



United Nations
Educational, Scientific and
Cultural Organization

Executive Board

Hundred and eighty-second session

182 EX/67

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DRAFT DECISIONS RECOMMENDED BY THE SPECIAL COMMITTEE

1. The Special Committee of the Executive Board held meetings on 8 and 9 September 2009, chaired by Ms Shahnaz Wazir Ali (Pakistan). Pursuant to Rule 16.2 of the Rules of Procedure of the Executive Board, the Committee elected H.E. Mr Kenneth J. Luis (Malaysia) as Temporary Chair.

2. The Committee considered the following items of the agenda:

Item	Title
26	Reports by the Executive Board on its activities and on programme implementation; Part I: Activities in 2008-2009, including its methods of work; Part II: Report on the implementation of document 34 C/5 with results achieved in the previous biennium (35 C/3) (182 EX/26)
27	Evaluation of the holding of thematic debates (182 EX/27)
28	Follow-up to 33 C/Resolution 92 and 34 C/Resolution 88 concerning relations between the three organs of UNESCO (182 EX/28)
34	Rules of Procedure concerning recommendations to Member States and international conventions covered by the terms of Article IV, paragraph 4, of the Constitution: proposed amendment to Article 10 of the said Rules (182 EX/34)
61	Revision of Rule 59 of the Rules of Procedure of the Executive Board (182 EX/61)

3. After consideration of **item 26, Reports by the Executive Board on its activities and on programme implementation; Part I: Activities in 2008-2009, including its methods of work** (182 EX/26 Part I), the Special Committee decided to recommend to the Executive Board that it adopt the following draft decisions:

The Executive Board,

1. Having examined document 182 EX/26 Part 1,
2. Recalling 30 C/Resolution 78, 30 C/Resolution 81, 33 C/Resolution 92, 156 EX/Decision 5.5, 176 EX/Decision 29 and 181 EX/Decision 23,

3. Recognizing that reporting of the Executive Board on its own activities is a process subjected to continuous improvements,
4. Congratulates the Chairman of the Board for developing a concise report highlighting the main issues characterizing the work of the Board in the 2008-2009 biennium,
5. Requests the Chairperson of the Executive Board to present the updated version of the report to the General Conference at its 35th session, taking into account the discussions thereon at its 182nd session.

4. After consideration of **item 26, Reports by the Executive Board on its activities and on programme implementation; Part II: Report on the implementation of document 34 C/5 with results achieved in the previous biennium (35 C/3)** (182 EX/26 Part II), the Special Committee decided to forward the proposals for a draft decision to the Joint Meeting of the FA and PX Commissions.

5. After consideration of **item 27, Evaluation of the holding of thematic debates** (182 EX/27), the Special Committee decided to recommend to the Executive Board that it adopt the following draft decisions:

The Executive Board,

1. Having examined 182 EX/27, in particular, the results of the written consultation with Members regarding holding thematic debates contained in it,
2. Recalling recommendation 16 contained in 33 C/Resolution 92, 175 EX/Decision 23, paragraph 10, 180 EX/Decision 22 II, paragraph 6 and 181 EX/Decision 21, paragraph 5(iv),
3. Noting that in accordance with 175 EX/Decision 23, paragraph 10, thematic debates have been held once a year since 2006,
4. Recognizing the usefulness of thematic debates, while noting that the modality of holding such debates needs to be further improved,
5. Invites the Chairperson of the Executive Board to continue to arrange thematic debates.
6. Also invites the Chairperson of the Executive Board to further improve the modality of holding such debates, in particular;
 - (a) to ensure that the timing and the frequency of the debates be decided in a flexible manner according to the needs of the Executive Board;
 - (b) to choose more focused themes with clear objectives linked to UNESCO's programme priorities and to major upcoming items on the Executive Board's agenda, having clear objectives;
 - (c) to limit the number of keynote speakers and ensure equitable geographical representation in their selection;
 - (d) to ensure that the debates are interactive and efficiently conducted;
 - (e) to ensure that the conclusions should be used as an information document to assist the Executive Board in policy formulation and programme development;
7. Requests the Chairperson of the Executive Board to ensure that the Members be duly consulted in advance in preparing the thematic debates.

6. After consideration of **item 28, Follow-up to 33 C/Resolution 92 and 34 C/Resolution 88 concerning relations between the three organs of UNESCO** (182 EX/28), the Special Committee decided to recommend to the Executive Board that it adopt the following draft decisions:

The Executive Board,

1. Having examined document 182 EX/28,
2. Recalling 33 C/Resolution 92, 34 C/Resolution 88 and 181 EX/Decision 21,
3. Recommends to the General Conference that it endorse the Executive Board's evaluation that all the recommendations of 33 C/Resolution 92 have been satisfactorily implemented, on the understanding that certain aspects of the recommendations should be kept under regular review;
4. Further recommends that it adopt the following resolution:

“The General Conference,

1. Having examined 35 C/21 and the Board's recommendations thereon,
2. Notes the further considerable progress made in the implementation of the recommendations of 33 C/Resolution 92,
3. Appreciates the efforts of the President of its 34th session, the Executive Board and the Director-General,
4. Mindful of the fact that certain aspects raised in the recommendations of 33 C/Resolution 92 will continue to require ongoing and regular scrutiny,
5. Decides that 33 C/Resolution 92 has been appropriately implemented, on the understanding that certain identified issues should be kept under regular review.”

7. After consideration of **item 34, Rules of Procedure concerning recommendations to Member States and international conventions covered by the terms of Article IV, paragraph 4, of the Constitution: proposed amendment to Article 10 of the said Rules** (182 EX/34), the Special Committee decided to recommend to the Executive Board that it adopt the following draft decisions:

The Executive Board,

1. Having examined document 182 EX/34,
2. Recalling 33 C/Resolution 92, in particular Recommendation 25, and 34 C/Resolution 88 concerning relations between the three organs of UNESCO,
3. Recommends that the General Conference amend Article 10, paragraphs 4 and 5, of the Rules of Procedure concerning recommendations to Member States and international conventions covered by the terms of Article IV, paragraph 4, of the Constitution of UNESCO, as follows:
 - “4. Unless the General Conference has decided otherwise, the Director-General's final report shall be submitted to a special committee to be convened at least four months before the opening of the General Conference and consisting of technical

and legal experts appointed by Member States. All Member States shall be invited as full participants to the special committee.

5. The Special Committee shall submit a draft which has its approval to Member States, with a view to its discussion at the General Conference, at least seventy days before the opening of the session of the General Conference.”

8. After consideration of **item 61, Revision of Rule 59 of the Rules of Procedure of the Executive Board** (182 EX/61), the Special Committee decided to recommend to the Executive Board that it adopt the following draft decisions:

The Executive Board,

1. Having examined document 182 EX/61,
2. Recalling recommendation 17 contained in 33 C/Resolution 92, 175 EX/Decision 23, paragraph 11, 179 EX/Decision 18 and 180 EX/Decision 23 concerning the consideration by the Executive Board of the criteria for holding private meetings,
3. Further recalling the written consultation with Members regarding the criteria for private meetings and the proposals by the Director-General contained in document 181 EX/22,
4. Reaffirming the criterion that private meetings should only be held in exceptional circumstances as stipulated in Rule 29, paragraph 1, of its Rules of Procedure, but noting that Rule 59, paragraph 2, as currently drafted, can be interpreted as contradicting the above criterion,
5. Decides to amend Rule 59 paragraph 2 to read as follows: The Director-General shall consult the Executive Board when necessary regarding the structure of the Secretariat and in particular, on any important changes he contemplates making either in the structure or on questions of policy involved in making appointments to senior posts in the Secretariat.
6. Also decides to amend the title of Rule 59 to read as follows: “Appointments to the Secretariat and consultations on its structure”.