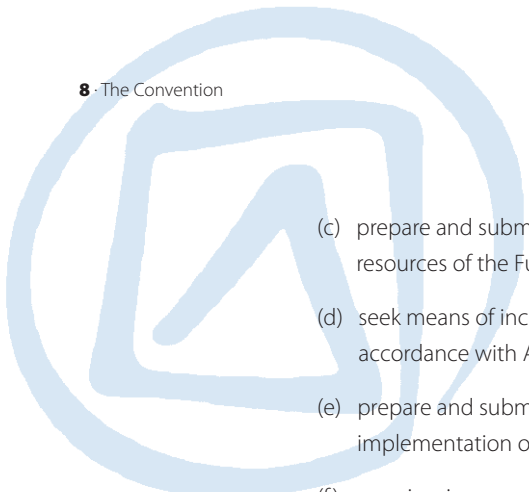
Article 6 Election and terms of office of States Members of the Committee

1. The election of States Members of the Committee shall obey the principles of equitable geographical representation and rotation.
2. States Members of the Committee shall be elected for a term of four years by States Parties to the Convention meeting in General Assembly.
3. However, the term of office of half of the States Members of the Committee elected at the first election is limited to two years. These States shall be chosen by lot at the first election.
4. Every two years, the General Assembly shall renew half of the States Members of the Committee.
5. It shall also elect as many States Members of the Committee as required to fill vacancies.
6. A State Member of the Committee may not be elected for two consecutive terms.
7. States Members of the Committee shall choose as their representatives persons who are qualified in the various fields of the intangible cultural heritage.

Article 7 Functions of the Committee

Without prejudice to other prerogatives granted to it by this Convention, the functions of the Committee shall be to:

- (a) promote the objectives of the Convention, and to encourage and monitor the implementation thereof;
- (b) provide guidance on best practices and make recommendations on measures for the safeguarding of the intangible cultural heritage;

- 
- (c) prepare and submit to the General Assembly for approval a draft plan for the use of the resources of the Fund, in accordance with Article 25;
 - (d) seek means of increasing its resources, and to take the necessary measures to this end, in accordance with Article 25;
 - (e) prepare and submit to the General Assembly for approval operational directives for the implementation of this Convention;
 - (f) examine, in accordance with Article 29, the reports submitted by States Parties, and to summarize them for the General Assembly;
 - (g) examine requests submitted by States Parties, and to decide thereon, in accordance with objective selection criteria to be established by the Committee and approved by the General Assembly for:
 - (i) inscription on the lists and proposals mentioned under Articles 16, 17 and 18;
 - (ii) the granting of international assistance in accordance with Article 22.

Article 8 Working methods of the Committee

1. The Committee shall be answerable to the General Assembly. It shall report to it on all its activities and decisions.
2. The Committee shall adopt its own Rules of Procedure by a two-thirds majority of its Members.
3. The Committee may establish, on a temporary basis, whatever ad hoc consultative bodies it deems necessary to carry out its task.
4. The Committee may invite to its meetings any public or private bodies, as well as private persons, with recognized competence in the various fields of the intangible cultural heritage, in order to consult them on specific matters.

Article 9 Accreditation of advisory organizations

1. The Committee shall propose to the General Assembly the accreditation of non-governmental organizations with recognized competence in the field of the intangible cultural heritage to act in an advisory capacity to the Committee.
2. The Committee shall also propose to the General Assembly the criteria for and modalities of such accreditation.

Article 10 The Secretariat

1. The Committee shall be assisted by the UNESCO Secretariat.
2. The Secretariat shall prepare the documentation of the General Assembly and of the Committee, as well as the draft agenda of their meetings, and shall ensure the implementation of their decisions.

**III SAFEGUARDING OF THE INTANGIBLE CULTURAL HERITAGE
AT THE NATIONAL LEVEL****Article 11 Role of States Parties**

Each State Party shall:

- (a) take the necessary measures to ensure the safeguarding of the intangible cultural heritage present in its territory;
- (b) among the safeguarding measures referred to in Article 2, paragraph 3, identify and define the various elements of the intangible cultural heritage present in its territory, with the participation of communities, groups and relevant non-governmental organizations.

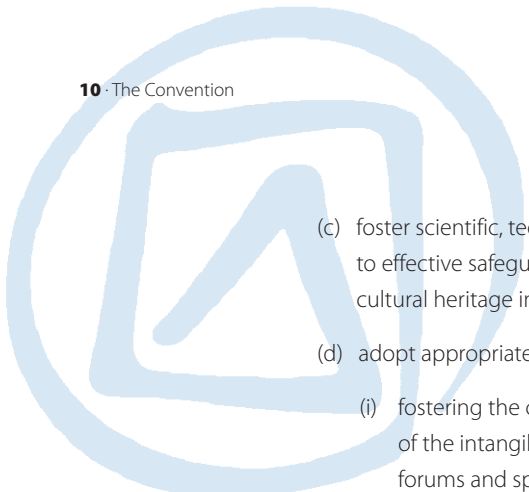
Article 12 Inventories

1. To ensure identification with a view to safeguarding, each State Party shall draw up, in a manner geared to its own situation, one or more inventories of the intangible cultural heritage present in its territory. These inventories shall be regularly updated.
2. When each State Party periodically submits its report to the Committee, in accordance with Article 29, it shall provide relevant information on such inventories.

Article 13 Other measures for safeguarding

To ensure the safeguarding, development and promotion of the intangible cultural heritage present in its territory, each State Party shall endeavour to:

- (a) adopt a general policy aimed at promoting the function of the intangible cultural heritage in society, and at integrating the safeguarding of such heritage into planning programmes;
- (b) designate or establish one or more competent bodies for the safeguarding of the intangible cultural heritage present in its territory;

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- (c) foster scientific, technical and artistic studies, as well as research methodologies, with a view to effective safeguarding of the intangible cultural heritage, in particular the intangible cultural heritage in danger;
 - (d) adopt appropriate legal, technical, administrative and financial measures aimed at:
 - (i) fostering the creation or strengthening of institutions for training in the management of the intangible cultural heritage and the transmission of such heritage through forums and spaces intended for the performance or expression thereof;
 - (ii) ensuring access to the intangible cultural heritage while respecting customary practices governing access to specific aspects of such heritage;
 - (iii) establishing documentation institutions for the intangible cultural heritage and facilitating access to them.

Article 14 Education, awareness-raising and capacity-building

Each State Party shall endeavour, by all appropriate means, to:

- (a) ensure recognition of, respect for, and enhancement of the intangible cultural heritage in society, in particular through:
 - (i) educational, awareness-raising and information programmes, aimed at the general public, in particular young people;
 - (ii) specific educational and training programmes within the communities and groups concerned;
 - (iii) capacity-building activities for the safeguarding of the intangible cultural heritage, in particular management and scientific research; and
 - (iv) non-formal means of transmitting knowledge;
- (b) keep the public informed of the dangers threatening such heritage, and of the activities carried out in pursuance of this Convention;
- (c) promote education for the protection of natural spaces and places of memory whose existence is necessary for expressing the intangible cultural heritage.

Article 15 Participation of communities, groups and individuals

Within the framework of its safeguarding activities of the intangible cultural heritage, each State Party shall endeavour to ensure the widest possible participation of communities, groups and, where appropriate, individuals that create, maintain and transmit such heritage, and to involve them actively in its management.

IV SAFEGUARDING OF THE INTANGIBLE CULTURAL HERITAGE AT THE INTERNATIONAL LEVEL

Article 16 Representative List of the Intangible Cultural Heritage of Humanity

1. In order to ensure better visibility of the intangible cultural heritage and awareness of its significance, and to encourage dialogue which respects cultural diversity, the Committee, upon the proposal of the States Parties concerned, shall establish, keep up to date and publish a Representative List of the Intangible Cultural Heritage of Humanity.
2. The Committee shall draw up and submit to the General Assembly for approval the criteria for the establishment, updating and publication of this Representative List.

Article 17 List of Intangible Cultural Heritage in Need of Urgent Safeguarding

1. With a view to taking appropriate safeguarding measures, the Committee shall establish, keep up to date and publish a List of Intangible Cultural Heritage in Need of Urgent Safeguarding, and shall inscribe such heritage on the List at the request of the State Party concerned.
2. The Committee shall draw up and submit to the General Assembly for approval the criteria for the establishment, updating and publication of this List.
3. In cases of extreme urgency – the objective criteria of which shall be approved by the General Assembly upon the proposal of the Committee – the Committee may inscribe an item of the heritage concerned on the List mentioned in paragraph 1, in consultation with the State Party concerned.

Article 18 Programmes, projects and activities for the safeguarding of the intangible cultural heritage

1. On the basis of proposals submitted by States Parties, and in accordance with criteria to be defined by the Committee and approved by the General Assembly, the Committee shall periodically select and promote national, subregional and regional programmes, projects and activities for the safeguarding of the heritage which it considers best reflect the principles and objectives of this Convention, taking into account the special needs of developing countries.
2. To this end, it shall receive, examine and approve requests for international assistance from States Parties for the preparation of such proposals.

3. The Committee shall accompany the implementation of such projects, programmes and activities by disseminating best practices using means to be determined by it.

V INTERNATIONAL COOPERATION AND ASSISTANCE

Article 19 Cooperation

1. For the purposes of this Convention, international cooperation includes, *inter alia*, the exchange of information and experience, joint initiatives, and the establishment of a mechanism of assistance to States Parties in their efforts to safeguard the intangible cultural heritage.
2. Without prejudice to the provisions of their national legislation and customary law and practices, the States Parties recognize that the safeguarding of intangible cultural heritage is of general interest to humanity, and to that end undertake to cooperate at the bilateral, subregional, regional and international levels.

Article 20 Purposes of international assistance

International assistance may be granted for the following purposes:

- (a) the safeguarding of the heritage inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding;
- (b) the preparation of inventories in the sense of Articles 11 and 12;
- (c) support for programmes, projects and activities carried out at the national, subregional and regional levels aimed at the safeguarding of the intangible cultural heritage;
- (d) any other purpose the Committee may deem necessary.

Article 21 Forms of international assistance

The assistance granted by the Committee to a State Party shall be governed by the operational directives foreseen in Article 7 and by the agreement referred to in Article 24, and may take the following forms:

- (a) studies concerning various aspects of safeguarding;
- (b) the provision of experts and practitioners;
- (c) the training of all necessary staff;

- (d) the elaboration of standard-setting and other measures;
- (e) the creation and operation of infrastructures;
- (f) the supply of equipment and know-how;
- (g) other forms of financial and technical assistance, including, where appropriate, the granting of low-interest loans and donations.

Article 22 Conditions governing international assistance

1. The Committee shall establish the procedure for examining requests for international assistance, and shall specify what information shall be included in the requests, such as the measures envisaged and the interventions required, together with an assessment of their cost.
2. In emergencies, requests for assistance shall be examined by the Committee as a matter of priority.
3. In order to reach a decision, the Committee shall undertake such studies and consultations as it deems necessary.

Article 23 Requests for international assistance

1. Each State Party may submit to the Committee a request for international assistance for the safeguarding of the intangible cultural heritage present in its territory.
2. Such a request may also be jointly submitted by two or more States Parties.
3. The request shall include the information stipulated in Article 22, paragraph 1, together with the necessary documentation.

Article 24 Role of beneficiary States Parties

1. In conformity with the provisions of this Convention, the international assistance granted shall be regulated by means of an agreement between the beneficiary State Party and the Committee.
2. As a general rule, the beneficiary State Party shall, within the limits of its resources, share the cost of the safeguarding measures for which international assistance is provided.
3. The beneficiary State Party shall submit to the Committee a report on the use made of the assistance provided for the safeguarding of the intangible cultural heritage.

VI INTANGIBLE CULTURAL HERITAGE FUND

Article 25 Nature and resources of the Fund

1. A 'Fund for the Safeguarding of the Intangible Cultural Heritage', hereinafter referred to as 'the Fund', is hereby established.
2. The Fund shall consist of funds-in-trust established in accordance with the Financial Regulations of UNESCO.
3. The resources of the Fund shall consist of:
 - (a) contributions made by States Parties;
 - (b) funds appropriated for this purpose by the General Conference of UNESCO;
 - (c) contributions, gifts or bequests which may be made by:
 - (i) other States;
 - (ii) organizations and programmes of the United Nations system, particularly the United Nations Development Programme, as well as other international organizations;
 - (iii) public or private bodies or individuals;
 - (d) any interest due on the resources of the Fund;
 - (e) funds raised through collections, and receipts from events organized for the benefit of the Fund;
 - (f) any other resources authorized by the Fund's regulations, to be drawn up by the Committee.
4. The use of resources by the Committee shall be decided on the basis of guidelines laid down by the General Assembly.
5. The Committee may accept contributions and other forms of assistance for general and specific purposes relating to specific projects, provided that those projects have been approved by the Committee.
6. No political, economic or other conditions which are incompatible with the objectives of this Convention may be attached to contributions made to the Fund.

Article 26 Contributions of States Parties to the Fund

1. Without prejudice to any supplementary voluntary contribution, the States Parties to this Convention undertake to pay into the Fund, at least every two years, a contribution, the amount of which, in the form of a uniform percentage applicable to all States, shall be determined by the General Assembly. This decision of the General Assembly shall be taken by a majority of the States Parties present and voting which have not made the declaration referred to in paragraph 2 of this Article. In no case shall the contribution of the State Party exceed 1 % of its contribution to the regular budget of UNESCO.
2. However, each State referred to in Article 32 or in Article 33 of this Convention may declare, at the time of the deposit of its instruments of ratification, acceptance, approval or accession, that it shall not be bound by the provisions of paragraph 1 of this Article.
3. A State Party to this Convention which has made the declaration referred to in paragraph 2 of this Article shall endeavour to withdraw the said declaration by notifying the Director-General of UNESCO. However, the withdrawal of the declaration shall not take effect in regard to the contribution due by the State until the date on which the subsequent session of the General Assembly opens.
4. In order to enable the Committee to plan its operations effectively, the contributions of States Parties to this Convention which have made the declaration referred to in paragraph 2 of this Article shall be paid on a regular basis, at least every two years, and should be as close as possible to the contributions they would have owed if they had been bound by the provisions of paragraph 1 of this Article.
5. Any State Party to this Convention which is in arrears with the payment of its compulsory or voluntary contribution for the current year and the calendar year immediately preceding it shall not be eligible as a Member of the Committee; this provision shall not apply to the first election. The term of office of any such State which is already a Member of the Committee shall come to an end at the time of the elections provided for in Article 6 of this Convention.

Article 27 Voluntary supplementary contributions to the Fund

States Parties wishing to provide voluntary contributions in addition to those foreseen under Article 26 shall inform the Committee, as soon as possible, so as to enable it to plan its operations accordingly.

Article 28 International fund-raising campaigns

The States Parties shall, insofar as is possible, lend their support to international fund-raising campaigns organized for the benefit of the Fund under the auspices of UNESCO.

VII REPORTS

Article 29 Reports by the States Parties

The States Parties shall submit to the Committee, observing the forms and periodicity to be defined by the Committee, reports on the legislative, regulatory and other measures taken for the implementation of this Convention.

Article 30 Reports by the Committee

1. On the basis of its activities and the reports by States Parties referred to in Article 29, the Committee shall submit a report to the General Assembly at each of its sessions.
2. The report shall be brought to the attention of the General Conference of UNESCO.

VIII TRANSITIONAL CLAUSE

Article 31 Relationship to the Proclamation of Masterpieces of the Oral and Intangible Heritage of Humanity

1. The Committee shall incorporate in the Representative List of the Intangible Cultural Heritage of Humanity the items proclaimed 'Masterpieces of the Oral and Intangible Heritage of Humanity' before the entry into force of this Convention.
2. The incorporation of these items in the Representative List of the Intangible Cultural Heritage of Humanity shall in no way prejudice the criteria for future inscriptions decided upon in accordance with Article 16, paragraph 2.
3. No further Proclamation will be made after the entry into force of this Convention.

IX FINAL CLAUSES

Article 32 Ratification, acceptance or approval

1. This Convention shall be subject to ratification, acceptance or approval by States Members of UNESCO in accordance with their respective constitutional procedures.
2. The instruments of ratification, acceptance or approval shall be deposited with the Director-General of UNESCO.

Article 33 Accession

1. This Convention shall be open to accession by all States not Members of UNESCO that are invited by the General Conference of UNESCO to accede to it.
2. This Convention shall also be open to accession by territories which enjoy full internal self-government recognized as such by the United Nations, but have not attained full independence in accordance with General Assembly resolution 1514 (XV), and which have competence over the matters governed by this Convention, including the competence to enter into treaties in respect of such matters.
3. The instrument of accession shall be deposited with the Director-General of UNESCO.

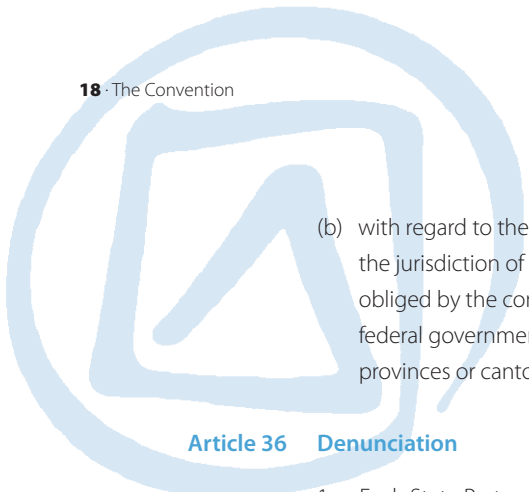
Article 34 Entry into force

This Convention shall enter into force three months after the date of the deposit of the thirtieth instrument of ratification, acceptance, approval or accession, but only with respect to those States that have deposited their respective instruments of ratification, acceptance, approval or accession on or before that date. It shall enter into force with respect to any other State Party three months after the deposit of its instrument of ratification, acceptance, approval or accession.

Article 35 Federal or non-unitary constitutional systems

The following provisions shall apply to States Parties which have a federal or non-unitary constitutional system:

- (a) with regard to the provisions of this Convention, the implementation of which comes under the legal jurisdiction of the federal or central legislative power, the obligations of the federal or central government shall be the same as for those States Parties which are not federal States;

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- (b) with regard to the provisions of this Convention, the implementation of which comes under the jurisdiction of individual constituent States, countries, provinces or cantons which are not obliged by the constitutional system of the federation to take legislative measures, the federal government shall inform the competent authorities of such States, countries, provinces or cantons of the said provisions, with its recommendation for their adoption.

Article 36 Denunciation

1. Each State Party may denounce this Convention.
2. The denunciation shall be notified by an instrument in writing, deposited with the Director-General of UNESCO.
3. The denunciation shall take effect twelve months after the receipt of the instrument of denunciation. It shall in no way affect the financial obligations of the denouncing State Party until the date on which the withdrawal takes effect.

Article 37 Depositary functions

The Director-General of UNESCO, as the Depositary of this Convention, shall inform the States Members of the Organization, the States not Members of the Organization referred to in Article 33, as well as the United Nations, of the deposit of all the instruments of ratification, acceptance, approval or accession provided for in Articles 32 and 33, and of the denunciations provided for in Article 36.

Article 38 Amendments

1. A State Party may, by written communication addressed to the Director-General, propose amendments to this Convention. The Director-General shall circulate such communication to all States Parties. If, within six months from the date of the circulation of the communication, not less than one half of the States Parties reply favourably to the request, the Director-General shall present such proposal to the next session of the General Assembly for discussion and possible adoption.
2. Amendments shall be adopted by a two-thirds majority of States Parties present and voting.
3. Once adopted, amendments to this Convention shall be submitted for ratification, acceptance, approval or accession to the States Parties.

4. Amendments shall enter into force, but solely with respect to the States Parties that have ratified, accepted, approved or acceded to them, three months after the deposit of the instruments referred to in paragraph 3 of this Article by two-thirds of the States Parties. Thereafter, for each State Party that ratifies, accepts, approves or accedes to an amendment, the said amendment shall enter into force three months after the date of deposit by that State Party of its instrument of ratification, acceptance, approval or accession.
5. The procedure set out in paragraphs 3 and 4 shall not apply to amendments to Article 5 concerning the number of States Members of the Committee. These amendments shall enter into force at the time they are adopted.
6. A State which becomes a Party to this Convention after the entry into force of amendments in conformity with paragraph 4 of this Article shall, failing an expression of different intention, be considered:
 - (a) as a Party to this Convention as so amended; and
 - (b) as a Party to the unamended Convention in relation to any State Party not bound by the amendments.

Article 39 Authoritative texts


This Convention has been drawn up in Arabic, Chinese, English, French, Russian and Spanish, the six texts being equally authoritative.

Article 40 Registration

In conformity with Article 102 of the Charter of the United Nations, this Convention shall be registered with the Secretariat of the United Nations at the request of the Director-General of UNESCO.

2

Operational Directives for the Implementation of the Convention for the Safeguarding of the Intangible Cultural Heritage



The Operational Directives for the Implementation of the Convention for the Safeguarding of the Intangible Cultural Heritage are periodically revised to reflect the resolutions of the General Assembly of the States Parties to the Convention.

Please verify that you are using the most recent version of the Operational Directives by checking the latest update on UNESCO's website at the address indicated below:

www.unesco.org/culture/ich/en/directives

2

Operational Directives for the Implementation of the Convention for the Safeguarding of the Intangible Cultural Heritage

Adopted by the General Assembly of the States Parties to the Convention at its second session (Paris, 16 to 19 June 2008), amended at its third session (Paris, 22 to 24 June 2010)

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ABBREVIATIONS

Committee	Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage
Convention	Convention for the Safeguarding of the Intangible Cultural Heritage
Director-General	Director-General of the United Nations Educational, Scientific and Cultural Organization
Fund	Intangible Cultural Heritage Fund
General Assembly	General Assembly of the States Parties to the Convention
ICH	Intangible Cultural Heritage
Masterpieces	Masterpieces of the Oral and Intangible Heritage of Humanity
Representative List	Representative List of the Intangible Cultural Heritage of Humanity
State Party	State Party to the Convention for the Safeguarding of the Intangible Cultural Heritage
UNESCO	United Nations Educational, Scientific and Cultural Organization
Urgent Safeguarding List	List of Intangible Cultural Heritage in Need of Urgent Safeguarding

CHAPTER I SAFEGUARDING OF THE INTANGIBLE CULTURAL HERITAGE AT THE INTERNATIONAL LEVEL, COOPERATION AND INTERNATIONAL ASSISTANCE

I.1 Criteria for inscription on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding

1. In nomination files, the submitting State(s) Party(ies) is (are) requested to demonstrate that an element proposed for inscription on the Urgent Safeguarding List satisfies all of the following criteria:

U.1 The element constitutes intangible cultural heritage as defined in Article 2 of the Convention.

U.2 (a) The element is in urgent need of safeguarding because its viability is at risk despite the efforts of the community, group or, if applicable, individuals and State(s) Party(ies) concerned; or

(b) The element is in extremely urgent need of safeguarding because it is facing grave threats as a result of which it cannot be expected to survive without immediate safeguarding.

U.3 Safeguarding measures are elaborated that may enable the community, group or, if applicable, individuals concerned to continue the practice and transmission of the element.

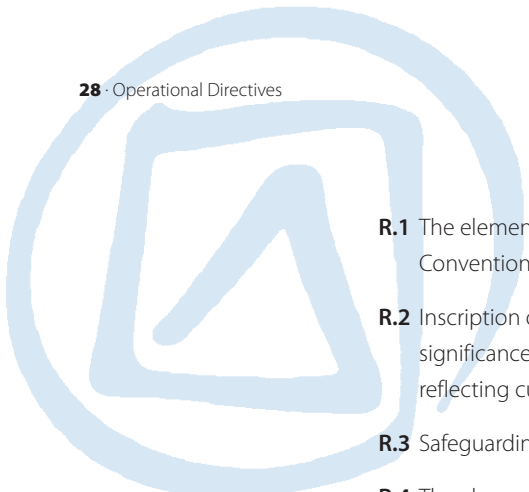
U.4 The element has been nominated following the widest possible participation of the community, group or, if applicable, individuals concerned and with their free, prior and informed consent.

U.5 The element is included in an inventory of the intangible cultural heritage present in the territory(ies) of the submitting State(s) Party(ies), as defined in Articles 11 and 12 of the Convention.

U.6 In cases of extreme urgency, the State(s) Party(ies) concerned has (have) been duly consulted regarding inscription of the element in conformity with Article 17.3 of the Convention.

I.2 Criteria for inscription on the Representative List of the Intangible Cultural Heritage of Humanity

2. In nomination files, the submitting State(s) Party(ies) is (are) requested to demonstrate that an element proposed for inscription on the Representative List of the Intangible Cultural Heritage of Humanity satisfies all of the following criteria:

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- R.1** The element constitutes intangible cultural heritage as defined in Article 2 of the Convention.
 - R.2** Inscription of the element will contribute to ensuring visibility and awareness of the significance of the intangible cultural heritage and to encouraging dialogue, thus reflecting cultural diversity worldwide and testifying to human creativity.
 - R.3** Safeguarding measures are elaborated that may protect and promote the element.
 - R.4** The element has been nominated following the widest possible participation of the community, group or, if applicable, individuals concerned and with their free, prior and informed consent.
 - R.5** The element is included in an inventory of the intangible cultural heritage present in the territory(ies) of the submitting State(s) Party(ies), as defined in Articles 11 and 12 of the Convention.

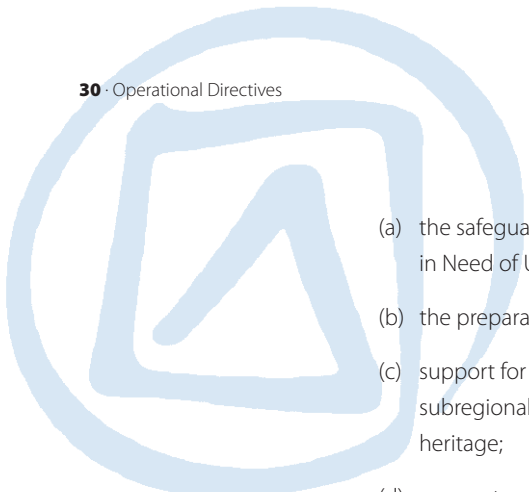
I.3 Criteria for selection of programmes, projects and activities that best reflect the principles and objectives of the Convention

3. States Parties are encouraged to propose national, subregional or regional programmes, projects and activities for safeguarding intangible cultural heritage to the Committee for selection and promotion as best reflecting the principles and objectives of the Convention.
4. At each session the Committee may explicitly call for proposals characterized by international cooperation, as mentioned in Article 19 of the Convention, and/or focusing on specific priority aspects of safeguarding.
5. Such programmes, projects and activities may be completed or in progress at the time they are proposed to the Committee for selection and promotion.
6. In its selection and promotion of safeguarding programmes, projects and activities, the Committee shall pay special attention to the needs of developing countries and to the principle of equitable geographic distribution, while strengthening South-South and North-South-South cooperation.
7. From among the programmes, projects or activities proposed to it, the Committee shall select those that best satisfy all of the following criteria:

- P.1** The programme, project or activity involves safeguarding, as defined in Article 2.3 of the Convention.
- P.2** The programme, project or activity promotes the coordination of efforts for safeguarding intangible cultural heritage on regional, subregional and/or international levels.
- P.3** The programme, project or activity reflects the principles and objectives of the Convention.
- P.4** The programme, project or activity has demonstrated effectiveness in contributing to the viability of the intangible cultural heritage concerned.
- P.5** The programme, project or activity is or has been implemented with the participation of the community, group or, if applicable, individuals concerned and with their free, prior and informed consent.
- P.6** The programme, project or activity may serve as a subregional, regional or international model, as the case may be, for safeguarding activities.
- P.7** The submitting State(s) Party(ies), implementing body(ies), and community, group or, if applicable, individuals concerned are willing to cooperate in the dissemination of best practices, if their programme, project or activity is selected.
- P.8** The programme, project or activity features experiences that are susceptible to an assessment of their results.
- P.9** The programme, project or activity is primarily applicable to the particular needs of developing countries.

I.4 Eligibility and selection criteria of international assistance requests

- 8. All States Parties are eligible to request international assistance. International assistance provided to States Parties for the safeguarding of intangible cultural heritage is supplementary to national efforts for safeguarding.
- 9. The Committee may receive, evaluate and approve requests for any purpose and for any form of international assistance mentioned in Articles 20 and 21 of the Convention respectively, depending on the available resources. Priority is given to requests for international assistance concerning:

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- (a) the safeguarding of the heritage inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding;
 - (b) the preparation of inventories in the sense of Articles 11 and 12 of the Convention;
 - (c) support for programmes, projects and activities carried out at the national, subregional and regional levels aimed at the safeguarding of the intangible cultural heritage;
 - (d) preparatory assistance.

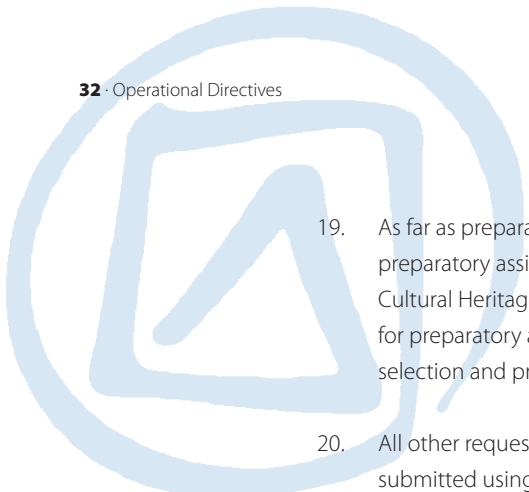
10. When evaluating requests for international assistance, the Committee shall take into account the principle of equitable geographical distribution and the special needs of developing countries. The Committee may also take into account whether:
 - (a) the request implies cooperation at the bilateral, regional or international levels; and/or
 - (b) the assistance may have a multiplier effect and may stimulate financial and technical contributions from other sources.
11. International assistance as described in Articles 20 and 21 of the Convention may be granted on an emergency basis, as mentioned in Article 22 of the Convention (emergency assistance).
12. The Committee will base its decisions on granting assistance on the following criteria:
 - A.1** The community, group and/or individuals concerned participated in the preparation of the request and will be involved in the implementation of the proposed activities, and in their evaluation and follow-up as broadly as possible.
 - A.2** The amount of assistance requested is appropriate.
 - A.3** The proposed activities are well conceived and feasible.
 - A.4** The project may have lasting results.
 - A.5** The beneficiary State Party shares the cost of the activities for which international assistance is provided, within the limits of its resources.
 - A.6** The assistance aims at building up or reinforcing capacities in the field of safeguarding intangible cultural heritage.
 - A.7** The beneficiary State Party has implemented previously financed activities, if any, in line with all regulations and any conditions applied thereto.

I.5 Multi-national files

13. States Parties are encouraged to jointly submit multi-national nominations to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and the Representative List of the Intangible Cultural Heritage of Humanity when an element is found on the territory of more than one State Party.
14. One or more States Parties may, with the agreement of each State Party concerned, propose inscription on an extended basis of an element already inscribed. The States Parties concerned submit together a nomination showing that the element, as extended, satisfies all of the criteria set out in paragraph 1 for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and paragraph 2 for the Representative List of the Intangible Cultural Heritage of Humanity. Such a request shall be submitted according to the established procedures and deadlines for nominations. In the event that the Committee decides to inscribe the element on the basis of the new nomination file, the new inscription shall replace the original inscription. In the event that the Committee, on the basis of the new nomination file, decides not to inscribe the element, the original inscription shall remain intact.
15. The Committee encourages the submission of subregional or regional programmes, projects and activities as well as those undertaken jointly by States Parties in geographically discontinuous areas. States Parties may submit these proposals individually or jointly.
16. States Parties may submit to the Committee requests for international assistance jointly submitted by two or more States Parties.

I.6 Submission of files

17. Form ICH-01 is used for the nominations to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, ICH-02 for the Representative List of the Intangible Cultural Heritage of Humanity, ICH-03 for the proposals of programmes, projects and activities that best reflect the principles and objectives of the Convention.
18. States Parties may request preparatory assistance for the elaboration of nomination files to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and for the elaboration of proposals of programmes, projects and activities that best reflect the principles and objectives of the Convention.

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19. As far as preparatory assistance is concerned, Form ICH-05 is used for requests for preparatory assistance to elaborate a nomination for inscription on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, and Form ICH-06 is used for requests for preparatory assistance to elaborate a proposal of a programme, project or activity for selection and promotion by the Committee.
 20. All other requests for international assistance, whatever amount is requested, shall be submitted using Form ICH-04.
 21. All the forms are available at www.unesco.org/culture/ich or on request from the Secretariat.
 22. The files shall include only the information requested in the forms.
 23. Submitting States Parties shall involve the communities, groups and, where applicable, individuals concerned in the preparation of their files.
 24. A State Party may withdraw a file it has submitted at any time prior to evaluation by the Committee, without prejudice to its right to benefit from international assistance under the Convention.

I.7 Examination of files

25. Examination includes assessment of the conformity of the nomination, proposal or international assistance request with the required criteria.
26. On an experimental basis, examination of nominations for inscription on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, of proposals of programmes, projects and activities that best reflect the principles and objectives of the Convention and of International Assistance requests greater than US\$25,000 shall be accomplished by a consultative body of the Committee established in accordance with Article 8.3 of the Convention. The Consultative Body will make recommendations to the Committee for its decision. The Committee shall select six independent experts and six accredited NGOs as members of the Consultative Body at each session, taking into consideration equitable geographical representation and various domains of intangible cultural heritage. The duration of office of a member of the Consultative Body shall not exceed 24 months. Every year, the Committee shall renew half of the members of the Consultative Body. This mechanism shall be examined and, if necessary, revised by the Committee in 2012.

27. For the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, each examination shall include assessment of the viability of the element and of the feasibility and sufficiency of the safeguarding plan. It shall also include assessment of the risk of its disappearing, due, *inter alia*, to the lack of means for safeguarding and protecting it, or to processes of globalization and social or environmental transformation.
28. The Consultative Body submits to the Committee an examination report that includes a recommendation to inscribe or not to inscribe the nominated element on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding; to select or not to select the proposal of a programme, project or activity; or to approve or not to approve the International Assistance request.
29. Examination of nominations for inscription on the Representative List of the Intangible Cultural Heritage of Humanity shall be accomplished by a subsidiary body of the Committee established in accordance with its Rules of Procedure.
30. The Committee, through its Subsidiary Body, shall examine every year nominations for inscription on the Representative List of the Intangible Cultural Heritage of Humanity in accordance with the resources available and their ability to examine these nominations. States Parties are encouraged to keep in mind the above factors when submitting nominations for inscription on the Representative List.
31. The Subsidiary Body submits to the Committee an examination report that includes a recommendation to inscribe or not to inscribe the nominated element on the Representative List, or to refer the nomination to the submitting State for additional information.
32. The Secretariat will transmit to the Committee an overview of all nominations, proposals of programmes, projects and activities and international assistance requests including summaries and examination reports. The files and examination reports will also be made available to States Parties for their consultation.

I.8 Nominations to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding to be processed on an extremely urgent basis

33. In case of extreme urgency, and in conformity with Criterion U.6, the Bureau of the Committee may invite the State(s) Party(ies) concerned to submit a nomination to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding on an accelerated schedule. The Committee, in consultation with the State(s) Party(ies) concerned, shall evaluate the nomination as quickly as possible after its submission, in accordance with a procedure to be established by the Bureau of the Committee on a case-by-case basis.
34. Cases of extreme urgency may be brought to the attention of the Bureau of the Committee by the State(s) Party(ies) on whose territory(ies) the element is located, by any other State Party, by the community concerned or by an advisory organization. The State(s) Party(ies) concerned shall be informed in a timely manner.

I.9 Evaluation of files by the Committee

35. After evaluation, the Committee decides whether or not an element shall be inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, whether or not a programme, project or activity shall be selected or whether or not an International Assistance request greater than US\$25,000 shall be approved.
36. After evaluation, the Committee decides whether or not an element shall be inscribed on the Representative List of Intangible Cultural Heritage of Humanity or whether the nomination should be referred to the submitting State for additional information. Nominations that the Committee decides to refer to the submitting State may be resubmitted to the Committee for evaluation.
37. If the Committee decides that an element should not be inscribed on the Representative List of the Intangible Cultural Heritage of Humanity, the nomination may not be resubmitted to the Committee for inscription on this List before four years have passed.

I.10 Transfer of an element from one List to the other

38. An element may not simultaneously be inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and the Representative List of the Intangible Cultural Heritage of Humanity. A State Party may request that an element be transferred from one List to the other. Such a request must demonstrate that the element satisfies all of the criteria for the List to which transfer is requested, and shall be submitted according to the established procedures and deadlines for nominations.

I.11 Removal of an element from a List

39. An element shall be removed from the List of Intangible Cultural Heritage in Need of Urgent Safeguarding by the Committee when it determines, after assessment of the implementation of the safeguarding plan, that the element no longer satisfies one or more criteria for inscription on that list.
40. An element shall be removed from the Representative List of the Intangible Cultural Heritage of Humanity by the Committee when it determines that it no longer satisfies one or more criteria for inscription on that list.

I.12 Modification of name of an inscribed element

41. One or more States Parties may request that the name by which an element is inscribed be changed. Such a request shall be submitted at least three months prior to a Committee session.

I.13 Programmes, projects and activities selected as best reflecting the principles and objectives of the Convention

42. The Committee shall encourage research, documentation, publication and dissemination of good practices and models with international cooperation in generating safeguarding measures and creating favourable conditions for such measures that have been evolved by States Parties in the implementation of selected programmes, projects and activities, with or without assistance.
43. The Committee shall encourage States Parties to create favourable conditions for the implementation of such programmes, projects and activities.
44. In addition to the register of selected programmes, projects and activities, the Committee shall compile and make available information about the measures and methodologies used, and experiences gained, if any.
45. The Committee shall encourage research on and evaluation of the effectiveness of safeguarding measures included in the programmes, projects and activities that it has selected and shall promote international cooperation in such research and evaluation.
46. On the basis of experiences gained and lessons learned in these and other safeguarding programmes, projects and activities, the Committee shall provide guidance on best practices and make recommendations on measures for safeguarding intangible cultural heritage (Article 7 (b) of the Convention).

I.14 International assistance

47. International assistance requests up to US\$25,000 (except requests for preparatory assistance) and emergency requests regardless of the amount can be submitted at any time.
48. The Secretariat shall assess the completeness of the request and may ask for missing information. It shall inform the requesting State(s) Party(ies) about the possible evaluation dates of the request.
49. Requests up to US\$25,000, including preparatory assistance, are evaluated and approved by the Bureau of the Committee.
50. Emergency requests greater than US\$25,000 are evaluated and approved by the Bureau of the Committee.
51. Requests greater than US\$25,000 are examined by a consultative body of the Committee, in conformity with paragraph 26 above, and evaluated and approved by the Committee.
52. The Secretariat shall communicate the decision concerning the granting of assistance to the requesting party(ies) within two weeks following the decision. The Secretariat shall reach agreement with the requesting party(ies) on the details of the assistance.
53. The assistance will be subject to appropriate monitoring, reporting and evaluation.

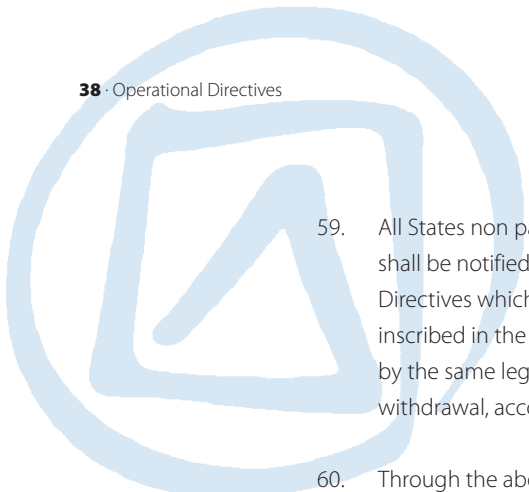
I.15 Timetable – Overview of procedures

54. Phase 1: Preparation and submission
 - 31 March Year 0 Deadline for preparatory assistance requests for the elaboration of nominations for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and proposals for programmes, projects and activities that best reflect the objectives of the Convention (Article 18).
 - 31 March Year 1 Deadline by which nominations for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and the Representative List of the Intangible Cultural Heritage of Humanity, proposals for programmes, projects and activities and international assistance requests greater than US\$25,000 must be received by the Secretariat. Files received after this date will be examined in the next cycle.

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|------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 30 June
Year 1 | Deadline by which the Secretariat will have processed the files, including registration and acknowledgement of receipt. If a file is found incomplete, the State Party is invited to complete the file. |
| 30 September
Year 1 | Deadline by which missing information required to complete the files, if any, shall be submitted by the State Party to the Secretariat. Files that remain incomplete are returned to the States Parties that may complete them for a subsequent cycle. |
55. Phase 2: Examination
- | | |
|--------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| December Year 1
to May Year 2 | Examination of the files by the Consultative Body or Subsidiary Body. |
| April to June
Year 2 | Meetings for final examination by the Consultative Body or Subsidiary Body. |
| Four weeks prior
to the session of
the Committee | The Secretariat transmits the examination reports to the members of the Committee. The files and examination reports will also be available on-line for consultation by States Parties. |
56. Phase 3: Evaluation
- | | |
|--------------------|------------------------------------------------------------------------------------------|
| November
Year 2 | The Committee evaluates the nominations, proposals and requests and makes its decisions. |
|--------------------|------------------------------------------------------------------------------------------|

I.16 Incorporation of items proclaimed 'Masterpieces of the Oral and Intangible Heritage of Humanity' in the Representative List of the Intangible Cultural Heritage of Humanity

57. In conformity with Article 31.1 of the Convention, the Committee shall automatically incorporate in the List foreseen in Article 16 of the Convention all the items that had been proclaimed 'Masterpieces of the Oral and Intangible Heritage of Humanity' before the entry into force of the Convention, following the adoption of the present Operational Directives by the General Assembly.
58. This incorporation is enforceable upon all States having present on their territories one or several items proclaimed Masterpieces, whether or not they are party to the Convention. Concerning the States non party whose items proclaimed Masterpieces have been incorporated in the List, they shall enjoy all the rights and assume all the obligations included within the Convention as regards only those items present on their territories, on the condition that they so consent in writing, it being understood that those rights and obligations cannot be invoked or applied separately from each other.

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59. All States non party having present on their territories items proclaimed Masterpieces shall be notified by the Director-General about the adoption of the present Operational Directives which require that these items be placed on an equal footing with items inscribed in the future, in conformity with Article 16.2 of the Convention, and governed by the same legal regime for monitoring, transfer from one List to the other or withdrawal, according to the modalities foreseen by these Operational Directives.
 60. Through the above-mentioned notification, States non party will simultaneously be invited by the Director-General as mandated by the Committee to express, within one year, their explicit consent in writing to accept the rights and assume the obligations contained in the Convention in accordance with the modalities foreseen in paragraphs 58 and 59 above.
 61. The written notification of this acceptance by the State non party shall be addressed to the Director-General acting in his capacity as Depositary of the Convention, and constitutes submission of the items proclaimed Masterpieces concerned to the full legal regime of the Convention.
 62. In the case that a State non party to the Convention has refused to provide within one year written consent to accept the rights and assume the obligations under the Convention concerning items present on its territory and inscribed on the Representative List of the Intangible Cultural Heritage of Humanity, the Committee shall have the right to withdraw these items from the List.
 63. In the case that a State non party to the Convention has not responded to the notification or keeps silent on its intent, or in the case of absence of an explicit indication of its consent within one year, its silence or lack of response will be considered by the Committee as a refusal justifying the application of paragraph 62 above, unless circumstances beyond its control prevent it from notifying its acceptance or refusal.
 64. In the case that an item proclaimed Masterpiece incorporated in the List is found to be on the territories of both a State Party and a State non party to the Convention, it shall be considered as benefiting from the full legal regime established by the Convention, it being understood that the State non party shall be invited by the Director-General as mandated by the Committee to consent to the obligations foreseen by the Convention. In the absence of an explicit indication of the State non party's consent, the Committee shall have the right to recommend that it refrain from undertaking any act that might harm the item proclaimed Masterpiece so concerned.

65. The Committee shall report to the General Assembly on the measures undertaken in this respect according to the modalities and formalities foreseen by the present Operational Directives.

CHAPTER II THE INTANGIBLE CULTURAL HERITAGE FUND

II.1 Guidelines for the use of the resources of the Fund

66. The resources of the Fund, which is managed as a special account in conformity with Article 1.1 of its Financial Regulations, shall be used primarily for granting international assistance as described in Chapter V of the Convention.
67. The resources may further be used:
 - (a) for the replenishment of the Reserve Fund mentioned in Article 6 of the Financial Regulations;
 - (b) for the support of other functions of the Committee as described in Article 7 of the Convention, including those related to the proposals mentioned in Article 18 of the Convention;
 - (c) for the costs of participation in the sessions of the Committee of representatives of developing States Members of the Committee, but only for persons who are experts in intangible cultural heritage, and, if the budget allows, on a case-by-case basis, for the costs of participation of representatives who are experts in intangible cultural heritage, from developing countries that are Parties to the Convention but not Members of the Committee;
 - (d) for the costs of advisory services to be provided, at the request of the Committee, by non-governmental and non-profit-making organizations, public or private bodies and private persons;
 - (e) for the costs of participation of public or private bodies, as well as private persons, notably members of communities and groups, that have been invited by the Committee to its meetings to be consulted on specific matters.

II.2 The means to increase the resources of the Intangible Cultural Heritage Fund

II.2.1 Donors

68. The Committee welcomes contributions to the Intangible Cultural Heritage Fund [‘the Fund’] aimed at reinforcing the capacities of the Committee to execute its functions.
69. The Committee welcomes such contributions from the United Nations and its specialized agencies and programmes, in particular the United Nations Development Programme, and from other international organizations. The Committee also encourages States Parties to the Convention and other States to provide voluntary contributions to the Fund. The Committee further welcomes contributions to the Fund from public and private bodies and individuals.
70. The Committee encourages the establishment of national, public and private foundations or associations aimed at promoting the objectives of the Convention, and welcomes their contributions to the Intangible Heritage Fund.
71. The Committee calls upon States Parties to lend their support to international fund-raising campaigns organized for the benefit of the Fund under the auspices of UNESCO.

II.2.2 Conditions

72. No political, economic or other conditions which are incompatible with the objectives of the Convention may be attached to contributions made to the Fund.
73. No contributions may be accepted from entities whose activities are not compatible with the aims and principles of the Convention, with existing international human rights instruments, with the requirements of sustainable development or with the requirements of mutual respect among communities, groups and individuals. The Secretariat may decide to put specific cases of contributions before the Committee.
74. Voluntary contributions to the Intangible Cultural Heritage Fund are governed in accordance with the Fund’s financial regulations, the Guidelines for the use of the Fund, drawn up by the General Assembly, and the Plans for the use of the resources of the Fund that are periodically prepared by the Committee. In particular, the following provisions apply to voluntary contributions to the Fund:
 - (a) Donors have no direct influence on the use that the Committee will make of their contribution to the Fund;

- (b) No individual narrative or financial reporting is provided to the donor;
 - (c) Agreements are reached by a single exchange of letters between the Secretariat and the donor.
75. Voluntary contributions may be made following the model letter attached to these Operational Directives. Information on the procedures to follow for providing voluntary contributions is also available at www.unesco.org/culture/ich or by writing to ich@unesco.org.

II.2.3 Benefits for donors

76. The Secretariat shall annually inform the Committee about the voluntary contributions provided to the Fund. The Committee shall provide visibility, if so wished by the donors, for these contributions. Voluntary contributions will also be made known on the website of the Convention.
77. Recognition to contributors shall be provided as follows:
- (a) Supplementary voluntary contributions by States Parties: the Secretariat publishes an updated list of States Parties, in alphabetical order, that have made supplementary voluntary contributions to the Fund, primarily through the website of the Convention. A printed version is published every two years, on the occasion of the session of the General Assembly.
 - (b) Contributions by other States, the United Nations and its specialized agencies and programmes, other international organizations and public bodies: the Secretariat publishes an updated list, in alphabetical order, of States other than States Parties, the United Nations and its specialized agencies and programmes, other international organizations and public bodies that have made contributions to the Fund, primarily through the website of the Convention. A printed version is published every two years, on the occasion of the session of the General Assembly.
 - (c) Contributions by private bodies and individuals: the Secretariat publishes an updated list, in the decreasing order of the amount of their contribution, of private bodies and individuals that have made contributions to the Fund, primarily through the website of the Convention. A printed version is published every two years, on the occasion of the session of the General Assembly. During the 24 months following the deposit of their contribution, private contributors may promote their cooperation with the Committee in all media formats, including brochures and other publications.

Materials must be reviewed and approved by the Secretariat in advance and cannot explicitly advertise contributors' products or services.

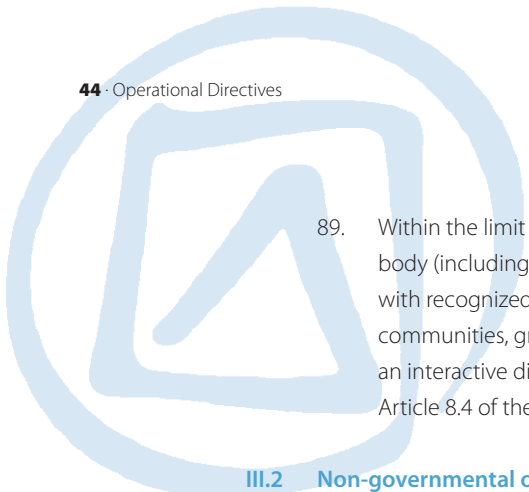
78. States Parties are encouraged to consider the possibility of recognizing private contributions to the Fund as eligible to benefit from fiscal mechanisms that motivate such voluntary financial contributions, such as tax benefits or other forms of public policy instruments defined by national law.

CHAPTER III PARTICIPATION IN THE IMPLEMENTATION OF THE CONVENTION

III.1 Participation of communities, groups and, where applicable, individuals, as well as experts, centres of expertise and research institutes

79. Recalling Article 11 (b) of the Convention and in the spirit of Article 15 of the Convention, the Committee encourages States Parties to establish functional and complementary cooperation among communities, groups and, where applicable, individuals who create, maintain and transmit intangible cultural heritage, as well as experts, centres of expertise and research institutes.
80. States Parties are encouraged to create a consultative body or a coordination mechanism to facilitate the participation of communities, groups and, where applicable, individuals, as well as experts, centres of expertise and research institutes, in particular in:
- (a) the identification and definition of the different elements of intangible cultural heritage present on their territories;
 - (b) the drawing up of inventories;
 - (c) the elaboration and implementation of programmes, projects and activities;
 - (d) the preparation of nomination files for inscription on the Lists, in conformity with the relevant paragraphs of Chapter 1 of the present Operational Directives;
 - (e) the removal of an element of intangible cultural heritage from one List or its transfer to the other, as referred to in paragraphs 38–40 of the present Operational Directives.
81. States Parties shall take necessary measures to sensitize communities, groups and, where applicable, individuals to the importance and value of their intangible cultural heritage, as well as of the Convention, so that the bearers of this heritage may fully benefit from this standard-setting instrument.

82. In conformity with the provisions of Articles 11–15 of the Convention, States Parties shall undertake appropriate measures to ensure capacity-building of communities, groups and, where applicable, individuals.
83. States Parties are encouraged to establish and regularly update, in a manner geared to their own situation, a directory of experts, centres of expertise, research institutes and regional centres active in the domains covered by the Convention that could undertake the studies mentioned in Article 13 (c) of the Convention.
84. Among the private and public bodies mentioned in paragraph 89 of the present Operational Directives, the Committee may involve experts, centres of expertise and research institutes, as well as regional centres active in the domains covered by the Convention, in order to consult them on specific matters.
85. States Parties shall endeavour to facilitate access by communities, groups and, where applicable, individuals to results of research carried out among them, as well as foster respect for practices governing access to specific aspects of intangible cultural heritage in conformity with Article 13 (d) of the Convention.
86. States Parties are encouraged to develop together, at the subregional and regional levels, networks of communities, experts, centres of expertise and research institutes to develop joint approaches, particularly concerning the elements of intangible cultural heritage they have in common, as well as interdisciplinary approaches.
87. States Parties that possess documentation concerning an element of intangible cultural heritage present on the territory of another State Party are encouraged to share such documentation with that other State, which shall make that information available to the communities, groups and, where applicable, individuals concerned, as well as to experts, centres of expertise and research institutes.
88. States Parties are encouraged to participate in activities pertaining to regional cooperation, including those of Category II centres for intangible cultural heritage that are or will be established under the auspices of UNESCO, to be able to cooperate in the most efficient manner possible, in the spirit of Article 19 of the Convention, and with the participation of communities, groups and, where applicable, individuals as well as experts, centres of expertise and research institutes.

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89. Within the limit of available resources, the Committee may invite any public or private body (including centres of expertise and research institutes) as well as private persons with recognized competence in the field of intangible cultural heritage (including communities, groups, and other experts) to participate in its meetings in order to sustain an interactive dialogue and consult them on specific matters, in conformity with Article 8.4 of the Convention.

III.2 Non-governmental organizations and the Convention

III.2.1 Participation of non-governmental organizations at the national level

90. In conformity with Article 11 (b) of the Convention, States Parties shall involve the relevant non-governmental organizations in the implementation of the Convention, *inter alia* in identifying and defining intangible cultural heritage and in other appropriate safeguarding measures, in cooperation and coordination with other actors involved in the implementation of the Convention.

III.2.2 Participation of accredited non-governmental organizations

Criteria for the accreditation of non-governmental organizations

91. Non-governmental organizations shall:
- (a) have proven competence, expertise and experience in safeguarding (as defined in Article 2.3 of the Convention) intangible cultural heritage belonging, *inter alia*, to one or more specific domains;
 - (b) have a local, national, regional or international nature, as appropriate;
 - (c) have objectives that are in conformity with the spirit of the Convention and, preferably, statutes or bylaws that conform with those objectives;
 - (d) cooperate in a spirit of mutual respect with communities, groups and, where appropriate, individuals that create, practise and transmit intangible cultural heritage;
 - (e) possess operational capacities, including:
 - (i) a regular active membership, which forms a community linked by the desire to pursue the objectives for which it was established;
 - (ii) an established domicile and a recognized legal personality as compatible with domestic law;
 - (iii) having existed and having carried out appropriate activities for at least four years when being considered for accreditation.

Modalities and review of accreditation

92. The Committee asks the Secretariat to receive requests from non-governmental organizations and submit recommendations to it with regard to accrediting them and with regard to maintaining or terminating relations with them.
93. The Committee submits its recommendations to the General Assembly for decision, in conformity with Article 9 of the Convention. In receiving and evaluating such requests, the Committee shall pay due attention to the principle of equitable geographical representation based on information provided to it by the Secretariat. Accredited non-governmental organizations should abide by applicable domestic and international legal and ethical standards.
94. The Committee reviews the contribution and the commitment of the advisory organization, and its relations with it, every four years following accreditation, taking into account the perspective of the non-governmental organization concerned.
95. Termination of relations may be decided at the time of the review if the Committee deems it necessary. If circumstances require, relations may be suspended with the organization concerned until a decision regarding termination of these relations is taken.

Advisory functions

96. Accredited non-governmental organizations who, according to Article 9.1 of the Convention, shall have advisory functions to the Committee may be invited by the Committee to provide it, *inter alia*, with reports of examinations as a reference for the Committee to evaluate:
 - (a) nomination files for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding;
 - (b) the programmes, projects and activities mentioned in Article 18 of the Convention;
 - (c) requests for international assistance;
 - (d) the effects of safeguarding plans for elements inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding.



Procedure for accreditation


97. A non-governmental organization requesting accreditation to act in an advisory capacity to the Committee shall submit to the Secretariat the following information:
 - (a) a description of the organization, including its full official name;
 - (b) its main objectives;
 - (c) its full address;
 - (d) its date of founding or approximate duration of its existence;
 - (e) the name of the country or countries in which it is active;
 - (f) documentation showing that it possesses operational capacities, including proof of:
 - (i) a regular active membership, which forms a community linked by the desire to pursue the objectives for which it was established;
 - (ii) an established domicile and a recognized legal personality as compatible with domestic law;
 - (iii) having existed and having carried out appropriate activities for at least four years when being considered for accreditation;
 - (g) its activities in the field of safeguarding intangible cultural heritage;
 - (h) a description of its experiences in cooperating with communities, groups and intangible cultural heritage practitioners.
98. Requests for accreditation shall be prepared by using the Form ICH-09 (available at www.unesco.org/culture/ich or on request from the Secretariat) and shall include all the information requested and only that information. Requests shall be received by the Secretariat at least four months before an ordinary session of the Committee.
99. The Secretariat shall register the proposals and keep up to date a list of non-governmental organizations accredited to the Committee.

CHAPTER IV RAISING AWARENESS ABOUT INTANGIBLE CULTURAL HERITAGE AND USE OF THE EMBLEM OF THE CONVENTION FOR THE SAFEGUARDING OF THE INTANGIBLE CULTURAL HERITAGE

IV.1 Raising awareness about intangible cultural heritage

IV.1.1 General provisions

100. With a view to effectively implementing the Convention, States Parties shall endeavour, by all appropriate means, to ensure respect for the intangible cultural heritage of the communities, groups and individuals concerned, as well as raise awareness at the local, national and international levels of the importance of the intangible cultural heritage, and ensure mutual appreciation thereof.
101. When raising awareness about the importance of specific elements of intangible cultural heritage, all parties are encouraged to observe the following principles:
 - (a) The intangible cultural heritage concerned responds to the definition in Article 2.1 of the Convention;
 - (b) The communities, groups and, where appropriate, individuals concerned have given their free, prior and informed consent to raise awareness about their intangible cultural heritage, and their widest possible participation in the awareness-raising actions is ensured;
 - (c) The awareness-raising actions fully respect customary practices governing access to specific aspects of such heritage, in particular secret and sacred aspects;
 - (d) The communities, groups and, where appropriate, individuals concerned shall benefit from the actions taken to raise awareness about their intangible cultural heritage.
102. All parties are encouraged to take particular care to ensure that awareness-raising actions will not:
 - (a) de-contextualize or denaturalize the intangible cultural heritage manifestations or expressions concerned;
 - (b) mark the communities, groups or individuals concerned as not participating in contemporary life, or harm in any way their image;
 - (c) contribute to justifying any form of political, social, ethnic, religious, linguistic or gender-based discrimination;

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- (d) facilitate the misappropriation or abuse of the knowledge and skills of the communities, groups or individuals concerned;
 - (e) lead to over-commercialization or to unsustainable tourism that may put at risk the intangible cultural heritage concerned.

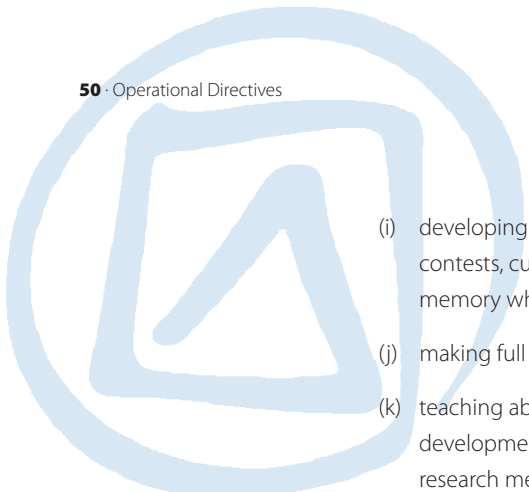
IV.1.2 Local and national levels

103. States Parties are encouraged to develop and adopt codes of ethics based on the provisions of the Convention and these Operational Directives, in order to ensure appropriate ways of raising awareness about the intangible cultural heritage present in their respective territories.
104. States Parties shall endeavour to ensure, in particular through the application of intellectual property rights, privacy rights and any other appropriate form of legal protection, that the rights of the communities, groups and individuals that create, bear and transmit their intangible cultural heritage are duly protected when raising awareness about their heritage or engaging in commercial activities.
105. States Parties shall endeavour, by all appropriate means, to keep the public informed about the importance of intangible cultural heritage and the dangers threatening it, as well as about the activities carried out in pursuance of the Convention. To this end, States Parties are encouraged to:
 - (a) support media campaigns and the broadcasting of intangible cultural heritage on all forms of media;
 - (b) support the organization of symposiums, workshops, public forums and seminars on intangible cultural heritage, as well as exhibitions, festivals, intangible cultural heritage days and contests;
 - (c) support case studies and field surveys, and disseminate this information;
 - (d) promote policies for the public recognition of bearers and practitioners of intangible cultural heritage;
 - (e) promote and support the establishment of community associations, and foster the exchange of information among them;
 - (f) develop policies to recognize the contribution of the manifestations of the intangible cultural heritage present in their territories to the cultural diversity and wealth of the States;

- (g) support the development and implementation of local policies aiming at promoting awareness of intangible cultural heritage.
106. States Parties shall endeavour in particular to adopt measures to support the promotion and dissemination of the programmes, projects and activities selected by the Committee, in conformity with Article 18 of the Convention, as best reflecting the principles and objectives of the Convention.

Formal and non-formal education measures

107. States Parties shall endeavour, by all appropriate means, to ensure recognition of, respect for and enhancement of intangible cultural heritage through educational and information programmes, as well as capacity-building activities and non-formal means of transmitting knowledge (Article 14 (a) of the Convention). States Parties are encouraged, in particular, to implement measures and policies aimed at:
- (a) promoting the role of intangible cultural heritage as an instrument of integration and intercultural dialogue, and promoting multilingual education to include vernacular languages;
 - (b) teaching about intangible cultural heritage in school curricula adapted to local specificities, and developing appropriate educational and training material such as books, CDs, videos, documentaries, manuals or brochures;
 - (c) enhancing the capacities of teachers to teach about intangible cultural heritage, and developing guides and manuals to this end;
 - (d) involving parents and parent associations to suggest themes and modules for teaching intangible cultural heritage in schools;
 - (e) involving practitioners and bearers in the development of educational programmes and inviting them to explain their heritage in schools and educational institutions;
 - (f) involving youth in collecting and disseminating information about the intangible cultural heritage of their communities;
 - (g) acknowledging the value of the non-formal transmission of the knowledge and skills embedded in intangible cultural heritage;
 - (h) privileging experiencing intangible cultural heritage with practical methods by employing participatory educational methodologies, also in the form of games, home-tutoring and apprenticeships;

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- (i) developing activities such as summer training, open-days, visits, photo and video contests, cultural heritage itineraries, or school trips to natural spaces and places of memory whose existence is necessary for expressing intangible cultural heritage;
 - (j) making full use, where appropriate, of information and communication technologies;
 - (k) teaching about intangible cultural heritage in universities and fostering the development of interdisciplinary scientific, technical and artistic studies, as well as research methodologies;
 - (l) providing vocational guidance to youth by informing them about the value of intangible cultural heritage for personal and career development;
 - (m) training communities, groups or individuals in the management of small businesses dealing with intangible cultural heritage.

Community centres and associations, museums, archives and other similar entities

108. Community centres and associations that are created and managed by communities themselves can play a vital role in supporting the transmission of intangible cultural heritage and informing the general public about its importance for those communities. In order to contribute to raising awareness about intangible cultural heritage and its importance, they are encouraged to:
 - (a) be used by communities as cultural spaces in which their intangible cultural heritage is safeguarded through non-formal means;
 - (b) be used as places for transmitting traditional knowledge and skills and thus contribute to intergenerational dialogue;
 - (c) serve as information centres about a community's intangible cultural heritage.
109. Research institutes, centres of expertise, museums, archives, libraries, documentation centres and similar entities play an important role in collecting, documenting, archiving and conserving data on intangible cultural heritage, as well as in providing information and raising awareness about its importance. In order to enhance their awareness-raising functions about intangible cultural heritage, these entities are encouraged to:
 - (a) involve practitioners and bearers of intangible cultural heritage when organizing exhibitions, lectures, seminars, debates and training on their heritage;
 - (b) introduce and develop participatory approaches to presenting intangible cultural heritage as living heritage in constant evolution;

- (c) focus on the continuous recreation and transmission of knowledge and skills necessary for safeguarding intangible cultural heritage, rather than on the objects that are associated to it;
- (d) employ, when appropriate, information and communication technologies to communicate the meaning and value of intangible cultural heritage;
- (e) involve practitioners and bearers in their management, putting in place participatory systems for local development.

Communications and media

- 110. The media can effectively contribute to raising awareness about the importance of intangible cultural heritage.
- 111. The media are encouraged to contribute to raising awareness about the importance of the intangible cultural heritage as a means to foster social cohesion, sustainable development and prevention of conflict, in preference to focusing only on its aesthetic or entertainment aspects.
- 112. The media are encouraged to contribute to raising awareness among the public at large about the diversity of intangible cultural heritage manifestations and expressions, particularly through the production of specialized programmes and products addressing different target groups.
- 113. Audiovisual media are encouraged to create quality television and radio programmes, as well as documentaries, to enhance the visibility of the intangible cultural heritage and its role in contemporary societies. Local broadcasting networks and community radios could play a major role in enhancing knowledge of local languages and culture, as well as spreading information on good safeguarding practices.
- 114. The media are encouraged to contribute to the sharing of information within communities by using their existing networks in order to support them in their safeguarding efforts, or by providing discussion forums at local and national levels.
- 115. Information technology institutions are encouraged to facilitate the interactive exchange of information and enhance non-formal means of transmission of intangible cultural heritage, in particular by developing interactive programmes and games targeting youth.



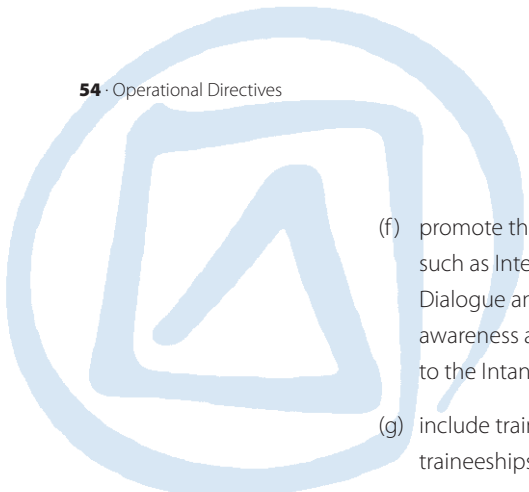
Commercial activities related to intangible heritage

116. Commercial activities that can emerge from certain forms of intangible cultural heritage and trade in cultural goods and services related to intangible cultural heritage can raise awareness about the importance of such heritage and generate income for its practitioners. They can contribute to improving the living standards of the communities that bear and practise the heritage, enhance the local economy, and contribute to social cohesion. These activities and trade should not, however, threaten the viability of the intangible cultural heritage, and all appropriate measures should be taken to ensure that the communities concerned are their primary beneficiaries. Particular attention should be given to the way such activities might affect the nature and viability of the intangible cultural heritage, in particular the intangible cultural heritage manifested in the domains of rituals, social practices or knowledge about nature and the universe.
117. Particular attention should be paid to avoiding commercial misappropriation, to managing tourism in a sustainable way, to finding a proper balance between the interests of the commercial party, the public administration and the cultural practitioners, and to ensuring that the commercial use does not distort the meaning and purpose of the intangible cultural heritage for the community concerned.

IV.1.3 International level

118. The Committee updates and publishes annually the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, the Representative List of the Intangible Cultural Heritage of Humanity and register of programmes, projects and activities that best reflect the principles and objectives of the Convention. In order to ensure better visibility of the intangible cultural heritage and awareness of its significance at the local, national and international levels, the Committee encourages and supports the widest possible dissemination of the Lists through formal and non-formal means, in particular by:
- (a) schools, including those belonging to UNESCO's Associated Schools network;
 - (b) community centres, museums, archives, libraries and similar entities;
 - (c) universities, centres of expertise and research institutes;
 - (d) all forms of media, including UNESCO's website.
119. The Committee encourages the production of audiovisual and digital material, as well as publications and other promotional material such as maps, stamps, posters or stickers on the intangible cultural heritage, including the elements inscribed on the Lists.

120. When publicizing and disseminating information on the elements inscribed on the Lists, care should be given to presenting the elements in their context and to focusing on their value and meaning for the communities concerned, rather than only on their aesthetic appeal or entertainment value.
121. The Committee shall accompany the implementation of programmes, projects and activities that it considers best reflect the principles and objectives of the Convention by disseminating best practices using all possible means, including those referred to in paragraph 118 above of these Operational Directives.
122. To contribute to the fullest possible visibility and raising awareness about intangible cultural heritage, the emblem of the Convention may be used in accordance with the principles and regulations established for this purpose, as laid out in paragraphs 126–150 of these Operational Directives.
123. In order to assist the Committee in raising awareness of intangible cultural heritage, the UNESCO Secretariat shall:
 - (a) function as a clearing house for the collection, exchange and dissemination of information on intangible cultural heritage, in particular through the maintenance and update of databases, an information management system and a website;
 - (b) facilitate the exchange of information among communities and groups, civil society, non-governmental organizations, centres of expertise, research institutes and other entities with expertise or interest in the field of intangible cultural heritage;
 - (c) produce training and information material addressed to different publics to support safeguarding and awareness-raising efforts; such material should be easily reproduced and translated locally;
 - (d) organize and participate in workshops, seminars and international conferences in order to provide information about the Convention;
 - (e) coordinate efforts in raising awareness about the importance of intangible cultural heritage with the Secretariats of other UNESCO normative instruments and programmes, as well as with other UN Agencies and Programmes and other intergovernmental organizations;

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- (f) promote the importance of intangible cultural heritage in international celebrations such as International Mother Language Day or the World Day for Cultural Diversity for Dialogue and Development, and launch international campaigns aiming at raising awareness about intangible cultural heritage and increasing voluntary contributions to the Intangible Cultural Heritage Fund;
 - (g) include training on intangible cultural heritage in UNESCO scholarship systems and traineeships.

IV.2 Use of the emblem of the Convention for the Safeguarding of the Intangible Cultural Heritage

IV.2.1 Definition

124. The emblem or logo of the Convention, which is used as its official seal, is shown below:



125. The Convention's emblem shall be accompanied by UNESCO's logo and may not be used in isolation, it being understood that each of them is governed by a separate set of rules and that any use must have been authorized in accordance with each of the respective sets of rules.

IV.2.2 Rules applicable to use of the UNESCO logo and the emblem of the Convention respectively

126. The provisions of the present Directives apply only to the use of the emblem of the Convention.

127. The use of UNESCO's emblem or logo which accompanies the emblem of the Convention is governed by the Directives concerning the Use of the Name, Acronym, Logo and Internet Domain Names of UNESCO, as adopted by the General Conference of UNESCO.¹

1. The most recent version of the Directives concerning the Use of the Name, Acronym, Logo and Internet Domain Names of UNESCO is found in the annex to Resolution 86 of the 34th session of the General Conference (34 C/Resolution 86) or at <http://unesdoc.unesco.org/images/0015/001560/156046e.pdf>.

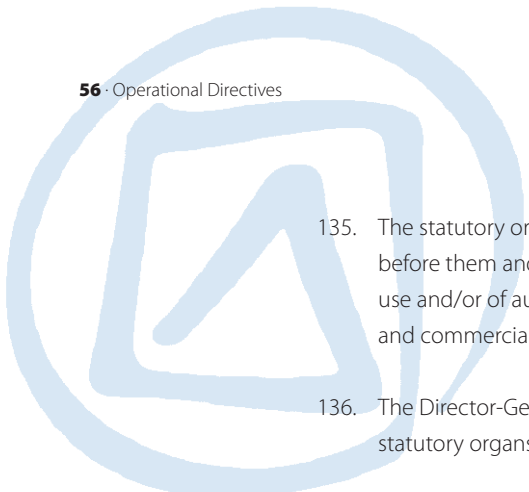
128. The use of the Convention's emblem linked to the UNESCO logo, therefore, must be authorized under the present Directives (for the part of the Convention's emblem) and under the Directives concerning the Use of the Name, Acronym, Logo and Internet Domain Names of UNESCO (for the part of UNESCO's logo) in accordance with the respective procedures provided under each of these Directives.

IV.2.3 Rights of use

129. Only the statutory organs of the Convention, i.e. the General Assembly and the Committee, as well as the Secretariat have the right to use the emblem of the Convention without prior authorization, subject to the rules set out by the present Directives.

IV.2.4 Authorization

130. Authorizing the use of the emblem of the Convention is the prerogative of the statutory organs of the Convention, i.e. the General Assembly and the Committee. In specific cases as set out by the present Directives, the statutory organs empower, by delegation, the Director-General to authorize such use to other bodies. The power to authorize the use of the emblem of the Convention cannot be granted to other bodies.
131. The General Assembly and the Committee authorize the use of the emblem of the Convention by means of resolutions and decisions, notably in the case of activities carried out by official partners, global or regional prizes, and special events in the States Parties. The General Assembly and the Committee may authorize the National Commissions for UNESCO, or other duly designated authority, at the request of the State Party concerned, to use the emblem and to deal with questions relating to the use of the emblem at the national level.
132. The statutory organs of the Convention should ensure that their resolutions and decisions stipulate the terms of the authorization granted, in accordance with the present Directives.
133. The Director-General is empowered to authorize the use of the Convention's emblem in connection with patronage and contractual arrangements and partnerships, as well as specific promotional activities.
134. Any decision authorizing the use of the emblem of the Convention shall be based on the following criteria: (i) relevance of the proposed association to the Convention's purposes and objectives and (ii) compliance with the principles of the Convention.

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135. The statutory organs may ask the Director-General to put specific cases of authorization before them and/or submit to them an occasional or regular report on specific cases of use and/or of authorization, notably concerning the granting of patronage, partnerships and commercial use.
 136. The Director-General may decide to put specific cases of authorization before the statutory organs of the Convention.

IV.2.5 Criteria and conditions for the use of the emblem for the purpose of patronage

137. The use of the emblem for the purpose of patronage may be authorized for various kinds of activities such as performances, cinematographic works and other audiovisual productions, publications, congresses, meetings and conferences, the awarding of prizes, and other national and international events, as well as works that embody the intangible cultural heritage.
138. The procedures for requesting the use of the Convention's emblem for the purpose of patronage shall be provided by the Secretariat, in line with the following criteria and conditions:
 - (a) Criteria:
 - (i) Impact: use may be granted to exceptional activities likely to have a real impact on safeguarding intangible cultural heritage and to enhance significantly the Convention's visibility.
 - (ii) Reliability: adequate assurance should be obtained concerning those in charge (professional experience and reputation, references and recommendations, legal and financial guarantees) and the activities concerned (political, legal, financial and technical feasibility).
 - (b) Conditions:
 - (i) The use of the Convention's emblem for the purpose of patronage must be requested from the Secretariat at least three months prior to the first day of the period intended; the use of the Convention's emblem for the purpose of patronage is authorized in writing, and exclusively by the Director-General.
 - (ii) In the case of national activities, the decision regarding the authorization to use the Convention's emblem for the purpose of patronage is made on the basis of obligatory consultations with the State Party in whose territory the activity is held.

- (iii) The Convention must be afforded an appropriate degree of visibility, notably through the use of its emblem.
 - (iv) The use of the Convention's emblem for the purpose of patronage may be authorized to individual activities or to activities which take place regularly. In the latter case, the duration must be fixed and the authorization renewed periodically.
139. Communities, groups or, if applicable, individuals concerned are encouraged to use the emblem of the Convention with regard to their activities and special events to safeguard and promote their cultural heritage inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding or the Representative List of the Intangible Cultural Heritage of Humanity, under the conditions specified in the present Operational Directives.

IV.2.6 Commercial use and contractual arrangements

140. Any contractual arrangement between the Secretariat and outside organizations involving commercial use of the Convention's emblem by those organizations (for example, in the framework of partnerships with the private sector or civil society, co-publication or co-production agreements, or contracts with professionals and personalities supporting the Convention) must include a standard clause stipulating that any use of the emblem must be requested and approved previously in writing.
141. Authorizations accorded under such contractual arrangements must be limited to the context of the designated activity.
142. The sale of goods or services bearing the emblem of the Convention chiefly for profit shall be regarded as 'commercial use' for the purpose of these Directives. Any commercial use of the emblem of the Convention must be expressly authorized by the Director-General, under a specific contractual arrangement. If the commercial use of the emblem is directly connected with a specific element inscribed on a List, the Director-General may authorize it after consulting the State(s) Party(ies) concerned.
143. When profit, as mentioned in the previous paragraph, is anticipated, the Director-General should ensure that the Intangible Cultural Heritage Fund receives a fair share of the revenues and should conclude a contract concerning the project, including the arrangements for provision of income to the Fund. Such contributions to the Fund shall be governed in accordance with the Financial Regulations of the Intangible Cultural Heritage Fund.



IV.2.7 Graphical standards

144. The Convention emblem shall be reproduced according to the precise graphical standards elaborated by the Secretariat and published on the website of the Convention, and shall not be altered.

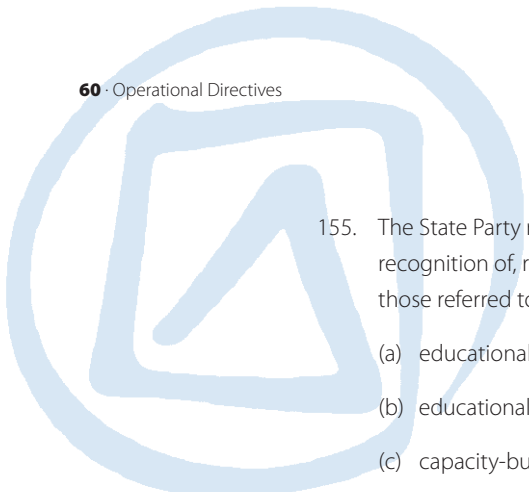
IV.2.8 Protection

145. To the extent that the emblem of the Convention has been notified and accepted by the Paris Union Member States under Article 6 ter of the Paris Convention for the Protection of Industrial Property, adopted in 1883 and revised at Stockholm in 1967, UNESCO has recourse to Paris Convention Member States' domestic systems to prevent the use of the emblem of the Convention where such use falsely suggests a connection with UNESCO, the Convention, or any other abusive use.
146. States Parties are invited to provide the Secretariat with the names and addresses of the authorities in charge of managing the use of the emblem.
147. Those requesting use of the emblem at the national level are encouraged to consult with the designated national authorities. The Secretariat shall inform the designated national authorities of cases of authorization.
148. In specific cases, the statutory organs of the Convention may ask the Director-General to monitor the proper use of the emblem of the Convention, and to initiate proceedings against abusive use where appropriate.
149. The Director-General is responsible for instituting proceedings in the case of unauthorized use at the international level of the emblem of the Convention. At the national level this shall be the responsibility of the relevant national authorities.
150. The Secretariat and the States Parties should closely cooperate in order to prevent any unauthorized use of the emblem of the Convention at the national level, in liaison with competent national bodies and in line with the present Operational Directives.

CHAPTER V REPORTING TO THE COMMITTEE

V.1 Reports by States Parties on the implementation of the Convention

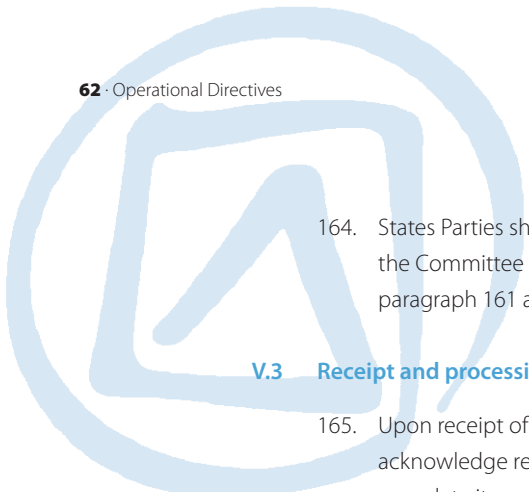
151. Each State Party to the Convention periodically submits to the Committee reports on the legislative, regulatory and other measures taken for the implementation of the Convention.
152. The State Party submits its periodic report to the Committee, on the basis of common guidelines and in a simplified format prepared by the Secretariat and adopted by the Committee, by 15 December of the sixth year following the year in which it deposited its instrument of ratification, acceptance or approval, and every sixth year thereafter.
153. The State Party reports on the measures taken for implementation of the Convention at the national level, including:
 - (a) drawing up of inventories of the intangible cultural heritage present in its territory, as described in Articles 11 and 12 of the Convention;
 - (b) other measures for safeguarding as referred to in Articles 11 and 13 of the Convention, including:
 - (i) promoting the function of intangible cultural heritage in society and integrating its safeguarding into planning programmes;
 - (ii) fostering scientific, technical and artistic studies with a view to effective safeguarding;
 - (iii) facilitating, to the extent possible, access to information relating to intangible cultural heritage while respecting customary practices governing access to specific aspects of it.
154. The State Party reports on the measures taken at the national level to strengthen institutional capacities for safeguarding intangible cultural heritage, as described in Article 13 of the Convention, including:
 - (a) designating or establishing one or more competent bodies for safeguarding its intangible cultural heritage;
 - (b) fostering institutions for training in intangible cultural heritage management and transmission of this heritage;
 - (c) establishing documentation institutions for intangible cultural heritage and, to the extent possible, facilitating access to them.

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155. The State Party reports on the measures taken at the national level to ensure greater recognition of, respect for and enhancement of intangible cultural heritage, in particular those referred to in Article 14 of the Convention:
- (a) educational, awareness-raising and information programmes;
 - (b) educational and training programmes within the communities and groups concerned;
 - (c) capacity-building activities for the safeguarding of the intangible cultural heritage;
 - (d) non-formal means of transmitting knowledge;
 - (e) education for the protection of natural spaces and places of memory.
156. The State Party reports on the measures taken by it at the bilateral, subregional, regional and international levels for the implementation of the Convention, including measures of international cooperation such as the exchange of information and experience, and other joint initiatives, as referred to in Article 19 of the Convention.
157. The State Party reports on the current status of all elements of intangible cultural heritage present in its territory that have been inscribed on the Representative List of the Intangible Cultural Heritage of Humanity. The State Party shall endeavour to ensure the widest possible participation of the communities, groups and, where applicable, individuals concerned during the process of preparation of such reports, which shall address, for each element concerned:
- (a) the element's social and cultural functions;
 - (b) an assessment of its viability and the current risks it faces, if any;
 - (c) its contribution to the goals of the List;
 - (d) the efforts to promote or reinforce the element, particularly the implementation of any measures that might have been necessary as a consequence of its inscription;
 - (e) the participation of communities, groups and individuals in safeguarding the element and their commitment to its further safeguarding.
158. The State Party reports on the institutional context for the element inscribed on the Representative List of the Intangible Cultural Heritage of Humanity, including:
- (a) the competent body(ies) involved in its management and/or safeguarding;
 - (b) the organization(s) of the community or group concerned with the element and its safeguarding.

159. States Parties shall respond, in a timely manner, to specific requests addressed to them by the Committee for additional information, if needed between the deadlines set out in paragraph 152 above.

V.2 Reports by States Parties on elements inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding

160. Each State Party shall submit to the Committee reports on the status of elements of intangible cultural heritage present in its territory that have been inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding at its request or, in cases of extreme urgency, after consultation with it. The State Party shall endeavour to involve as broadly as possible the communities, groups and, where applicable, individuals concerned during the process of preparation of such reports.
161. Such reports shall normally be submitted to the Committee, on the basis of common guidelines and in a simplified format prepared by the Secretariat and adopted by the Committee, by 15 December of the fourth year following the year in which the element was inscribed, and every fourth year thereafter. At the time of inscription the Committee may on a case-by-case basis establish a specific timetable for reporting that will take precedence over the normal four-year cycle.
162. The State Party reports on the current status of the element, including:
 - (a) its social and cultural functions;
 - (b) an assessment of its viability and the current risks it faces;
 - (c) the impacts of the efforts to safeguard the element, particularly the implementation of the safeguarding plan that was submitted at the time of nomination;
 - (d) the participation of communities, groups and individuals in safeguarding the element and their continued commitment to further safeguarding.
163. The State Party shall report on the institutional context for safeguarding the element inscribed on the List, including:
 - (a) the competent body(ies) involved in its safeguarding;
 - (b) the organization(s) of the community or group concerned with the element and its safeguarding.

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164. States Parties shall respond, in a timely manner, to specific requests addressed to them by the Committee for additional information, if needed between the deadlines set out in paragraph 161 above.

V.3 Receipt and processing of reports

165. Upon receipt of reports from States Parties, the Secretariat shall register them and acknowledge receipt. If a report is incomplete, the State Party will be advised how to complete it.
166. The Secretariat transmits to the Committee, before each of its regular sessions, an overview of all reports received. The overview and the reports are also made available to States Parties for information.
167. Following the session at which they are examined by the Committee, reports are made available to the public for information, unless decided otherwise by the Committee in exceptional cases.

V.4 Reports by States non party to the Convention on elements inscribed on the Representative List of the Intangible Cultural Heritage of Humanity

168. Paragraphs 157–159 and 165–167 of these directives shall apply fully to States non party to the Convention that have in their territories items proclaimed Masterpieces incorporated in the Representative List of the Intangible Cultural Heritage of Humanity, and that have consented to accept the rights and obligations attendant thereon.
169. Such reports shall be submitted to the Committee by States non party, in the specified format, by 15 December 2014, and every sixth year thereafter.

3

Rules of Procedure of the General Assembly of the States Parties to the Convention for the Safeguarding of the Intangible Cultural Heritage

3

Rules of Procedure of the General Assembly of the States Parties to the Convention for the Safeguarding of the Intangible Cultural Heritage

Adopted by the General Assembly of the States Parties to the Convention at its first session (Paris, 27 to 29 June 2006), amended at its second session (Paris, 16 to 19 June 2008)

I PARTICIPATION

Rule 1 Participation

The representatives of all States Parties to the Convention for the Safeguarding of the Intangible Cultural Heritage (hereinafter referred to as 'the Convention') adopted by the General Conference on 17 October 2003, may take part, with the right to vote, in the work of the General Assembly of States Parties (hereinafter referred to as 'the Assembly').

Rule 2 Representatives and observers

- 2.1 The representatives of Member States of UNESCO not parties to the Convention and of permanent observer missions to UNESCO may participate in the work of the Assembly as observers, without the right to vote, and subject to Rule 7.3.
- 2.2 Representatives of the United Nations and organizations of the United Nations system and other intergovernmental organizations which have concluded mutual representation agreements with UNESCO, as well as observers of intergovernmental and international non-governmental organizations invited by the Director-General, may participate in the work of the Assembly, without the right to vote, and subject to Rule 7.3.

II ORGANIZATION OF THE ASSEMBLY

Rule 3 Election of officers

The Assembly shall elect a Chairperson, (a) Vice-Chairperson(s) and a Rapporteur.

Rule 4 Duties of the Chairperson

- 4.1 In addition to exercising the powers which are conferred upon him/her elsewhere by the present Rules, the Chairperson shall open and close each plenary meeting of the Assembly. He/She shall direct the discussions, ensure observance of these Rules, accord the right to speak, put questions to the vote and announce decisions. He/She shall rule on points of order and, subject to the present Rules, shall control the proceedings and the maintenance of order. He/She shall not vote, but he/she may instruct another member of his/her delegation to vote on his/her behalf.
- 4.2 Should the Chairperson be absent during a meeting, or any part thereof, he/she shall be replaced by a Vice-Chairperson. The Vice-Chairperson acting as Chairperson shall have the same powers and duties as the Chairperson.

III CONDUCT OF BUSINESS

Rule 5 Public nature of meetings

Meetings shall be held in public unless decided otherwise by the Assembly.

Rule 6 Quorum

- 6.1 A quorum shall consist of a majority of the States referred to in Rule 1 and represented at the Assembly.
- 6.2 The Assembly shall not decide on any matter unless a quorum is present.

Rule 7 Order and time-limit of speakers

- 7.1 The Chairperson shall call upon speakers in the order in which they signify their wish to speak.
- 7.2 For the convenience of the discussion, the Chairperson may limit the time to be allowed to each speaker.

- 7.3 The consent of the Chairperson must be obtained whenever an observer wishes to address the Assembly.

Rule 8 Points of order

- 8.1 During a discussion, any delegation may raise a point of order; such a point of order shall be immediately decided upon by the Chairperson.
- 8.2 An appeal may be made against the ruling of the Chairperson. Such an appeal shall be put to the vote immediately and the Chairperson's ruling shall stand, unless overruled by a majority of the delegations present and voting.

Rule 9 Procedural motions

- 9.1 During a discussion, any delegation may move the suspension or adjournment of the meeting or the adjournment or closure of the debate.
- 9.2 Such a motion shall be put to the vote immediately. Subject to Rule 8.1, such motions shall have precedence in the following order over all other proposals or motions before the meeting:
- (a) suspension of the meeting;
 - (b) adjournment of the meeting;
 - (c) adjournment of the debate on the question under discussion;
 - (d) closure of the debate on the question under discussion.

Rule 10 Working languages

- 10.1 The working languages of the Assembly shall be Arabic, Chinese, English, French, Russian and Spanish.
- 10.2 Speeches made at the Assembly in one of the working languages shall be interpreted into the other languages.
- 10.3 Speakers may, however, speak in any other language, provided that they make their own arrangements for interpretation of their speeches into one of the working languages.

Rule 11 Resolutions and amendments

- 11.1 Draft resolutions and amendments may be proposed by the participants referred to in Rule 1 and shall be transmitted in writing to the Secretariat of the Assembly, which shall circulate copies to all participants.
- 11.2 As a general rule, no draft resolution or amendment shall be discussed or put to the vote unless it has been circulated reasonably in advance to all participants in the working languages of the Assembly.

Rule 12 Voting

- 12.1 The representative of each State referred to in Rule 1 shall have one vote in the Assembly.
- 12.2 Subject to the provisions of Rules 6.2 and 17, decisions shall be taken by a majority of the States present and voting, except for the provisions of Rule 12.3.
- 12.3 The decision concerning the amount of the contributions, in the form of a uniform percentage applicable to all States which have not made the declaration referred to in paragraph 2 of Article 26 of the Convention, shall be determined by a majority vote of the States Parties present and voting which have not made the above-mentioned declaration.
- 12.4 For the purpose of the present Rules, the expression 'States present and voting' shall mean States casting an affirmative or negative vote. States abstaining from voting shall be regarded as having not voted.
- 12.5 Voting shall normally be by show of hands, except for the election of members of the Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage (hereinafter referred to as 'the Committee').
- 12.6 When the result of a vote by show of hands is in doubt, the Chairperson may take a second vote by roll-call. A vote by roll-call shall also be taken if it is requested by not less than two delegations before the voting takes place and for the decision mentioned in Rule 12.3.
- 12.7 When an amendment to a proposal is moved, the amendment shall be voted on first. When two or more amendments to a proposal are moved, the Assembly shall first vote on the amendment deemed by the Chairperson to be furthest removed in substance from the original proposal, and then on the amendment next furthest removed therefrom and so on, until all the amendments have been put to the vote.

- 12.8 If one or more amendments are adopted, the amended proposal shall then be voted upon as a whole.
- 12.9 A motion is considered an amendment to a proposal if it merely adds to, deletes from or revises part of that proposal.

IV ELECTION OF MEMBERS OF THE INTERGOVERNMENTAL COMMITTEE FOR THE SAFEGUARDING OF THE INTANGIBLE CULTURAL HERITAGE

Rule 13 Geographical distribution

- 13.1 The election of Members of the Committee shall be conducted on the basis of the electoral groups of UNESCO, as determined by the UNESCO General Conference at its most recent session, it being understood that 'Group V' shall consist of two separate groups for the African and Arab States.
- 13.2 (i) The seats in the Committee composed of 18 Members shall be distributed among electoral groups in proportion to the number of States Parties from each group, provided that, after such distribution, at least two seats have been attributed to each group.
- (ii) Once the number of States Members of the Committee reaches 24, the seats shall be distributed at each election among electoral groups in proportion to the number of States Parties from each group, provided that, after such distribution, at least three seats have been attributed to each group.

Rule 14 Procedures for the presentation of candidatures to the Committee

- 14.1 The Secretariat shall ask all States Parties, at least three months prior to the opening of the Assembly, whether they intend to stand for election to the Committee. If so, the State Party's candidature shall be sent to the Secretariat at least six weeks prior to the opening of the Assembly.
- 14.2 At least four weeks prior to the opening of the Assembly, the Secretariat shall send to all States Parties the provisional list of candidate States Parties, indicating the electoral group to which they belong and the number of seats to be filled in each electoral group. The Secretariat shall also provide information on the status of all compulsory and voluntary contributions to the Fund for the Safeguarding of the Intangible Cultural Heritage made by each of the candidates. The list of candidatures will be revised as necessary.

- 14.3 No payments of compulsory and voluntary contributions to the Fund (for the purpose of presenting a candidature to the Committee) will be accepted later than a week before the opening of the Assembly.

Rule 15 Election of Members of the Committee

- 15.1 The election of Members of the Committee shall be conducted by secret ballot except that, where the number of candidates within geographical distribution is the same as or less than the number of seats to be filled, the candidates shall be declared elected without the need to hold a ballot.
- 15.2 Before the election begins, the Chairperson shall appoint two tellers from among the delegates present; he/she shall hand to them the list of States Parties entitled to vote and the list of candidate States Parties. He/She shall announce the number of seats to be filled.
- 15.3 The Secretariat shall prepare for each delegation having the right to vote an envelope without any distinguishing mark and separate ballot papers, one for each of the electoral groups. The ballot paper for each electoral group shall bear the names of all the candidate States Parties in that electoral group.
- 15.4 Each delegation shall cast its vote by encircling the names of those States for which it desires to vote.
- 15.5 The tellers shall collect from each delegation the envelope containing the ballot papers and shall count the votes, under the supervision of the Chairperson.
- 15.6 The absence of any ballot paper in the envelope shall be considered an abstention.
- 15.7 Ballot papers on which more names have been circled than there are seats to be filled as also those containing no indication as to the intention of the voter shall be considered invalid.
- 15.8 The counting of the votes for each electoral group shall take place separately. The tellers shall open the envelopes, one by one, and shall sort the ballot papers into electoral groups. The votes cast for the candidate States Parties shall be entered on lists prepared for that purpose.

- 15.9 The Chairperson shall declare elected those candidates who obtain the greatest number of votes up to the number of seats to be filled. If two or more candidates obtain the same number of votes, and, as a result, there are still more candidates than seats to be filled, there shall be a second secret ballot restricted to those candidates who obtained the same number of votes. If in the second ballot two or more candidates obtain the same number of votes, the Chairperson shall draw lots to decide the elected candidate.
- 15.10 When the counting of the votes is completed, the Chairperson shall announce the results of the ballot separately for each of the electoral groups.

V SECRETARIAT OF THE ASSEMBLY

Rule 16 Secretariat

- 16.1 The Director-General of UNESCO or his/her representative shall participate in the work of the Assembly, without the right to vote. He/She may, at any time, make either oral or written statements to the Assembly on any question under discussion.
- 16.2 The Director-General of UNESCO shall appoint an official of the Secretariat of UNESCO to act as Secretary to the Assembly, and other officials who shall together constitute the Secretariat of the Assembly.
- 16.3 (i) The Secretariat shall receive, translate and distribute, in the six working languages and at least thirty days before the opening of the session of the Assembly, all official documents.
- (ii) It shall arrange for the interpretation of the discussions and also perform all other duties necessary for the proper conduct of the work of the Assembly.

VI ADOPTION, AMENDMENT AND SUSPENSION OF THE RULES OF PROCEDURE

Rule 17 Adoption

The Assembly shall adopt its Rules of Procedure by a decision taken in plenary meeting by a majority of the representatives of States present and voting.

Rule 18 **Amendment**

The Assembly may amend these Rules of Procedure by a decision taken in plenary meeting by a two-thirds majority of the representatives of States present and voting.

Rule 19 **Suspension**

The General Assembly may suspend the application of any of these Rules of Procedure, except when they reproduce provisions of the Convention, by a decision taken in plenary meeting by a two-thirds majority of the States Parties present and voting.

4

Rules of Procedure of the Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage

4

Rules of Procedure of the Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage

Adopted by the Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage at its first session (Algiers, Algeria, 18 to 19 November 2006), amended at its second extraordinary session (Sofia, Bulgaria, 18 to 22 February 2008) and at its third session (Istanbul, Turkey, 4 to 8 November 2008)

I MEMBERSHIP

Rule 1 The Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage (Article 5 of the Convention)

The Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage, known as the 'Intangible Heritage Committee' and hereinafter referred to as the 'Committee', is composed of the States Parties to the Convention elected in accordance with Article 5 of the Convention for the Safeguarding of the Intangible Cultural Heritage, hereinafter referred to as the 'Convention'.

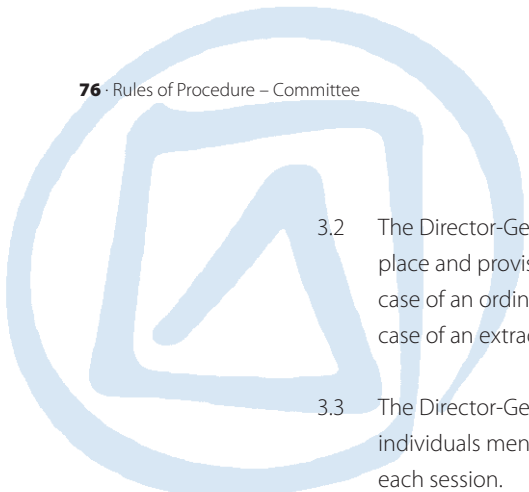
II SESSIONS

Rule 2 Ordinary and extraordinary sessions

- 2.1 The Committee shall meet at least once a year in ordinary session.
- 2.2 The Committee shall meet in extraordinary session at the request of at least two-thirds of the States Members.

Rule 3 Convocation

- 3.1 Sessions of the Committee shall be convened by the Chairperson of the Committee, hereinafter referred to as 'the Chairperson', in consultation with the Director-General of UNESCO, hereinafter referred to as 'the Director-General'.



3.2 The Director-General shall inform the States Members of the Committee of the date, place and provisional agenda of each session, not fewer than sixty days in advance in the case of an ordinary session and, if possible, not fewer than thirty days in advance in the case of an extraordinary session.

3.3 The Director-General shall, at the same time, inform the States, organizations and individuals mentioned in Rules 6, 7 and 8 of the date, place and provisional agenda of each session.

Rule 4 Date and place of the session

4.1 The Committee shall determine at each session, in consultation with the Director-General, the date and place of the next session. The Bureau may, if necessary, modify the date and/or place, in consultation with the Director-General.

4.2 Any State Member of the Committee may invite the Committee to hold an ordinary session in its territory.

4.3 In determining the place of the next ordinary session, the Committee shall give due regard to the need to ensure an equitable rotation among the different regions of the world.

III PARTICIPANTS

Rule 5 Delegations

5.1 Each State Member of the Committee shall be represented by one delegate, who may be assisted by alternates, advisers and experts.

5.2 States Members of the Committee shall choose as their representatives persons who are qualified in the various fields of the intangible cultural heritage (Article 6.7 of the Convention).

5.3 States Members of the Committee shall transmit to the Secretariat in writing the names, designations and qualifications of their representatives.

- 5.4 In order to ensure a fair representation within the Committee of the various geographical areas, the Committee shall allocate in its budget a sum intended to cover the cost of participation, in its sessions and in meetings of its Bureau, of representatives of developing States Members, but only for persons who are experts in intangible cultural heritage. If the budget allows, developing countries that are parties to the Convention but not members of the Committee may also receive assistance; such assistance shall be granted to experts in intangible cultural heritage only.
- 5.5 Requests for assistance to participate in Bureau and Committee meetings should reach the Secretariat at least four weeks before the session concerned. Such requests shall be considered within the limits of available resources, as decided by the Committee, in increasing order of GNP per capita of each State Member of the Committee. As a rule, the Intangible Cultural Heritage Fund shall not finance more than one representative per State.

Rule 6 Organizations acting in an advisory capacity to the Committee

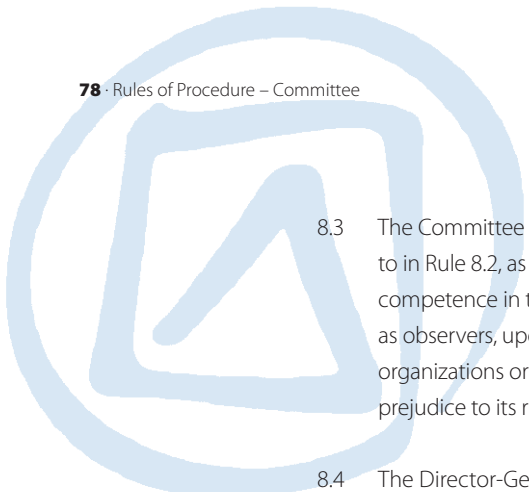
Non-governmental organizations with recognized competence, which have been accredited for this purpose by the General Assembly in accordance with the criteria that it has established (Article 9.1 of the Convention), may attend the meetings of the Committee in an advisory capacity.

Rule 7 Invitations for consultation

The Committee may at any time invite to its sessions any public or private bodies, as well as private persons, with recognized competence in the various fields of the intangible cultural heritage, in order to consult them on specific matters (Article 8.4 of the Convention).

Rule 8 Other participants

- 8.1 States Parties to the Convention which are not Members of the Committee may attend its sessions as observers.
- 8.2 States not party to the Convention which are Member States of UNESCO or of the United Nations, Associate Members of UNESCO, Permanent Observer Missions to UNESCO, representatives of the United Nations and organizations of the United Nations system may attend the sessions of the Committee as observers.

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- 8.3 The Committee may authorize intergovernmental organizations other than those referred to in Rule 8.2, as well as public or private bodies and private persons, with recognized competence in the various fields of intangible cultural heritage, to attend its future sessions as observers, upon their written request. The Committee may authorize such institutions, organizations or private persons to attend a single session or several of its sessions, without prejudice to its right to limit the number of representatives per organization or institution.
- 8.4 The Director-General shall invite any entity whose participation has been authorized by the Committee in conformity with Rules 8.2 and 8.3.
- 8.5 Public meetings of the Committee shall be open to the public, as an audience, within the limitations of available space.

IV AGENDA

Rule 9 Provisional agenda

- 9.1 The Director-General shall prepare the provisional agenda of the sessions of the Committee (Article 10.2 of the Convention).
- 9.2 The provisional agenda of an ordinary session of the Committee shall include:
- (a) all questions that the Committee, at previous sessions, has decided to place thereon;
 - (b) all questions proposed by States Members of the Committee;
 - (c) all questions proposed by States Parties to the Convention which are not Members of the Committee;
 - (d) all questions proposed by the Director-General.
- 9.3 The provisional agenda of an extraordinary session shall include only those questions for the consideration of which the session has been convened.

Rule 10 Adoption of the agenda

The Committee shall adopt at the beginning of each session its agenda for that session.

Rule 11 Amendments, deletions and new items

The Committee may amend, delete or add items to the agenda so adopted if so decided by a two-thirds majority of the Members present and voting.

V BUREAU

Rule 12 Bureau

- 12.1 The Bureau of the Committee shall consist of the Chairperson, one or more Vice-Chairpersons and a Rapporteur, in conformity with the principle of equitable geographical representation.
- 12.2 The Bureau shall coordinate the work of the Committee and fix the dates, times and order of business of meetings. It shall exercise as well the tasks foreseen in the Operational Directives and any other task assigned by the Committee through its own decisions. The other members of the Bureau shall assist the Chairperson in carrying out his duties.
- 12.3 The Bureau, convened by its Chairperson, shall meet as frequently as it deems necessary. Between the sessions of the Committee it shall meet at UNESCO Headquarters. The Bureau may, if the chairperson deems it appropriate, consult by correspondence, including electronic consultation.
- 12.4 Meetings shall be open to Committee Members and States Parties as observers, unless decided otherwise by the Bureau. Observers may address the Bureau only with the prior consent of the Chairperson.

Rule 13 Elections

- 13.1 The Committee, at the end of each ordinary session, shall elect, from among those Committee Members whose term continues through the next ordinary session, a Chairperson, one or more Vice-Chairpersons and a Rapporteur who shall remain in office until the end of that session.
- 13.2 In case of an extraordinary session, the Committee shall elect a Chairperson, one or more Vice-Chairpersons and a Rapporteur who shall remain in office until the end of that session.
- 13.3 The Chairperson, the Vice-Chairpersons and the Rapporteur shall be eligible for immediate re-election for a second term of office, provided that the country that each represents continues to be a State Member of the Committee at least until the end of the new term of office.
- 13.4 In electing the Bureau, the Committee shall have due regard to the need to ensure equitable geographical representation and, inasmuch as possible, a balance among the various fields of the intangible cultural heritage.

Rule 14 Duties of the Chairperson

- 14.1 In addition to the powers conferred upon him elsewhere by these Rules, the Chairperson shall open and close each plenary meeting of the Committee. He shall direct the discussions, ensure observance of these Rules, accord the right to speak, put questions to the vote and announce decisions. He shall rule on points of order and, subject to these Rules, shall see to the smooth conduct of the proceedings and the maintenance of order. He shall not vote, but he may instruct another member of his delegation to vote on his behalf. He shall exercise all other duties entrusted to him by the Committee.
- 14.2 A Vice-Chairperson acting as Chairperson shall have the same powers and duties as the Chairperson.
- 14.3 The Chairperson or Vice-Chairperson(s) of a subsidiary body of the Committee shall have the same duties in regard to the bodies over which they are called upon to preside as the Chairperson or the Vice-Chairperson(s) of the Committee.

Rule 15 Replacement of Chairperson

- 15.1 If the Chairperson is unable to act at any session of the Committee or Bureau, or part thereof, his functions shall be exercised by a Vice-Chairperson.
- 15.2 If the Chairperson ceases to represent a State Member of the Committee or is for any reason unable to complete his term of office, he shall be replaced by a Vice-Chairperson, after consultation within the Committee, for the remainder of the term of office.
- 15.3 The Chairperson shall abstain from exercising his functions for all issues relating to an element of the intangible cultural heritage present in the territory of the State Party of which he is a national.

Rule 16 Replacement of the Rapporteur

- 16.1 If the Rapporteur is unable to act at any session of the Committee or Bureau, or part thereof, his functions shall be exercised by a Vice-Chairperson.
- 16.2 If the Rapporteur ceases to represent a State Member of the Committee or if he is for any reason unable to complete his term of office, he shall be replaced by a Vice-Chairperson, after consultation within the Committee, for the remainder of the term of office.

VI CONDUCT OF BUSINESS

Rule 17 Quorum

- 17.1 At plenary meetings, a quorum shall consist of a majority of the States Members of the Committee.
- 17.2 At meetings of subsidiary bodies, a quorum shall consist of a majority of the States which are members of the bodies concerned.
- 17.3 Neither the Committee nor its subsidiary bodies shall decide on any matter unless a quorum is present.

Rule 18 Public meetings

Meetings shall be held in public unless decided otherwise by the Committee. This rule may not be suspended by the Bureau.

Rule 19 Private meetings

- 19.1 When in exceptional circumstances, the Committee decides to hold a private meeting, it shall determine the persons who, in addition to the representatives of the States Members, shall be present.
- 19.2 Any decision taken by the Committee at a private meeting shall be presented in written form at a subsequent public meeting.
- 19.3 At each private meeting, the Committee shall decide whether the summary record and working documents of that meeting shall be published. Documents resulting from private meetings shall be made public after a period of twenty years.

Rule 20 Ad hoc consultative bodies

- 20.1 The Committee may establish, on a temporary basis, whatever ad hoc consultative bodies it deems necessary to carry out its task (Article 8.3 of the Convention).
- 20.2 It shall define the composition and the terms of reference (including mandate and duration of office) of such ad hoc consultative bodies at the time of their establishment.
- 20.3 Each ad hoc consultative body shall elect its Chairperson and, if necessary, its Rapporteur.

- 20.4 In appointing members of ad hoc consultative bodies, due regard shall be given to the need to ensure an equitable representation of the different regions of the world.

Rule 21 **Subsidiary bodies**

- 21.1 The Committee may establish such subsidiary bodies as it deems necessary for the conduct of its work.
- 21.2 It shall define the composition and the terms of reference (including mandate and duration of office) of such subsidiary bodies at the time of their establishment. These bodies may only be composed of States Members of the Committee.
- 21.3 Each subsidiary body shall elect its Chairperson and, if necessary, its Vice-President(s) and its Rapporteur.
- 21.4 In appointing members of subsidiary bodies, due regard shall be given to the need to ensure an equitable representation of the different regions of the world.

Rule 22 **Order and time-limit of speeches**

- 22.1 The Chairperson shall call upon speakers in the order in which they signify their wish to speak.
- 22.2 The Chairperson may limit the time allowed to each speaker if circumstances make this desirable.
- 22.3 The representatives of organizations, individuals and observers referred to in Rules 6, 7 and 8 may address the meeting with the prior consent of the Chairperson.
- 22.4 Representatives of a State Party, whether or not a Member of the Committee, shall not speak to advocate the inclusion in the lists mentioned in Articles 16 and 17 of the Convention of an item of the intangible cultural heritage nominated by that State or to endorse a request for assistance submitted by that State, but only to provide information in reply to questions raised. This provision applies to all observers mentioned in Rule 8.

Rule 23 **Text of proposals**

At the request of any Member of the Committee, supported by two other Members, discussion of any substantive motion, resolution or amendment shall be suspended until the text is circulated in the working languages to all Committee Members present.

Rule 24 **Division of proposals**

Part of a proposal shall be voted on separately if a Member of the Committee requests that the proposal be divided. Those parts of a proposal which have been approved in separate vote shall then be put to a vote as a whole. If all the operative parts of the proposal have been rejected, the proposal shall be considered to have been rejected as a whole.

Rule 25 **Voting on amendments**

- 25.1 When an amendment to a proposal is moved, the amendment shall be voted on first. When two or more amendments to a proposal are moved, the Committee shall first vote on the amendment deemed by the Chairperson to be furthest removed in substance from the original proposal, and then on the amendment next furthest removed therefrom and so on, until all the amendments have been put to the vote.
- 25.2 If one or more amendments are adopted, the amended proposal shall then be voted upon as a whole.
- 25.3 A motion is considered an amendment to a proposal if it merely adds to, deletes from or revises part of that proposal.

Rule 26 **Voting on proposals**

If two or more proposals relate to the same question, the Committee shall, unless it decides otherwise, vote on the proposals in the order in which they have been submitted. The Committee may, after each vote on a proposal, decide whether to vote on the next proposal.

Rule 27 **Withdrawal of proposals**

A proposal may be withdrawn by its proposer at any time before voting on it has begun, provided that the proposal has not been amended. A proposal withdrawn may be reintroduced by another State Member of the Committee.

Rule 28 **Points of order**

- 28.1 During a discussion, a State Member may rise to a point of order and the point of order shall be immediately decided by the Chairperson.
- 28.2 An appeal may be made against the ruling of the Chairperson. Such appeal shall be put to the vote immediately and the Chairperson's ruling shall stand unless overruled.



Rule 29 **Procedural motions**

During the discussion of any matter, a State Member of the Committee may propose a procedural motion: suspension or adjournment of the meeting, adjournment of the debate or closure of the debate.

Rule 30 **Suspension or adjournment of the meeting**

During the discussion of any matter, a State Member of the Committee may move the suspension or adjournment of the meeting. Any such motions shall be put to the vote immediately and without discussion.

Rule 31 **Adjournment of debate**

During the discussion of any matter, a State Member of the Committee may move the adjournment of the debate on the item under discussion. On moving the adjournment the State Member shall indicate whether he moves the adjournment sine die or to a particular time which he shall specify. In addition to the proposer of the motion, one speaker may speak in favour of, and one against, the motion.

Rule 32 **Closure of debate**

A State Member of the Committee may at any time move the closure of the debate, whether or not any other speaker has signified his wish to take part in the discussion. If application is made for permission to speak against the closure, it may be accorded to not more than two speakers. The Chairperson shall then put the motion for closure to the vote and, if the Committee is in favour of the motion, the Chairperson shall declare the closure of the debate.

Rule 33 **Order of procedural motions**

Subject to Rule 28, the following motions shall have precedence, in the following order, over all other proposals or motions before the meeting:

- (a) suspension of the meeting;
- (b) adjournment of the meeting;
- (c) adjournment of the debate on the question under discussion;
- (d) closure of the debate on the question under discussion.

Rule 34 Decisions

- 34.1 The Committee shall adopt such decisions and recommendations as it may deem appropriate.
- 34.2 The text of each decision shall be adopted at the end of the discussion of the agenda item.

VII VOTING**Rule 35 Voting rights**

Each State Member of the Committee shall have one vote in the Committee.

Rule 36 Conduct during voting

After the Chairperson has announced the beginning of voting, no one shall interrupt the voting except a State Member of the Committee on a point of order in connection with the actual conduct of the voting.

Rule 37 Simple majority

Except where otherwise specified in these Rules, all decisions of the Committee shall be taken by a simple majority of the States Members present and voting.

Rule 38 Counting of votes

For the purposes of these Rules, the expression 'States Members present and voting' shall mean States Members casting an affirmative or negative vote. States Members abstaining from voting shall be regarded as not voting.

Rule 39 Show of hands

- 39.1 Voting shall normally be by a show of hands.
- 39.2 If there is any doubt concerning the result of a vote by a show of hands, the Chairperson may take a second vote by roll-call.
- 39.3 A vote by roll-call shall also be taken if it is requested by two or more States Members of the Committee before the voting begins.

VIII SECRETARIAT OF THE COMMITTEE

Rule 40 The Secretariat

- 40.1 The Committee shall be assisted by the UNESCO Secretariat (Article 10.1 of the Convention).
- 40.2 The Director-General or his representative shall participate in the work of the Committee and of the ad hoc consultative and subsidiary bodies, without the right to vote. He may at any time make either oral or written statements on any question under consideration.
- 40.3 The Director-General shall appoint an official of the Secretariat of UNESCO to act as Secretary to the Committee, and other officials who shall together constitute the Secretariat of the Committee.
- 40.4 The Secretariat shall receive, translate and distribute all official documents of the Committee and shall arrange for the interpretation of the discussions, as provided in Rule 43.
- 40.5 The Secretariat shall perform all other duties necessary for the proper conduct of the work of the Committee.

IX WORKING LANGUAGES AND REPORTS

Rule 41 Working languages

- 41.1 The working languages of the Committee shall be English and French. Every effort shall be made, including through extrabudgetary funding, to facilitate the use of the other official languages of the United Nations as working languages. Separately, the host country may facilitate the use of its own language(s).
- 41.2 Statements made at a meeting of the Committee in one of the working languages shall be interpreted into the other language.
- 41.3 Speakers may, however, speak in any other language, provided they make their own arrangements for interpretation of their statements into one of the working languages.
- 41.4 The documents of the Committee shall be issued simultaneously in English and French.

Rule 42 **Deadline for distribution of documents**

The documents relating to the items on the provisional agenda of each session of the Committee shall be distributed to the Members of the Committee in the two working languages at the latest four weeks before the beginning of the session. They shall be provided in electronic form to accredited organizations, the public or private bodies and private persons invited to the session and to States Parties which are not members of the Committee.

Rule 43 **Reports of the sessions**

At the end of each session, the Committee shall adopt its report in the form of a list of decisions. This shall be published in the two working languages in the month that follows the closure of the said session.

Rule 44 **Summary record**

The Secretariat shall prepare a summary record of the Committee's meetings, for approval at the opening of the next session.

Rule 45 **Communication of documentation**

The list of decisions and the final summary record of the debates in public meetings shall be transmitted by the Director-General to the Members of the Committee, all States Parties to the Convention, accredited organizations and the public or private bodies and private persons invited to the session.

Rule 46 **Reports to the General Assembly of States Parties and to the General Conference of UNESCO**

46.1 The Committee shall submit a report on its activities and decisions to the General Assembly of States Parties at each of its ordinary sessions and bring it to the attention of the General Conference of UNESCO at each of its ordinary sessions (Article 30.2 of the Convention).

46.2 The Committee may authorize its Chairperson to submit these reports on its behalf.

46.3 Copies of these reports shall be sent to all States Parties to the Convention.

X ADOPTION, AMENDMENT AND SUSPENSION OF THE RULES OF PROCEDURE

Rule 47 Adoption

The Committee shall adopt its Rules of Procedure by a two-thirds majority of the Members present and voting (Article 8.2 of the Convention).

Rule 48 Amendment

The Committee may amend these Rules of Procedure, except when they reproduce provisions of the Convention, by a decision taken in plenary meeting by a two-thirds majority of the States Members present and voting, provided the proposed amendment has been included in the agenda of the session in accordance with Rules 9 and 10.

Rule 49 Suspension

The Committee may suspend the application of any of these Rules of Procedure, except when they reproduce provisions of the Convention, by a decision taken in plenary meeting by a two-thirds majority of the States Members present and voting.

5

Financial Regulations of the Special Account for the Fund for the Safeguarding of the Intangible Cultural Heritage

5

Financial Regulations of the Special Account for the Fund for the Safeguarding of the Intangible Cultural Heritage

Article 1 Establishment of the Intangible Heritage Special Account

- 1.1 Article 25 of the Convention for the Safeguarding of the Intangible Cultural Heritage (hereinafter referred to as the 'Convention') establishes a Fund called the Fund for the Safeguarding of the Intangible Cultural Heritage (hereinafter referred to as the 'Fund'). Given the multi-donor nature of the Fund, it will be managed as a Special Account.
- 1.2 In accordance with Article 6.6 of the Financial Regulations of UNESCO, there is hereby created a Special Account for the Fund for the Safeguarding of the Intangible Cultural Heritage (hereinafter referred to as the 'Special Account').
- 1.3 The following regulations shall govern the operation of the Special Account.

Article 2 Financial period

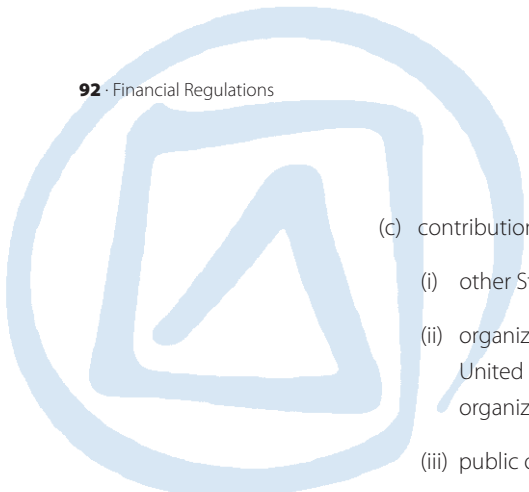
The financial period shall correspond to that of UNESCO.

Article 3 Purpose

The purpose of this Special Account shall be to receive contributions from the sources indicated in Article 4.1 below and to make payments therefrom, to assist in the safeguarding of intangible cultural heritage in accordance with the terms of the Convention and the present Regulations.

Article 4 Income

- 4.1 In accordance with Article 25.3 of the Convention, the income of the Special Account shall consist of:
 - (a) contributions made by States Parties to the Convention, in accordance with its Article 26;
 - (b) funds appropriated for this purpose by the General Conference of UNESCO;

- 
- (c) contributions, gifts or bequests which may be made by:
 - (i) other States;
 - (ii) organizations and programmes of the United Nations system, particularly the United Nations Development Programme, as well as other international organizations;
 - (iii) public or private bodies or individuals;
 - (d) any interest due on the resources of the Special Account;
 - (e) funds raised through collections, and receipts from events organized for the benefit of the Special Account;
 - (f) any other resources authorized by the Committee.

- 4.2 As stipulated in Article 26.1 of the Convention, the contributions of States Parties which have not made the declaration referred to in Article 26.2 of the Convention shall be made according to the uniform percentage determined by the General Assembly of the States Parties to the Convention.

Article 5 Expenditure

- 5.1 In accordance with Article 25.4 of the Convention, the use of the resources of the Special Account by the Committee shall be decided on the basis of guidelines laid down by the General Assembly.
- 5.2 The Special Account shall be debited with the expenditure relating to its purpose as described in Article 3 above, including direct administrative expenses specifically relating to it.
- 5.3 Expenditure shall be made within the limits of funds available.

Article 6 Reserve Fund

Within the Special Account there shall be established a reserve fund to meet requests for assistance in cases of extreme urgency, as foreseen in Article 17.3 and 22.2 of the Convention. The amount of the reserve shall be determined by the Committee.

Article 7 Accounts

- 7.1 The UNESCO Comptroller shall maintain such accounting records as are necessary.
- 7.2 Any unused balance at the end of a financial period shall be carried forward to the following financial period.
- 7.3 The accounts of the Special Account shall be presented for audit to the External Auditor of UNESCO, together with the other accounts of the Organization.
- 7.4 Contributions in kind shall be recorded outside the Special Account.
- 7.5 The accounts shall be submitted by the Director-General to the General Assembly of the States Parties to the Convention.

Article 8 Investments

- 8.1 The Director-General may make short-term investments of sums standing to the credit of the Special Account.
- 8.2 Interest earned on these investments shall be credited to the Special Account.

Article 9 General provision

Unless otherwise provided in these Regulations, the Special Account shall be administered in accordance with the Financial Regulations of UNESCO.

6

Annexes

6a

Model Instrument of Ratification/Acceptance/Approval*

WE
 (NAME OF HEAD OF STATE or GOVERNMENT or MINISTER FOR FOREIGN AFFAIRS)
 of
 (COUNTRY)

Having seen and examined UNESCO's Convention for the Safeguarding of the Intangible Cultural Heritage (2003),

By virtue of the powers vested in us, have approved it and do approve it in its entirety and in each part, in accordance with the provisions therein contained,

Declare that we ratify/accept/approve the said Convention in accordance with Articles 32 and 33 thereof, and vow that it shall be scrupulously observed,

IN WITNESS WHEREOF we have deposited this instrument of ratification/acceptance/approval, to which we have affixed our seal.

Done at (*place*).....

On (*date*).....



.....
 (*Signed*)
 HEAD OF STATE/HEAD OF GOVERNMENT/
 MINISTER FOR FOREIGN AFFAIRS

* In addition to ratification, acceptance or approval, accession is also available for those states and territories stipulated in Article 33 of the Convention for the Safeguarding of the Intangible Cultural Heritage.



Model: letter for voluntary contributions to the Intangible Heritage Special Account

To:
Director
Division of Cultural Objects and Intangible Heritage
UNESCO
1, rue Miollis
75352 Paris 07 SP
France

Date:

From:

Dear,

Ref.: Contribution in favour of the Fund for the Safeguarding of the Intangible Cultural Heritage

..... is pleased to contribute the amount of USD / EUR (hereafter referred as the 'Funding Contribution') to support the Fund for the Safeguarding of the Intangible Cultural Heritage (hereafter referred as 'the Fund').

..... understands that the Funding Contribution will be credited to the Special Account for the Safeguarding of the Intangible Cultural Heritage.

The Financial Regulations of the Fund are stipulated in Section 5 of this present document..

..... agrees to pay UNESCO the Funding Contribution on condition that UNESCO:

1. Uses the Funding Contribution for the purposes of the Fund;
2. Provides with written confirmation of receipt of the Funding Contribution with statement specifying that the Funding Contribution will be used for the purposes of the Fund;
3. Provide a copy of the annual financial report of the Fund presented to the governing bodies of the Intangible Cultural Heritage Convention;

..... further understands that no individual narrative or financial reporting will be provided by UNESCO on this contribution.

Upon receipt of copy of this letter signed by duly authorized representatives on behalf of UNESCO, will transfer the funding contribution into the Organization's principal account for contributions in US dollars or euros. The Secretariat of the 2003 Convention (ich@unesco.org) will provide with UNESCO's bank details.

Unless authorized in writing by UNESCO, shall not use the name, acronym or official logo of UNESCO, or any abbreviation of the name of UNESCO, for advertising or any other purposes.

..... welcomes the opportunity to cooperate with the UNESCO's Culture Sector within the activities of its outreach program in particular in support to the Convention for the Safeguarding of Intangible Cultural Heritage.

Yours sincerely

name.....

title.....

.....

Agreed to by:

United Nations Educational, Scientific and Cultural Organization

By:

Name:

Title:

Date:



Sessions of the General Assembly of the States Parties to the Convention for the Safeguarding of the Intangible Cultural Heritage

Session	Date	Location
First session	27 to 29 June 2006	Paris, France
First extraordinary session	9 November 2006	Paris, France
Second session	16 to 19 June 2008	Paris, France
Third session	22 to 24 June 2010	Paris, France

6d

Sessions of the Intergovernmental Committee for the Safeguarding of the Intangible Cultural Heritage

Session	Date	Location
First session	18 to 19 November 2006	Algiers, Algeria
First extraordinary session	23 to 27 May 2007	Chengdu, China
Second session	3 to 7 September 2007	Tokyo, Japan
Second extraordinary session	18 to 22 February 2008	Sofia, Bulgaria
Third extraordinary session	16 June 2008	Paris, France
Third session	4 to 8 November 2008	Istanbul, Turkey
Fourth session	28 September to 2 October 2009	Abu Dhabi, United Arab Emirates
Fifth session	15-19 November 2010	Nairobi, Kenya



Forms for nominations, proposals, assistance requests and periodic reporting.

All forms are available at www.unesco.org/culture/ich/en/forms/

ICH-01	List of Intangible Cultural Heritage in Need of Urgent Safeguarding	Deadline
	Nominations for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding	31 March
	<i>The Cession of Rights and Register of documentation form (ICH-07) should be submitted along with the nomination form</i>	
	Contact: ich-nominations@unesco.org	
ICH-05	Financial assistance requests for preparing nomination files for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding	31 March
	Contact: ich-assistance@unesco.org	
ICH-02	Representative List of the Intangible Cultural Heritage of Humanity	
	Nominations for the Representative List of the Intangible Cultural Heritage of Humanity	31 March
	<i>The Cession of Rights and Register of documentation form (ICH-07) should be submitted along with the nomination form</i>	
	Contact: ich-nominations@unesco.org	
ICH-03	Programmes, Projects and Activities that best reflect the principles and objectives of the Convention	
	Proposals of programmes, projects and activities to be selected and promoted as best reflecting the principles and objectives of the Convention (Article 18)	31 March
	<i>The Cession of Rights and Register of documentation form (ICH-07) should be submitted along with the proposal form</i>	
	Contact: ich-nominations@unesco.org	
ICH-06	Financial assistance requests for preparing proposals of programmes, projects or activities	31 March
	Contact: ich-assistance@unesco.org	

ICH-04 International Assistance

International assistance requests up to US\$25,000 for the safeguarding of the heritage inscribed on the Urgent Safeguarding List, the preparation of inventories and the support for programmes, projects and activities at any time

Contact: ich-assistance@unesco.org

International assistance requests of more than US\$25,000 31 March

Contact: ich-assistance@unesco.org

Emergency assistance requests at any time

Contact: ich-assistance@unesco.org

ICH-09 Accreditation of non-governmental organizations

Accreditation requests by non-governmental organizations to provide advisory services to the Committee 30 June

Contact: ich-ngo@unesco.org

Periodic reporting

ICH-10 Report on the measures taken for the implementation of the Convention, including reports on the current status of all elements of ICH inscribed on the Representative List 15 December every sixth year after deposit of instrument of ratification*

Contact: ich-reports@unesco.org

ICH-11 Report on the status of an ICH element that has been inscribed on the Urgent Safeguarding List 15 December every fourth year after inscription of the element

Contact: ich-reports@unesco.org

*A State non party to the Convention that has in its territory items proclaimed Masterpieces incorporated in the Representative List and that has consented to accept the rights and obligations attendant thereon shall report to the Committee on those elements in 2014 and every sixth year thereafter.



United Nations
Educational, Scientific and
Cultural Organization



Intangible
Cultural
Heritage

Intangible Cultural Heritage Section

Sector for Culture

UNESCO

1, rue Miollis – 75732

Cedex 15, France

Tel.: +33 1 45 68 43 95

Fax: +33 1 45 68 57 52

E-mail: ich@unesco.org

www.unesco.org/culture/ich

**Operational Directives for the Implementation
of the Convention for the Safeguarding of the Intangible
Cultural Heritage**

**adopted by the General Assembly
of the States Parties to the Convention**

at its second session (Paris, 16 to 19 June 2008),
amended at its third session (Paris, 22 to 24 June 2010)
and at its fourth session (Paris, 4 to 8 June 2012)

*Corrigendum to the 2011 English edition of the
Basic Texts of the 2003 Convention for the Safeguarding of the
Intangible Cultural Heritage
to reflect the 2012 amendments*

Paris, July 2012

page 23 will read as follows:

Operational Directives for the Implementation of the Convention for the Safeguarding of the Intangible Cultural Heritage

Adopted by the General Assembly of the States Parties to the Convention at its second session (Paris, 16 to 19 June 2008), amended at its third session (Paris, 22 to 24 June 2010) and at its fourth session (Paris, 4 to 8 June 2012)

Paragraphs

Chapter I	Safeguarding of the intangible cultural heritage at the international level, cooperation and international assistance	1 – 65
I.1	Criteria for inscription on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding	1
I.2	Criteria for inscription on the Representative List of the Intangible Cultural Heritage of Humanity	2
I.3	Criteria for selection of programmes, projects and activities that best reflect the principles and objectives of the Convention	3 – 7
I.4	Eligibility and selection criteria of international assistance requests	8 – 12
I.5	Multi-national files	13 – 16
I.6	Submission of files	17 – 24
I.7	Evaluation of files	25 – 31
I.8	Nominations to the Urgent Safeguarding List to be processed on an extremely urgent basis	32
I.9	Examination of files by the Committee	33 – 37
I.10	Transfer of an element from one List to the other	38
I.11	Removal of an element from a List	39 – 40
I.12	Modification of name of an inscribed element	41

Chapter I.4 will read as follows:

I.4 Eligibility and selection criteria of international assistance requests

8. All States Parties are eligible to request international assistance. International assistance provided to States Parties for the safeguarding of intangible cultural heritage is supplementary to national efforts for safeguarding.
9. The Committee may receive, examine and approve requests for any purpose and for any form of international assistance mentioned in Articles 20 and 21 of the Convention respectively, depending on the available resources. Priority is given to requests for international assistance concerning:
 - (a) the safeguarding of the heritage inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding;
 - (b) the preparation of inventories in the sense of Articles 11 and 12 of the Convention ;
 - (c) support for programmes, projects and activities carried out at the national, subregional and regional levels aimed at the safeguarding of the intangible cultural heritage;
 - (d) preparatory assistance.
10. When examining requests for international assistance, the Committee shall take into account the principle of equitable geographical distribution and the special needs of developing countries. The Committee may also take into account whether:
 - (a) the request implies cooperation at the bilateral, regional or international levels; and/or
 - (b) the assistance may have a multiplier effect and may stimulate financial and technical contributions from other sources.
11. International assistance as described in Articles 20 and 21 of the Convention may be granted on an emergency basis, as mentioned in Article 22 of the Convention (emergency assistance).
12. The Committee will base its decisions on granting assistance on the following criteria:
 - A.1** The community, group and/or individuals concerned participated in the preparation of the request and will be involved in the implementation of the proposed activities, and in their evaluation and follow-up as broadly as possible.
 - A.2** The amount of assistance requested is appropriate.
 - A.3** The proposed activities are well conceived and feasible.
 - A.4** The project may have lasting results.
 - A.5** The beneficiary State Party shares the cost of the activities for which international assistance is provided, within the limits of its resources.
 - A.6** The assistance aims at building up or reinforcing capacities in the field of safeguarding intangible cultural heritage.
 - A.7** The beneficiary State Party has implemented previously financed activities, if any, in line with all regulations and any conditions applied thereto.

Chapters I.6 to I.9 will read as follows:

I.6 Submission of files

17. Form ICH-01 is used for the nominations to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, ICH-02 for the Representative List of the Intangible Cultural Heritage of Humanity, ICH-03 for the proposals of programmes, projects and activities that best reflect the principles and objectives of the Convention.
18. States Parties may request preparatory assistance for the elaboration of nomination files to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and for the elaboration of proposals of programmes, projects and activities that best reflect the principles and objectives of the Convention.
19. As far as preparatory assistance is concerned, Form ICH-05 is used for requests for preparatory assistance to elaborate a nomination for inscription on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, and Form ICH-06 is used for requests for preparatory assistance to elaborate a proposal of a programme, project or activity for selection and promotion by the Committee.
20. All other requests for international assistance, whatever amount is requested, shall be submitted using Form ICH-04.
21. All the forms are available at www.unesco.org/culture/ich or on request from the Secretariat.
22. The files shall include only the information requested in the forms.
23. Submitting States Parties shall involve the communities, groups and, where applicable, individuals concerned in the preparation of their files.
24. A State Party may withdraw a file it has submitted at any time prior to examination by the Committee, without prejudice to its right to benefit from international assistance under the Convention.

I.7 Evaluation of files

25. Evaluation includes assessment of the conformity of the nomination, proposal or international assistance request with the required criteria.
26. Evaluation of nominations for inscription on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, of proposed programmes, projects and activities that best reflect the principles and objectives of the Convention and of International Assistance requests greater than US\$25,000 shall be accomplished by a consultative body of the Committee established in accordance with Article 8.3 of the Convention. The Consultative Body will make recommendations to the Committee for its decision. The Consultative Body shall be composed of six accredited NGOs and six independent experts appointed by the Committee, taking into consideration equitable geographical representation and various domains of intangible cultural heritage. The duration of office of a member of the Consultative Body shall not exceed four years. Every year, the Committee shall renew one quarter of the members of the Consultative Body.
27. For the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, each evaluation shall include assessment of the viability of the element and of the feasibility and sufficiency of the safeguarding plan. It shall also include assessment of the risk of its disappearing, due, *inter alia*, to the lack of means for safeguarding and protecting it, or to processes of globalization and social or environmental transformation.
28. The Consultative Body shall submit to the Committee an evaluation report that includes a recommendation:
 - to inscribe or not to inscribe the nominated element on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding;

- to select or not to select the proposed programme, project or activity; or
- to approve or not to approve the international assistance request.

29. Evaluation of nominations for inscription on the Representative List of the Intangible Cultural Heritage of Humanity shall be accomplished by a subsidiary body of the Committee established in accordance with its Rules of Procedure. The Committee, through its Subsidiary Body, shall examine every year nominations for inscription on the Representative List of the Intangible Cultural Heritage of Humanity in accordance with the resources available and their capacity to examine these nominations. States Parties are encouraged to keep in mind the above factors when submitting nominations for inscription on the Representative List.
30. The Subsidiary Body submits to the Committee an evaluation report that includes a recommendation to inscribe or not to inscribe the nominated element on the Representative List, or to refer the nomination to the submitting State(s) for additional information.
31. The Secretariat will transmit to the Committee an overview of all nominations, proposals of programmes, projects and activities and international assistance requests including summaries and examination reports. The files and evaluation reports will also be made available to States Parties for their consultation.

1.8 Nominations to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding to be processed on an extremely urgent basis

32. In case of extreme urgency, and in conformity with Criterion U.6, the Bureau of the Committee may invite the State(s) Party(ies) concerned to submit a nomination to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding on an accelerated schedule. The Committee, in consultation with the State(s) Party(ies) concerned, shall examine the nomination as quickly as possible after its submission, in accordance with a procedure to be established by the Bureau of the Committee on a case-by-case basis. Cases of extreme urgency may be brought to the attention of the Bureau of the Committee by the State(s) Party(ies) on whose territory(ies) the element is located, by any other State Party, by the community concerned or by an advisory organization. The State(s) Party(ies) concerned shall be informed in a timely manner.

1.9 Examination of files by the Committee

33. The Committee determines two years beforehand, in accordance with the available resources and its capacity, the number of files that can be treated in the course of the two following cycles. This ceiling shall apply to the set of files comprising nominations to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and to the Representative List of the Intangible Cultural Heritage of Humanity, proposals of programmes, projects and activities that best reflect the principles and objectives of the Convention and International Assistance requests greater than US\$25,000.
34. The Committee shall endeavour to examine to the extent possible at least one file per submitting State, within the limit of this overall ceiling, giving priority to:
- (i) files from States having no elements inscribed, best safeguarding practices selected or requests for International Assistance greater than US\$25,000 approved, and nominations to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding;
 - (ii) multinational files; and
 - (iii) files from States with the fewest elements inscribed, best safeguarding practices selected or requests for International Assistance greater than US\$25,000 approved, in comparison with other submitting States during the same cycle.

In case they submit several files during the same cycle, submitting States shall indicate the order of priority in which they wish their files to be examined and are invited to give priority to the List of Intangible Cultural Heritage in Need of Urgent Safeguarding.

35. After examination, the Committee decides whether or not an element shall be inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding, whether or not an element shall be inscribed on the Representative List of the Intangible Cultural Heritage of Humanity or

whether the nomination shall be referred to the submitting State for further information, whether or not a programme, project or activity shall be selected as best safeguarding practice, or whether or not an International Assistance request greater than US\$25,000 shall be approved.

36. Nominations for the Representative List of the Intangible Cultural Heritage of Humanity that the Committee decides to refer to the submitting State for additional information may be resubmitted to the Committee for examination during a following cycle, after having been updated and supplemented.
37. If the Committee decides that an element should not be inscribed on the Representative List of the Intangible Cultural Heritage of Humanity, the nomination may not be resubmitted to the Committee for inscription on this List, before four years have passed.

Chapters I.13 to I.15 will read as follows:

I.13 Programmes, projects and activities selected as best reflecting the principles and objectives of the Convention

42. The Committee shall encourage research, documentation, publication and dissemination of good practices and models with international cooperation in generating safeguarding measures and creating favourable conditions for such measures that have been evolved by States Parties in the implementation of selected programmes, projects and activities, with or without assistance.
43. The Committee shall encourage States Parties to create favourable conditions for the implementation of such programmes, projects and activities.
44. In addition to the register of selected programmes, projects and activities, the Committee shall compile and make available information about the measures and methodologies used, and experiences gained, if any.
45. The Committee shall encourage research on and evaluation of the effectiveness of safeguarding measures included in the programmes, projects and activities that it has selected and shall promote international cooperation in such research and evaluation.
46. On the basis of experiences gained and lessons learned in these and other safeguarding programmes, projects and activities, the Committee shall provide guidance on best safeguarding practices and make recommendations on measures for safeguarding intangible cultural heritage (Article 7 (b) of the Convention).

I.14 International assistance

47. International assistance requests up to US\$25,000 (except requests for preparatory assistance) and emergency requests regardless of the amount can be submitted at any time.
48. The Secretariat shall assess the completeness of the request and may ask for missing information. It shall inform the requesting State(s) Party(ies) about the possible examination dates of the request.
49. Requests up to US\$25,000, including preparatory assistance, are examined and approved by the Bureau of the Committee.
50. Emergency requests greater than US\$25,000 are examined and approved by the Bureau of the Committee.
51. Requests greater than US\$25,000 are evaluated by a consultative body of the Committee, in conformity with paragraph 26 above, and examined and approved by the Committee.
52. The Secretariat shall communicate the decision concerning the granting of assistance to the requesting party(ies) within two weeks following the decision. The Secretariat shall reach agreement with the requesting party(ies) on the details of the assistance.
53. The assistance will be subject to appropriate monitoring, reporting and evaluation.

I.15 Timetable – Overview of procedures

54. Phase 1: Preparation and submission
- 31 March Year 0 Deadline for preparatory assistance requests for the elaboration of nominations for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and proposals for programmes, projects and activities that best reflect the objectives of the Convention (Article 18).

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|--------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 31 March
Year 1 | Deadline by which nominations for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding and the Representative List of the Intangible Cultural Heritage of Humanity, proposals for programmes, projects and activities and international assistance requests greater than US\$25,000 must be received by the Secretariat. Files received after this date will be examined in the next cycle. |
| 30 June
Year 1 | Deadline by which the Secretariat will have processed the files, including registration and acknowledgement of receipt. If a file is found incomplete, the State Party is invited to complete the file. |
| 30 September
Year 1 | Deadline by which missing information required to complete the files, if any, shall be submitted by the State Party to the Secretariat. Files that remain incomplete are returned to the States Parties that may complete them for a subsequent cycle. |
| 55. | Phase 2: Evaluation |
| December Year 1 –
May Year 2 | Evaluation of the files by the Consultative Body or Subsidiary Body. |
| April – June
Year 2 | Meetings for final evaluation by the Consultative Body or Subsidiary Body. |
| Four weeks prior to
the session of the
Committee | The Secretariat transmits the evaluation reports to the members of the Committee. The files and evaluation reports will also be available on-line for consultation by States Parties. |
| 56. | Phase 3: Examination |
| November
Year 2 | The Committee examines the nominations, proposals and requests and makes its decisions. |

Chapter III.2 will read as follows:

III.2 Non-governmental organizations and the Convention

III.2.1 Participation of non-governmental organizations at the national level

90. In conformity with Article 11 (b) of the Convention, States Parties shall involve the relevant non-governmental organizations in the implementation of the Convention, inter alia in identifying and defining intangible cultural heritage and in other appropriate safeguarding measures, in cooperation and coordination with other actors involved in the implementation of the Convention.

III.2.2 Participation of accredited non-governmental organizations

Criteria for the accreditation of non-governmental organizations

91. Non-governmental organizations shall:
- (a) have proven competence, expertise and experience in safeguarding (as defined in Article 2.3 of the Convention) intangible cultural heritage belonging, inter alia, to one or more specific domains;
 - (b) have a local, national, regional or international nature, as appropriate;
 - (c) have objectives that are in conformity with the spirit of the Convention and, preferably, statutes or bylaws that conform with those objectives;
 - (d) cooperate in a spirit of mutual respect with communities, groups, and, where appropriate, individuals that create, practice and transmit intangible cultural heritage;
 - (e) possess operational capacities, including:
 - i. a regular active membership, which forms a community linked by the desire to pursue the objectives for which it was established;
 - ii. an established domicile and a recognized legal personality as compatible with domestic law;
 - iii. having existed and having carried out appropriate activities for at least four years when being considered for accreditation.

Modalities and review of accreditation

92. The Committee asks the Secretariat to receive requests from non-governmental organizations and submit recommendations to it with regard to accrediting them and with regard to maintaining or terminating relations with them.
93. The Committee submits its recommendations to the General Assembly for decision, in conformity with Article 9 of the Convention. In receiving and examining such requests, the Committee shall pay due attention to the principle of equitable geographical representation based on information provided to it by the Secretariat. Accredited non-governmental organizations should abide by applicable domestic and international legal and ethical standards.
94. The Committee reviews the contribution and the commitment of the advisory organization, and its relations with it, every four years following accreditation, taking into account the perspective of the non-governmental organization concerned.
95. Termination of relations may be decided at the time of the review if the Committee deems it necessary. If circumstances require, relations may be suspended with the organization concerned until a decision regarding termination of these relations is taken.

Advisory functions

96. Accredited non-governmental organizations who, according to Article 9.1 of the Convention, shall have advisory functions to the Committee, may be invited by the Committee to provide it, inter alia, with reports of evaluation as a reference for the Committee to examine:

- (a) nomination files for the List of Intangible Cultural Heritage in Need of Urgent Safeguarding;
- (a) the programmes, projects and activities mentioned in Article 18 of the Convention;
- (b) requests for international assistance;
- (c) the effects of safeguarding plans for elements inscribed on the List of Intangible Cultural Heritage in Need of Urgent Safeguarding.

Procedure for accreditation

97. A non-governmental organization requesting accreditation to act in an advisory capacity to the Committee shall submit to the Secretariat the following information:
- (a) a description of the organization, including its full official name;
 - (b) its main objectives;
 - (c) its full address;
 - (d) its date of founding or approximate duration of its existence;
 - (e) the name of the country or countries in which it is active;
 - (f) documentation showing that it possesses operational capacities, including proof of:
 - i. a regular active membership, which forms a community linked by the desire to pursue the objectives for which it was established;
 - ii. an established domicile and a recognized legal personality as compatible with domestic law;
 - iii. having existed and having carried out appropriate activities for at least four years when being considered for accreditation.
 - (g) its activities in the field of safeguarding intangible cultural heritage;
 - (h) a description of its experiences in cooperating with communities, groups and intangible cultural heritage practitioners.
98. Requests for accreditation shall be prepared by using the Form ICH-09 (available at www.unesco.org/culture/ich or on request from the Secretariat) and shall include all the information requested and only that information. Requests shall be received by the Secretariat at least four months before an ordinary session of the Committee.
99. The Secretariat shall register the proposals and keep up to date a list of non-governmental organizations accredited to the Committee.