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联合国教育、
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10 COM Decisions

CLT-15/10.COM/CONF.203/Decisions/REV
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TENTH MEETING OF THE COMMITTEE FOR THE PROTECTION OF CULTURAL PROPERTY IN THE EVENT OF ARMED CONFLICT

UNESCO Headquarters, Paris, Room XI, 10-11 December 2015

ADOPTED DECISIONS

DECISION 10.COM 1

The Committee,

1. Having considered document CLT-15/10.COM/CONF.203/1,
2. Adopts the agenda of its Tenth Meeting as follows:
 1. Opening of the meeting
 2. Election of the Bureau
 3. Adoption of the agenda
 4. Report of the Secretariat on its activities
 5. Provisional suspension of the application of Rule 33 of the Rules of Procedure of the Committee – proposal for its extension
 6. Procedure for granting enhanced protection
 7. Development of synergies with other UNESCO's normative instruments and programmes and strengthening partnerships
 8. Fundraising strategy
 9. Follow-up to the Audit of the Working Methods of Cultural Conventions and to the evaluation of UNESCO's Standard-Setting Work of the Culture Sector
 10. Electronic form for the submission of national reports
 11. Miscellaneous
 12. Closure of the meeting

DECISION 10.COM 2

The Committee,

1. Having considered document CLT-15/10.COM/CONF.203/2,
2. Recalling its Decision 6.COM 5 (B),
3. Acknowledges the importance of harmonizing translation and interpretation requirements for all convention meetings as provided for in recommendation 1(d) of the Audit of the Working Methods of the Culture Conventions prepared by UNESCO's Internal Oversight Service;
4. Further acknowledges the critical situation of financial and human resources of the Secretariat;
5. Decides to further suspend the application of Rule 33 of its Rules of Procedure until its Thirteenth Meeting, and to use English and French as the languages for translation of its working documents and English, French and Spanish for interpretation of its deliberations.

DECISION 10.COM 3

The Committee,

1. Having examined document CLT-15/10.COM/CONF.203/3,
2. Recalling its Decision 9.COM 6, whereby the Secretariat was entrusted with the task of conducting consultations with the Parties with a view to developing methodologies for analysing the three criteria outlined in Article 10 of the 1999 Second Protocol,
3. Taking note of the comments by the Parties, the ICRC and the International Committee of the Blue Shield (CCAAA, ICA, ICOM, ICOMOS, and IFLA) during the consultation phase, as well as the orientations formulated by the Secretariat,
4. Also taking note of Japan's observations concerning document CLT-14/9.COM/CONF.203/13 "Proposal to Strengthen Synergies between the 1999 Second Protocol to the Hague Convention of 1954 for the Protection of Cultural Property in the Event of Armed Conflict and the 1972 World Heritage Convention",
5. Requests the Chairperson with the support of the Bureau to continue holding the necessary consultations in order to assist the Secretariat in producing preliminary draft statutory modifications of the Guidelines;
6. Further requests the Secretariat to continue the work initiated and to submit to the Eleventh Meeting this draft;
7. Requests furthermore the Secretariat to present an information document on the notions of "control" and "jurisdiction" as set forth in Articles 10 (c) and 11 (2) of the Second Protocol under international law and international case-law.

DECISION 10.COM 4

The Committee,

1. Having examined document CLT-15/10.COM/CONF.203/4,
2. Welcomes Decision 39 COM 11 of the World Heritage Committee adopted at its 39th session (Bonn, Germany) on the development of synergies and coordinating reporting mechanisms between the World Heritage Convention and the 1999 Second Protocol;
3. Invites the Secretariat to pursue discussions with the World Heritage Centre in order to achieve concrete synergies for enhanced protection, in particular through the revision of the periodic reporting format of World Heritage and finally, in the framework of monitoring missions related to cultural property inscribed both on the World Heritage List and the List of Cultural Properties under Enhanced Protection, to report back to the next Committee;
4. Also welcomes further development of synergies with other UNESCO standard-setting instruments, programmes and other relevant international humanitarian law instruments, and the strengthening of partnerships;
5. Notes with appreciation the organization of the first meeting of the Chairpersons of UNESCO's Culture Conventions on 29 June 2015 (Bonn, Germany) and recommends the organization of the next respective meeting in September 2016;
6. Notes as part of good practice the joint meeting of its Bureau and that of the Subsidiary Committee of the 1970 Convention and invites its Bureau to also develop such synergies with the 2003 Convention for the Safeguarding of the Intangible Cultural Heritage;
7. Also notes UNESCO's action for the "Reinforcement of UNESCO's Action for the Protection of Culture and the Promotion of Cultural Pluralism in the Event of Armed Conflict" (Document 38 C/49) and invites the Secretariat to continue the development of synergies with UNESCO's standard-setting instruments, including the Convention for the Safeguarding of the Intangible Cultural Heritage, and programmes and the strengthening of partnerships and to inform the Committee at its Eleventh Meeting of the progress achieved.

DECISION 10.COM 5

The Committee,

1. Having examined document CLT-15/10.COM/CONF.203/5,
2. Recalling its Decisions 7.COM 4, 8.COM 10 and 9.COM 8,
3. Thanks the Secretariat for preparation of the information kit on the Fund and encourages its widest possible dissemination within the available resources of the Secretariat;
4. Expresses its gratitude to Czech Republic, the Netherlands, Slovakia and Switzerland for their generous contribution to the Fund and strongly encourages other Parties to contribute to the Fund to ensure its long-term viability;
5. Invites the Parties to submit requests for international or other assistance from the Fund;
6. Requests the Secretariat to propose to the Eleventh Meeting of the Committee draft amendments to the Guidelines related to procedural aspects of the submission of requests for international or other categories of assistance from the Fund to align them with procedural aspects of the submission of requests for the granting of enhanced protection;
7. Also requests the Secretariat to present to the Committee at its Eleventh Meeting an update on the fundraising strategy for the Fund, including recommendations on the effective use of the Fund.

DECISION 10.COM 6

The Committee,

1. Having considered document CLT-14/9.COM/CONF.203/6 and its Annex,
2. Thanks the Secretariat for its work;
3. Takes note of the document and its Annex;
4. Requests the Secretariat to provide updated information on the follow-up of the implementation of recommendations contained in the IOS audit at its Eleventh Meeting.

DECISION 10.COM 7

The Committee,

1. Having examined document CLT-15/10.COM/CONF.203/7REV,
2. Thanking the Secretariat for its work;
3. Taking note of the revised electronic format for national reports which will be used during the 2016 reporting cycle;
4. Reminds the Parties of the importance of submitting national reports, particularly as a means of facilitating the exchange of best practices regarding the implementation of the Hague Convention of 1954 and its two Protocols;
5. Requests the Parties to use the newly revised electronic format for the submission of national reports in the 2016 cycle;
6. Also requests the Secretariat to implement this new format in view of its statistical use.

DECISION 10.COM 8

The Committee,

1. Having considered document CLT-15/10.COM/CONF.203/INF.2, Section II. Activities undertaken between the Ninth Meeting of the Committee, held in December 2014, and 30 September 2015,
2. Welcomes the Secretariat's report on its activities for following up decisions of the Ninth Meeting of the Committee;
3. Also welcomes the partnership activities carried out by the Secretariat with all stakeholders concerning the protection of cultural property in the event of armed conflict;
4. Thanks Cyprus for seconding a professional to the Secretariat;
5. Requests the Secretariat to present a Report at the next Meeting on the discrepancies between the English and French versions of the Second Protocol.

DECISION 10.COM 9

The Committee,

1. Invites the Chairperson, with the assistance of the Secretariat, to continue the dialogue with the International Committee of the Blue Shield with a view to drafting a Report on the situations where cultural property is at risk in the context of an armed conflict including occupation;
2. Encourages all Parties to the Second Protocol to pool, as appropriate, financial resources for the preparation of this Report;
3. Decides, should the call for contributions addressed to the Parties fail to raise the necessary resources to finance this Report, to use the Fund for the Protection of Cultural Property in the Event of Armed Conflict, and requests the Secretariat to communicate electronically to the Members of the Committee within the framework of the procedure already used in the granting of financial assistance to Mali the amount which will be withdrawn from the Fund;
4. Requests that this Report should be submitted to the Meeting of the Bureau in September 2016 to analyze and establish an action plan coherent with the strategy on the “Reinforcement of UNESCO’s Action for the Protection of Culture and the Promotion of Cultural Pluralism in the Event of Armed Conflict” (Document 38 C/49) adopted by the General Conference at its 38th session;
5. Also requests that this Report and this action plan be presented at its Eleventh Meeting.