



United Nations
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Organisation
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Organización
de las Naciones Unidas
para la Educación,
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Организация
Объединенных Наций по
вопросам образования,
науки и культуры

منظمة الأمم المتحدة
للتربية والعلم والثقافة

联合国教育、
科学及文化组织

5 SP

CLT-13/5.SP/CONF.202/2
Paris, 14 October 2013
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**SECOND PROTOCOL TO THE HAGUE CONVENTION OF 1954
FOR THE PROTECTION OF CULTURAL PROPERTY
IN THE EVENT OF ARMED CONFLICT**

FIFTH MEETING OF THE PARTIES

UNESCO Headquarters, Paris
16 (p.m.) – 17 December 2013

Item 7 of the Provisional Agenda:
Approval of amendments to the Guidelines
for the Implementation of the Second Protocol to the Hague Convention:
Improvement of the Enhanced Protection Request Form

1. Article 23.3 (b) of the Second Protocol provides that it is for the Meeting of the Parties to endorse the Guidelines for the Implementation of the Second Protocol to the Hague Convention (hereinafter called “the Guidelines”) developed by the Committee for the Protection of Cultural Property in the Event of Armed Conflict. This function also includes the approval of all subsequent amendments of the Guidelines.
2. The Committee for the Protection of Cultural Property in the Event of Armed Conflict considered at its sixth meeting (UNESCO Headquarters, 14-16 December 2011) the proposal to make formal amendments to the ‘Enhanced Protection Request Form’ in order to render it more user-friendly. The Committee requested the Secretariat to approach those Parties which had applied for the granting of enhanced protection asking them to share their experiences.
3. Having noted the proposed amendments received following the consultation carried out by the Secretariat with the Parties concerned, the Bureau of the Committee, which met at UNESCO Headquarters on 7 and 8 June 2012, considered it necessary to widen the consultation to all the Parties to the Second Protocol and therefore requested the Secretariat to consult them.
4. Following this second consultation, the Secretariat submitted all the proposed amendments to the Bureau at its meeting in September 2012.
5. The form was redesigned on the basis of the observations made by the Parties before the meeting of the Bureau and the comments formulated by the Bureau at its meeting in September 2012, and a new version was submitted at the seventh meeting of the Committee (UNESCO Headquarters, 20-21 December 2012).
6. At that meeting, the Committee adopted the amendments to the Guidelines annexed to this document with a view to improving the ‘Enhanced Protection Request Form’, in particular by stating (i) the type of UTM coordinates to be submitted (UTM coordinates of the approximate central point and a list of UTM coordinates indicating the course of the property boundary); and (ii) that the non-military use declaration is to be completed and signed by the “the Party which has control over the cultural property” and further adding (iii) the surface area of the cultural property (ha) under heading 3A; and (iv) that “the Party/ies is/are also invited to provide information concerning relevant measures adopted under other UNESCO standard-setting instruments and programmes, if applicable” in part 3F.
7. The Meeting of the Parties may wish to adopt the following decision:

DRAFT DECISION 5.SP 2

The Meeting of the Parties,

1. Having examined document CLT-13/5.SP/CONF.202/2,
2. Thanking the Committee for making improvements to the Guidelines,
3. Thanking the Secretariat for preparing this document,
4. Decides to amend the Guidelines as proposed in the annex to the above-mentioned document.

Annex 1

ENHANCED PROTECTION REQUEST FORM

1. PARTY:

2. DATE OF SUBMISSION:

Submission prepared by:

Institution:

E-mail:

Name:

Fax:

Address:

Telephone:

3. REQUIREMENTS CONSIDERED BY THE COMMITTEE:¹

3. A IDENTIFICATION OF THE CULTURAL PROPERTY (please include photos and maps):

Name of the Cultural Property :

State, Province or Region Located or Stored:

UTM coordinates of the approximate central point and a list of UTM coordinates indicating the course of the property boundary, if applicable:

Area of the cultural property (ha):

3. B DESCRIPTION OF THE CULTURAL PROPERTY:

3. C PROTECTION OF THE CULTURAL PROPERTY:

3. D USE OF THE CULTURAL PROPERTY:

¹ More detailed information is contained in paragraphs 54 - 62 of the Guidelines.

3. E INFORMATION REGARDING RESPONSIBLE AUTHORITY/IES:

(such as the authority/ies responsible for the measures referred to in Articles 5, 10(b), and 10(c) of the Second Protocol)

3.F JUSTIFICATION FOR ENHANCED PROTECTION:

Applicants are requested to justify that the following criteria are fully met:

The cultural property:

- (i) is of the greatest importance for humanity (Article 10(a) of the Second Protocol);
- (ii) is protected by adequate domestic legal and administrative measures recognising its exceptional cultural and historic value and ensuring the highest level of protection (Article 10(b) of the Second Protocol). A copy of the list required by paragraph 58 of the Guidelines is attached.
- (iii) is not used for military purposes or to shield military sites. A copy of the non-military use declaration certifying such situation is attached (Article 10(c) of the Second Protocol).

The Party/ies is/are also invited to provide information concerning relevant measures adopted under other UNESCO standard-setting instruments and Programmes, if applicable.

Signature by the Party's competent authority:

Full name

Title

Date

MODEL

Non-military use declaration

On behalf of [the Party which has control over the cultural property], I hereby declare that, in conformity with Article 10 of the Second Protocol, [the cultural property for which enhanced protection was requested] will not be used for military purposes or to shield military sites.

[Signature of the representative authorized by the Party which has control over the cultural property as competent for this matter]

Name:

Function:

Date:
