

# **12 IGC**

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# INTERGOVERNMENTAL COMMITTEE FOR THE PROTECTION AND PROMOTION OF THE DIVERSITY OF CULTURAL EXPRESSIONS

Twelfth session
Paris, UNESCO Headquarters
11-14 December 2018

<u>Item 10 of the provisional agenda:</u> Follow-up to the implementation of the recommendations of the open-ended Working Group on Governance, Procedures and Working Methods of the Governing Bodies of UNESCO (39 C/Resolution 87)

At its 39th session (2017), the General Conference of UNESCO invited the Executive Board, the Director-General and the governing bodies of UNESCO to implement the recommendations of the open-ended working group on governance, as presented in <a href="Document 39 C/70">Document 39 C/70</a> (39 C/Resolution 87). The document presents the status of the follow-up to the recommendations that are relevant to the governing bodies of the Convention on the Protection and Promotion of the Diversity of Cultural Expressions (2005).

Decision required: paragraph 18

1. Since 2013, the General Conference adopted three resolutions with the aim of reviewing the performance of all UNESCO governing bodies in order to reform the Organization's governance and reduce its costs.

# Self-assessment of governing bodies (2013 -2015)

- 2. First, the General Conference invited "all governing bodies, intergovernmental programmes, committees and organs established by conventions (...) to perform a self-assessment covering the overall relevance of their work in relation to their specific terms of reference as well as the efficiency and effectiveness of their meetings, including the impact and utility of experts' time" (37 C/Resolution 96, Document 37 C/49 and Add.).
- 3. At its seventh session (December 2013), the Intergovernmental Committee for the Protection and Promotion of the Diversity of Cultural Expressions (hereinafter referred to as "the Committee"), established under the Convention on the Protection and Promotion of the Diversity of Cultural Expressions (hereinafter referred to as "the Convention"), welcomed <a href="Document 37 C/49">Document 37 C/49</a> on governance reform. It was in this context that the Committee invited all Parties to participate in a self-assessment exercise within the common framework provided by the External Auditor and requested the Secretariat to facilitate this work (Decision 7.IGC 13). The result of the self-assessment was submitted to the Committee at its eighth session (December 2014; see <a href="Document CE/14/8.IGC/6">Document CE/14/8.IGC/6</a>). It took note of the audit and the results of the self-assessment exercise (Decision 8.IGC 6).
- 4. At its fifth session (June 2015), the Conference of Parties invited the Committee to continue monitoring the implementation of recommendations, notably those resulting from the external audit (Resolution 5.CP 14).
- 5. The results of the self-assessment by the governing bodies were included in the External Auditor's report. Among the main conclusions drawn from this exercise was the Parties confirmation of the relevance of the Convention's existing governance model. They also confirmed that the governing bodies function in a satisfactory manner and that they have become increasingly effective over time. On the subject of resource allocation, the Parties expressed a clear need to strengthen the human and financial resources available to the Secretariat of the Convention. Since a lack of resources can sometimes hamper the implementation of resolutions and decisions adopted by the governing bodies, the Parties found it necessary to implement an effective fundraising strategy to increase the visibility of the Convention. Parties were fully satisfied that processes were fully transparent and there were no issues of conflicts of interest. The Parties welcomed the report and made no further comments.

# Establishment of the Working Group on governance and implementation of the recommendations of the External Auditor's report (2015 -2017)

6. Second, reaffirming the need for a comprehensive and holistic reform of UNESCO to increase the effectiveness and efficiency of governance and improve strategic decision-making in the Organization, the General Conference decided to establish an open-ended Working Group<sup>3</sup>

See the detailed summary record of the eighth ordinary session of the Committee, <u>Document CE/15/9.IGC/3</u>, paragraphs 94 to 100.

See <u>Document 197 EX/28</u>, Annex, paragraphs 9 to 12, August 2015.

Pursuant to <u>38 C/Resolution 101</u>, the mandate of the working group on governance is to examine the governance, procedures and working methods of the governing bodies of UNESCO on the basis of the following: the views and proposals received from Member States; the External Auditor's report on the governance of UNESCO and its dependent entities, funds, and programmes; relevant evaluations and audits by the Internal Oversight Service (IOS); and previous decisions and resolutions related to governance. The working group on governance is tasked with formulating a set of recommendations.

on governance, procedures and working methods of the governing bodies of UNESCO (38 C/Resolution 101). The working group on governance created two sub-groups: sub-group 1, on the structure, composition and methods of work of the governing bodies (General Conference and Executive Board); and sub-group 2, on the structure, composition and methods of work of UNESCO's international and intergovernmental bodies.

- 7. The General Conference requested the Director-General to initiate the implementation of recommendations 1, 11 and 13 of the report of the External Auditor, included in <u>Document 38 C/23</u>. It also requested her to take concrete measures to improve governance and to report on the proposals formulated to the Chairperson of the working group on governance.
- 8. At its tenth session (December 2016), the Committee stressed that the matter was of great importance to UNESCO and recalled the need for a governance review addressing all bodies and conventions.<sup>4</sup> It also noted that although all the recommendations of the External Auditor were relevant, not all were applicable to the Convention. The Committee was nonetheless pleased to see that most of the recommendations had been studied and already implemented. It also discussed the limited resources of the Secretariat, notably, the issue of limited human resources. The Committee raised the question as to how to improve the conditions for implementation of the Convention, particularly in the context of the 2030 Agenda for Sustainable Development. Finally, the Committee proposed that the agenda of the sixth session of the Conference of Parties, in June 2017, should include an item on governance, procedures and working methods of the governing bodies (Decision 10.IGC 5, paragraph 7).
- 9. At its sixth session (June 2017), the Conference of Parties noted with satisfaction the work carried out to improve and streamline the working methods of the governing bodies of the Convention; it also took note of the status of the follow-up to the recommendations of the audit on the governance of UNESCO and dependent entities, funds, and programmes. The Conference of Parties requested the Secretariat to submit <a href="Document DCE/17/6.CP/8">Document DCE/17/6.CP/8</a> and <a href="Resolution 6.CP 8">Resolution 6.CP 8</a> to the Chairperson of the open-ended working group on governance, procedures and working methods of the governing bodies of UNESCO (Resolution 6.CP 8).

# Implementation of the recommendations of the Working Group on governance (2018)

- 10. Third, the General Conference examined the report of the Working Group (<u>Document 39 C/20</u>), and through <u>39 C/Resolution 87</u>, it endorsed its recommendations as amended by the APX Commission<sup>5</sup> in <u>Document 39 C/70</u>. Through the same resolution, the General Conference invited the Executive Board, the Director-General and the governing bodies of the different organs to implement, as appropriate, said recommendations.
- 11. In order to facilitate the Committee's discussions, the Secretariat prepared a table on the status of the follow-up to the recommendations of the working group on governance, as presented in the Annex to <a href="Document 39 C/20">Document 39 C/20</a>, that have an impact on the governing bodies of the Convention (see <a href="Annex">Annex</a>).
- 12. The Annex hereto contains a list of these recommendations, as well as explanations regarding the current status of their implementation. It also indicates which of the three following categories each of the recommendations concerning the governing bodies of the Convention falls:
  - i. **Implemented:** Inclusion in this category means that current rules/practices comply with the recommendation in question and that no further action is required;

See the detailed summary record of the tenth ordinary session of the Committee, <u>Document CE/17/11.IGC/3</u>, paragraphs 42 to 54.

<sup>&</sup>lt;sup>5</sup> General Conference commission in charge of finance, administration and general questions, programme support and external relations

- ii. **Implementation ongoing:** Action has already been initiated by the Secretariat (5 recommendations):
- iii. **Action proposed to the Parties:** Action that is considered the responsibility of the Parties is proposed in order to advance the implementation of several recommendations (6 recommendations).
- 13. The table shows that out of the 34 recommendations concerning the governing bodies of the Convention, 27 have been implemented, 9 of which were identified by the working group as best practices. Most of the recommendations of the working group on governance have already been implemented by the governing bodies of the Convention. One example is Recommendation 58, which advocates term limits of two consecutive mandates for members of the Bureau of the Committee; as provided for in the Rules of Procedure of the Committee, that is already put into practice. Another example is Recommendation 56, which suggests bringing the work of the Convention into line with the Organization's Programme and Budget. This recommendation has been implemented since 2013, the year in which the Committee adopted its first work plan in accordance with the decisions of the Conference of Parties as to its future activities and based on the UNESCO Programme and Budget (C/5).<sup>6</sup>
- 14. Progress has also been made in the implementation of recommendations considered "ongoing". For example, the Secretariat has taken steps to comply with Recommendation 80, which concerns the promotion of best practices. For example, since 2013, the Secretariat has been conducting a survey on the preparation and organization of statutory meetings. Following each statutory meeting, the Secretariat submits to the governing bodies the survey replies it has received. These replies are supplemented with a summary of action taken to improve and ensure the efficiency of subsequent meetings. This best practice, as identified by the working group on governance, was presented at the meetings held between the Cultural Conventions Liaison Group (CCLG) and the other convention secretaries to encourage a similar approach.
- 15. When the Committee reviews the status of the follow-up to the recommendations of the working group, it shall also take into account the follow-up status of recommendations of other audits/evaluations. These audits/evaluations concern, on one hand, governance issues and, on the other hand, the assessment and monitoring of the Convention's implementation. The following reports have been examined by the Executive Board (Document 194 EX/22):
  - Evaluation of the Pilot Phase of the International Fund for Cultural Diversity (<u>IOS/EVS/PI/116</u>): This report was published in 2012 by UNESCO's Internal Oversight Service (hereinafter referred to as "IOS");
  - Audit of the Working Methods of Cultural Conventions (<u>IOS/AUD/2013/06</u>): In order to assess the adequacy and effectiveness of the working methods of UNESCO's standardsetting action in the Culture Sector, the corresponding audit looked at the working methods of the six culture-related conventions; the report was published by IOS in September 2013;
  - Evaluation of UNESCO's Standard-Setting Work of the Culture Sector, Part IV 2005
     Convention on the Protection and Promotion of the Diversity of Cultural Expressions
     (IOS/EVS/PI/134 REV): The report for this desk study was published in April 2014 by IOS.

Following each session of the Conference of Parties (odd-numbered years), the Committee adopts a work plan which sets out priorities and various activities, and which includes a tentative timeline based on the financial and human resources in the regular programme and on the extrabudgetary funds available. The Committee adopted a work plan in 2013, 2015 and 2017; the next such plan will be adopted in 2019.

- 16. Status reports on the implementation of recommendations have been submitted regularly to the governing bodies of the Convention in recent years. These reports demonstrate that the majority of the recommendations have been implemented. As for the implementation of the Convention itself, the first Global Monitoring Report of the 2005 Convention was published in 2015 and the second Global Report in 2018.
- 17. At this session, the Committee is invited to examine the implementation status of the recommendations of the working group on governance. To that end, the Committee is invited to: consider the information contained in the annex hereto; and provide its comments on the action proposed to the Parties so that they may subsequently be submitted to the Conference of Parties at its seventh session. The table below contains said recommendations and proposed action.

#### Recommendation

Recommendation 65 proposes amending the rules of procedure of the Conference of Parties so that the deadline for submission of candidate nominations to the Committee is advanced from 48 hours to seven days before the date of elections. The rules of procedure provide that the list of candidates shall be finalized 48 hours before the opening of the Conference of the Parties.

Recommendation 66 concerns the role and composition of the Bureaux as well as transparency. It proposes the clarification and harmonization of roles and compositions through their codification in the rules of procedure. Although the Committee's Rules of Procedure include provisions on the subject, the Conference of Parties' Rules of Procedure stipulate only the composition of the Bureau.

Recommendation 74 concerns the possibility of Convention bodies submitting inputs to the C/5 and C/4 Documents.

Recommendation 77 relates to evenly allocating resources among international and intergovernmental bodies in order to ensure the effectiveness of such bodies.

#### Action proposed to the Parties

With regard to these two general recommendations, it is suggested that the Parties determine whether the Conference of Parties wishes to amend its Rules of Procedure or to continue with its current practice.

These recommendations apply to the Parties and that discuss and approve the C/4 and C/5 Documents during sessions of the governing bodies of UNESCO. It is reminded that the discussions held among the Convention's bodies are taken into account by the Secretariat to prepare the preliminary proposals on the C/5.

See the following documents:

<sup>-</sup> Evaluation of the pilot phase of the IFCD and the implementation of recommendations, <u>Document CE/13/4.CP/INF.6</u>;

Status reports on UNESCO's standard-setting work in the Culture Sector. Part IV – 2005 Convention on the Protection and Promotion of the Diversity of Cultural Expressions, <u>Document CE/14/8.IGC/5b</u>, <u>Annex II</u>; <u>Document CE/15/5.CP/8</u>, <u>Annex</u> – Status Report on the Implementation of IOS Recommendations; report of the Secretariat, <u>Document CE/15/9.IGC/4</u>, <u>annex III</u> – Status Report on the Implementation of IOS Recommendations (<u>IOS/EVS/PI/134 REV</u>); information Document <u>DCE/16/10.IGC/INF.7</u>, annex – Status report on the implementation of IOS recommendations (<u>IOS/EVS/PI/134 REV</u>);

<sup>-</sup> Activities of the Committee (2013-2014), Document CE/13/7.IGC/13;

<sup>-</sup> Report on the Audit on the Working Methods of Cultural Conventions, <u>Document CE/14/8.IGC/5a</u>, <u>Annex II</u> – Implementation of the IOS Recommendations on the Working Methods of the Culture Conventions by the Secretariat of the 2005 Convention;

Secretariat's Report on the follow-up to the recommendations of the External Auditor's "Report on the Governance
of UNESCO and Dependent Funds, Programmes and Entities", <u>Document DCE/16/10.IGC/5, Annex</u>;

Secretariat's Report on the follow-up to the recommendations of the External Auditor's "Report on the Governance
of UNESCO and Dependent Funds, Programmes and Entities", <u>Document DCE/17/6.CP/8, Annex.</u>

Recommendation 94 calls for better-balanced human and financial resource allocation for all culture conventions so that each may meet its corresponding objectives.

Recommendation 108 a) requests an analysis of the means by which to increase Parties' voluntary contributions to the International Fund for Cultural Diversity (IFCD). These recommendations apply to the Member States that approve the resource allocation among Expected Results presented in the C5. An analysis of the means to increase Parties contributions to the IFCD is forthcoming.

18. The Committee may wish to adopt the following decision:

#### **DRAFT DECISION 12.IGC 10**

The Committee,

- 1. Having examined Document DCE/18/12.IGC.CP/8 and its Annex;
- 2. <u>Recalling</u> its Decisions <u>7.IGC 13</u>, <u>8.IGC 6</u> and <u>10.IGC 5</u> and Resolutions <u>5.CP 14</u> and <u>6.CP 8</u> of the Conference of Parties on issues of governance;
- 3. <u>Also recalling 39 C/Resolution 87</u> of the General Conference, the Internal Oversight Service (IOS) Audit of the Working Methods of Cultural Conventions, and the IOS Evaluation of UNESCO's Standard-Setting Work of the Culture Sector;
- Notes with satisfaction the work carried out to improve and streamline the working methods of the governing bodies of the Convention on the Protection and Promotion of the Diversity of Cultural Expressions (2005);
- 5. <u>Takes note</u> of the status of the follow-up to the recommendations of the open-ended working group on governance, procedures and working methods of the governing bodies of UNESCO (39 C/Resolution 87) and <u>highlights</u> the best practices already in place within the governing bodies of the Convention;
- 6. Requests the Secretariat to submit to the Conference of Parties, at its seventh session, the updated status of the follow-up to the recommendations of the open-ended working group on governance, procedures and working methods of the governing bodies of UNESCO, together with its comments and proposals regarding the recommendations requiring action by the Parties:
- 7. <u>Requests</u> the Secretariat to submit Document DCE/18/12.IGC/10 and Decision 12.IGC 10 to the Chairperson of the open-ended working group on governance, procedures and working methods of the governing bodies of UNESCO.

#### **ANNEX**

Recommendations of the open-ended working group on governance, procedures and working methods of the governing bodies of UNESCO

Part 2. Structure, composition and methods of work of UNESCO's international and intergovernmental bodies (IIBs)<sup>8</sup>

#### Recommendation

Implementation status<sup>9</sup>

B. General recommendations for all international and intergovernmental bodies (IIBs)

#### Efficiency (mandate, composition, structure, rules of procedure, methods of work)

56. IIBs are invited to update their mandates, as appropriate, including their objectives and programmes, to be more coherent with approved C/5 priorities and responsive to current global developments such as the 2030 Agenda for Sustainable Development and the Paris Agreement on Climate Change.

#### **Implemented**

# (2 best practices of the 2005 Convention<sup>10</sup>)

The mandates of the Conference of Parties and Intergovernmental Committee are defined in the text of the Convention, in Articles 22 and 23 respectively.

Since the fourth session of the Conference of Parties (June 2013), the Committee has adopted a work plan that defines and determines priorities and the different activities envisaged and contains an approximate timetable based on the financial and human resources of the regular programme and the extrabudgetary funds available. The adopted work plan complies with the priorities and future activities defined by the Parties at their last session. The Committee adopted a work plan in 2013, 2015 and 2017. The next will be adopted in 2019.

Since December 2017, based on the high-priority activities identified by the Parties, the Committee's work plan has also included the performance indicators and targets set out in the <a href="Programme and Budget 2018-2019">Programme and Budget 2018-2019</a>
(39 C/5), Major Programme IV, main line of action (MLA) 2, expected result (ER) 7, and the way its work could contribute to the implementation of the 2030 Agenda and its relevant Sustainable Development Goals (SDGs). <a href="Work plan activities of the Committee (2018-2019)">Work plan activities of the Committee (2018-2019)</a> (Annex to Decision 11.IGC 5).

57. To promote diversity and inclusivity, voluntary term-limits of two consecutive mandates are recommended for IIBs which currently do not have

#### **Implemented**

A Committee member cannot be re-elected for a second consecutive mandate (except if an electoral group has the same number of candidates as available seats).

To see all recommendations, including Part 1 pertaining to the governing bodies of UNESCO (General Conference and Executive Board), see documents 39 C/20 and 39 C/70.

The implementation status of the recommendation distinguishes the recommendations that have been implemented, that are ongoing and for which an action by the Parties is proposed.

The best practices of the 2005 Convention featured in this table were identified by the working group in the Non-exhaustive List of Best Practices of IIBs, <u>Appendix 3 of document 39 C/20</u>. The working group listed nine best practices, which are in bold in the table.

	term limitations for membership.	Rule 16 of the Rules of Procedure of the Conference of Parties
58.	As a general rule, term-limits of two consecutive mandates for membership in all Bureaus are recommended.	Implemented
		(Two best practices of the 2005 Convention)
		The Bureau of the Committee is <b>elected each year at the session preceding the start of its mandate</b> , which then runs until the election of the next Bureau, <i>i.e.</i> , for one year. Bureau members are not immediately re-eligible.
		Rules 11 and 12 of the Rules of Procedure of the Committee
		Since 2016, a work meeting of the Bureau and representatives of civil society has been held before each Committee session to identify civil society's priorities regarding the items on the agenda. The third meeting will be held in 2018, at the twelfth session of the Committee.
		The Bureau of the Conference of Parties is elected at the opening of the session of the Conference of Parties (first item on the agenda). Its mandate runs until the election of the next Bureau, <i>i.e.</i> , for two years. It should be noted that none of the members of the Bureau have had their mandate renewed for a second time.
		Rule 5 of the Rules of Procedure of the Conference of Parties
59.	For cost-saving, coherence and harmonization, it is recommended that IIBs and the General Conference consider "right-sizing" the composition of the IIBs.	Implemented
		The Committee is composed of 24 members (Article 23.4 of the Convention) elected for a four-year mandate by the Conference of Parties. Every two years, at the session of the Conference of Parties, half of its members come to the end of their mandate. Next election for half of the Committee members: June 2019.
		Rule 16 of the Rules of Procedure of the Conference of Parties
60.	There is a need to reduce and	Implemented
	manage the politicization of nominations and decisions.	The 2005 Convention does not have a nomination process and their decisions are generally not politicized.
61.	To enhance visibility and the effectiveness of the work of the IIBs, more effective information-dissemination is recommended through updating and enhancing websites and sensitizing all involved actors, including	Implemented
		(Best practice of the 2005 Convention)
		The Secretariat publishes all the information pertaining to the meetings, events, activities and projects of the 2005 Convention on the Convention's website ( <a href="https://en.unesco.org/creativity/">https://en.unesco.org/creativity/</a> ).
		The dissemination of information and the visibility of the periodic reports is a priority, particularly through the

Member States and their National Commissions.

publication of the Global Report on Monitoring the 2005 Convention. Two global reports have already been published (2015 and 2018). The next will be published in 2021.

Another priority is visibility and informing the public about funding requests to the <u>International Fund for Cultural Diversity</u> (IFCD) and the activities generated by extrabudgetary funds under the global capacity-building strategy.

Moreover, a partner mobilization strategy is being developed to enhance partner involvement in the implementation of the Convention. It will be submitted to the Committee at its twelfth session (December 2018).

Additionally, when necessary, the Secretariat systematically communicates in writing with the Parties to the Convention, Committee members and all Convention stakeholders (particularly the Permanent Delegations to UNESCO, National Commissions, national focal points for the Convention, civil society organizations, UNESCO Chairs and category 2 centres).

62. Earlier preparation and dissemination of draft agendas and preliminary timetables, mainly by using the same template containing hyper-links to documents to be adopted/discussed in sessions.

#### **Implemented**

The statutory deadline for the distribution of the Committee's provisional agenda is sixty days before the opening of the sessions.

Rule 3.2 of the Rules of Procedure of the Committee

The Rules of Procedure of the Conference of Parties do not define a statutory deadline.

The customary practice of the Secretariat is to make the provisional agenda available online and to attach it to the letter of invitation to the sessions of the Conference of Parties and the Committee well in advance of the statutory deadline, together with the provisional timetable. For example, the Secretariat sent the letter of invitation, the provisional agenda and the provisional timetable of the sixth Conference of Parties on 16 March 2017, three months prior to the session beginning on 12 June 2017.

Hyper-links are used in the working and information documents of the governing bodies of the 2005 Convention.

As the statutory deadline for the working documents is different to that of the publication of the agenda, 30 days later, it is difficult to add hyper-links for documents that are not yet finalized, unless a revised version of the agenda is released once the working documents are made available online.

63. The Secretariat is invited to promote a harmonized virtual working environment for all IIBs and to revisit UNESCO's

# Implementation ongoing

A knowledge management system has been established and is in constant development. It allows the Parties to have access to all documents of the statutory meetings of "Strategy on Knowledge Management and Information & Communication Technology". Simple, more user-friendly documentation (i.e. less fragmented reporting and easier document tracking; annotated agenda with hyperlinks to reports and draft decisions).

the governing bodies, as well as various platforms vital for the implementation of the Convention's mechanisms. For example, the quadrennial periodic reports platform or the International Fund for Cultural Diversity platform. Moreover, the knowledge management system provides access to extensive information about the ongoing activities and programmes of the Parties to the Convention.

Since 2016, the Secretariat has been making every effort to produce working documents and analytical information documents on the impact and results of activities and programmes carried out to implement the Convention. These documents are presented in summary form and recall the background on the item so as to ensure easy monitoring (the average working document is about ten pages long).

See Recommendation 62 on the proposal to insert hyperlinks in the agenda.

See also Recommendation 108 (b).

64. Open-ended informal consultations on draft decisions to promote inclusive and effective decision-making.

#### **Implemented**

#### (Best practice of the 2005 Convention)

A presentation of the work and working methods is provided to the members of the Committee and to the Parties for each session.

The Secretary of the Convention and members of the Secretariat hold meetings with each regional group made up of Committee members and Parties to discuss items on the agenda of the session, content of the working and information documents and draft decisions, in the month leading up to the session.

To ensure an inclusive decision-making process, the Secretariat communicates the proposed amendments in advance.

It should be noted that the Committee members and the Parties take the final decision regarding all draft decisions during the session.

See also Recommendation 76.

65. It is recommended that the Rules of Procedure of the IIBs be amended, when relevant, to advance the deadline for submission of candidatures to their subsidiary bodies from 48 hours to seven days before elections.

#### **Action proposed to the Parties**

According to the Rules of Procedure: "[t]he list of candidatures [for the Committee] shall be finalized 48 hours prior to the opening of the Conference of Parties. No candidature will be accepted in the 48-hour period preceding the opening of the Conference."

Rule 17.3 of the Rules of Procedure of the Conference of Parties

The Conference of Parties will have to decide whether it wishes to amend its Rules of Procedure or continue with the current practice.

#### Harmonization (role of Bureaus and transparency)

66. The role, composition and procedures of Bureaux and their members should be clarified and harmonized through codification in rules of procedure/statutes or development of general guidelines for all IIBs, in close cooperation with the Secretariat.

# Implemented / Action proposed to the Parties

The Rules of Procedure of the Committee clarify the role of its Bureau which "shall coordinate the work of the Committee and fix the dates, times and order of business of meetings" (Rule 11). Details are given regarding the role of the Chairperson (Rules 13 and 14) and the replacement of the Rapporteur (Rule 15). Vice-Chairpersons and a Rapporteur, in conformity with the principle of equitable geographical representation" A maximum of 6 members.

Rules 11 to 15 of the Rules of Procedure of the Committee

The Rules of Procedure of the Conference of Parties indicate the composition of the Bureau as follows: "[t]he Conference shall elect a Chairperson, one or more Vice-Chairpersons and a Rapporteur". The maximum number of members is six.

Rule 5 of the Rules of Procedure of the Conference of Parties

It is up to the Conference of Parties to decide whether it wishes to clarify the Bureau's role and procedures in its Rules of Procedure.

67. It is suggested that Bureaus' composition be set, as much as compatible with individual IIBs' mandates, at a maximum of six members (Chairperson, Rapporteur, and four Vice-Chairpersons from the six electoral groups).

# **Implemented**

For the Conference of Parties and the Committee, the composition of the Bureau is set at a maximum of six members: a Chairperson, a Rapporteur and four Vice-Chairpersons.

Rule 11.1 of the Rules of Procedure of the Committee.

Rule 5 of the Rules of Procedure of the Conference of Parties.

See also recommendation 66.

68. The intergovernmental nature of Bureaus should be reaffirmed while maintaining expert engagement. In this regard, the attached guidelines on responsibilities of Bureau members are recommended for dissemination to all governing bodies and IIBs (Appendix 3).

#### Implemented/implementation ongoing

The Bureaus of the governing bodies are composed of representatives of the Committee members and of the States Parties to the Convention and are therefore, by definition, intergovernmental in nature.

The recommendations of the working group are transmitted to the Committee at its twelfth session (December 2018) and to the Conference of Parties at its seventh session (June 2019).

69. Documents related to Bureau meetings should appear online before meetings take place; outcomes, including reports of Bureau meetings, should be communicated to all members, and as appropriate, all

#### **Implemented**

The Bureau meetings of the bodies are held during their sessions. In practice they are held the day after the opening of the session. No documents are prepared for Bureau meetings.

Immediately after each meeting of the Bureau of the Committee and each meeting of the Conference of the

Permanent Delegations, in a timely manner.

Parties, the Chairperson orally informs Committee members and Parties of the discussions and decisions taken by the Bureau.

These discussions and decisions are then recorded in the detailed summary records of the respective bodies, which is adopted by the body concerned and made available online at the end of each session to ensure complete transparency.

The oral presentation made by the Chairperson and the detailed summary records of the governing bodies are made publicly available thus ensuring transparency of the discussions and decisions taken by the Bureaus.

See also Recommendation 99.

70. Elections of Bureaus should be held, as much as possible, soon after elections for seats on the IIBs conducted at the General Conference, to avoid having Bureau members from Member States that are no longer members of the IIBs concerned.

# **Implemented**

The Conference of Parties elects the members of its Bureau at the beginning of each session. They remain in office until the beginning of the following session.

This differs from the Committee, which elects the members of its Bureau at the end of each ordinary session. Committee members remain in office until the end of the following session.

Rule 11.1 of the Rules of Procedure of the Committee

71. As much as feasible, Bureau meetings should be open to observers and working methods made more transparent.

#### **Implemented**

There is no provision to this effect in the rules of procedure of the governing bodies of the Convention.

In practice, Bureau meetings only involve Bureau members. No such requests have been made by Committee members, Parties or non-members of the Bureaus since 2007, the year of the first Bureau meeting of the bodies (respectively 13 Bureau meetings for the Committee and 6 Bureau meetings for the Conference of the Parties).

See also Recommendation 69 on transparency.

73. Gender-neutral language should be adopted throughout all UNESCO documents.

#### Implemented/implementation ongoing

In general, the Basic Texts of the Convention adopt a gender-neutral language. However, some sections of these texts could be revised to fully incorporate this in their forthcoming 2019 publication.

With regard to publications, such as the Global Report on the monitoring of the 2005 Convention (2015 and 2018) or the Information Kit on the Convention (2018), attention is paid to gender-neutral language whenever possible.

# Alignment with overarching priorities of UNESCO

74. All IIBs should have the opportunity to submit formal

#### **Action proposed to the Parties**

inputs to the Medium-Term Strategy (C/4) and the Programme and Budget (C/5) documents of UNESCO. The implementation of this recommendation is the responsibility of Parties who submit formal inputs to Documents C/4 and C/5 and who adopt them at the General Conference. It is reminded that the discussions held among the Convention's bodies are taken into account by the Secretariat to prepare the preliminary propositions on the C/5.

75. A feedback mechanism can be envisaged for substantive dialogue between Member States and IIBs, beyond the limited reporting to the General Conference. This could be through information meetings or briefings. Reporting to the General Conference should be enhanced through a new more strategic and results-oriented reporting format to be followed by debate and General Conference resolutions to provide feedback to IIBs.

#### **Implemented**

The report on the implementation of the programme and, by extension, on the work of the governing bodies of the Convention, is drawn up since it is part of the Document C/5 results, through Documents EX/4 (Report by the Director-General on the execution of the programme, submitted to the Executive Board) and C/3 (Report of the Director-General on the activities of the Organization (implementation of Document C/5) submitted to the General Conference).

See also Recommendation 98.

76. Orientation sessions for new members of all IIBs, especially for Chairpersons and Bureau members, should be institutionalized and include introduction to the C/4 and C/5 frameworks. To that end, a short user-friendly guidebook including best practices and acronyms could be produced to familiarize members with working methods and C/4 and C/5 mechanisms.

#### **Implemented**

Before each session of the Committee and the Conference of Parties, the Secretary of the Convention holds informal information meetings with each regional group.

These meetings inform members of the Committee and Parties about the agenda of the session, all the information and working documents submitted to them during sessions, and the decisions to be made. The information and working documents submitted by the Secretariat are always aligned with the C/4 and C/5.

With regard to the Committee, the Secretary of the Convention holds meetings before each session with the Chairperson concerning the items of the agenda, the role of the Chairperson, the Rules of Procedure of the Committee and the working methods.

The Secretary prepares for the Chairpersons of the Committee and the Conference of Parties a list of all the documents needed to chair the session. The Rapporteur of each governing body is supported and coached throughout the session by a member of the Secretariat.

See also Recommendation 64.

#### Coherence, coordination and synergies

77. Balanced resource allocation is necessary to ensure the effectiveness of all IIBs.

# **Action proposed to the Parties**

This recommendation is directly related to the adoption of the C/5 Document, which is the responsibility of UNESCO Member States, Parties to the Convention.

		See also Recommendation 94.
78.	Use of languages for inclusivity and effectiveness remains an important objective.	Implemented
		The working languages of the Conference of Parties are, Arabic, Chinese, English, French, Russian and Spanish.
		It should be noted that: "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 12 of the Rules of Procedure of the Conference of Parties.
		The working languages of the Committee are English and French.
		It should be noted that: "[e]very effort shall be made, including through extrabudgetary funding, to facilitate the use of the other official languages of the United Nations as working languages". As for the Conference of Parties, "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".
		Rule 40 of the Rules of Procedure of the Committee.
		Efforts are made by the Secretariat to ensure the use of other official languages during Committee sessions when extrabudgetary funding is available.
79.	IIBs and their Secretariats are	Implemented
	requested to enhance coordination in scheduling of meetings to avoid overlap.	The Partnerships, Communications and Meetings Unit (formerly the Conventions Common Services Unit) of the Culture Sector ensures that there is no overlap between the meetings of the six cultural conventions.
80.	Best practices should be shared and replicated or, if necessary, adjusted to reflect specificities with the aim to promote governance mechanisms that facilitate strategies and action plans anchored on the C/4 and C/5. Attached, in this regard, is a non-exhaustive list of best practices identified by the Working Group (Appendix 3).	Implemented/implementation ongoing
		(Best practice of the 2005 Convention)
		During the meetings of subgroup 2 of the working group, Member States repeatedly recognized the best practices and appropriate working methods of the Secretariat of the 2005 Convention. In total, nine best practices were highlighted and identified by the working group: see Recommendations 56 (2), 58 (2), 61, 64, 80, 96 and 100.
		In the context of the meetings of the Cultural Conventions Liaison Group (CCLG), the Secretary of the Convention shares the best practices with the other secretaries to promote good governance mechanisms focused on the C/4 and C/5 strategies and programmes. One example of a best practice that has been shared is <b>the satisfaction survey on the preparation and organization of statutory meetings</b> transmitted to the governing bodies following each session since 2013.  The non-exhaustive list of best practices identified by the
		The non-exhaustive hat of beat practices literitined by the

working group will be submitted as an information document to the Committee (December 2018) (DCE/18/12.IGC/INF.9) and the Conference of Parties (June 2019).

#### E. Specific recommendations for all UNESCO Conventions

#### **Cultural Conventions**

94. A more balanced approach in terms of equitable financial and human resource allocation for all cultural conventions was called for, considering their importance to the mandate of UNESCO. All cultural conventions are in need of additional resources to fulfil their objectives fully.

#### **Action proposed to the Parties**

It is the Parties' responsibility to implement this recommendation.

For many years, the Secretariat has been drawing the Parties' attention to the need to strengthen its human and financial resources to implement the Convention in a sustainable way.

The sustainability of the International Fund for Cultural Diversity is a recurring topic, particularly the lack of available resources to ensure the financing of a greater number of projects owing to the small sum generated by Parties' voluntary contributions to the Fund, amid Parties' increasing requests for international assistance in developing countries. Furthermore, the Secretariat must be able to ensure effective follow-up of projects financed by the Fund and implement communication and visibility activities, which is not currently the case due to a lack of human resources.

See, for example, <u>Decision 11.IGC 7a paragraph 14</u> of the Committee and <u>Resolution 6.CP 10 paragraph 5</u> of the Conference of Parties.

It should be noted that voluntary contributions to the Fund are dependent on the Parties' willingness to contribute to it.

95. The Secretariat handling each Convention should have at least three permanent posts.

#### **Implemented**

The recommendation has been implemented for the 2005 Convention.

96. Governing Bodies of the Conventions, through broad consultations, are invited to further explore, as appropriate, harmonization of rules of procedure and coherence in decision-making procedures, taking into account their respective mandates and specificities. They can consider best practices from the environmental treaties/UNEP to further develop synergies in organizational matters,

#### **Implemented**

# (Best practice of the 2005 Convention)

Over the past five years, the Secretariat has submitted to the governing bodies of the Convention six working documents on their respective governances as well as programme and activity implementation under the Convention (see footnote 7).

After consideration of the documents, the Conference of Parties and the Committee took note of the implementation status of the recommendations proposed by the various evaluation bodies (IOS and external auditors) and acknowledged with appreciation the work of the Secretariat in the implementation of most of the

information-sharing, and cost-efficiency.

recommendations proposed by the evaluation bodies, adopted by the governing bodies of the Convention and mostly implemented.

The discussions and consultations of the Conference of Parties and the Committee, as well as their decisions on these matters, do not require a revision of the respective bodies' rules of procedure, noting with appreciation the work of the Secretariat. See <u>Decision 10.IGC 5</u> of the Committee and <u>Resolution 6.CP 8</u> of the Conference of Parties.

97. Meetings of the Chairpersons of the Committees of the Cultural Conventions can be more interactive and action-oriented. Chairpersons should work strategically together to address common themes and challenges and consider shared responses and cooperation.

# **Implemented**

The Chairpersons of the committees of the six cultural conventions had the opportunity to hold two meetings between 2015 and 2016.

98. A closer relationship between Governing Bodies of Conventions and the General Conference is desirable, including through the opportunity to provide inputs to the C/5.

#### **Implemented**

The Parties to the Convention are UNESCO Member States that contribute, inter alia, to the development of the C/5 Document and participate in the work of and decisions taken by the Executive Council and the General Conference.

Moreover, the working documents submitted to the governing bodies of the Convention are based and focused on the C/5 Document. They enable the Committee to adopt a work plan that addresses the C/5 Document and the decisions taken by the Conference of Parties in relation to its future work. This mechanism allows the Parties to make informed decisions.

See also Recommendation 75.

99. Transparency and accountability measures can be enhanced, such as dissemination of minutes/ key results of Bureau meetings.

# **Implemented**

See Recommendation 69.

 Capacity-building and common training on all cultural conventions should be strengthened.

#### **Implemented**

#### (Best practice of the 2005 Convention)

The Committee adopted a global capacity-building strategy in 2013. To implement it, the Secretariat has been developing a series of training tools since 2014. For example, one tool concerns the development of quadrennial periodic reports and another one relates to the development of cultural policies to strengthen the value chain. These training tools present information on the Culture Sector conventions and their respective objectives,

in particular those of 1972 and 2003. These tools are updated and revised if necessary. It should be noted that, owing to financial constraints, the Secretariat uses extrabudgetary funds to develop and revise these training tools.

101. Governing bodies of Conventions and their Secretariats are encouraged to develop appropriate ratification strategies.

#### **Implemented**

In 2011, the Committee adopted a ratification strategy for the Convention that has been implemented and has borne fruit insofar as the Convention is nearly universal. At the time of this document's publication, it had been ratified by 146 Parties.

In addition, the Committee will consider a proposal for a stakeholder outreach strategy to the Convention at its twelfth session in December 2018. The implementation of this strategy in the coming years is expected to promote the ratification of the Convention by UNESCO Member States which have not yet become Parties.

#### Convention on the Protection and Promotion of the Diversity of Cultural Expressions (2005)

108. (a) Analyse means to increase the number of projects approved each year, including ways to increase extrabudgetary funding and voluntary parties' contributions.

# Action proposed to the Parties

It is up to the discretion of the Parties to implement this recommendation.

In accordance with its capacity and the decisions of the governing bodies, the Secretariat has been making extensive efforts and mobilizing resources to increase extra-budgetary funding of the International Fund for Cultural Diversity (IFCD) through its fundraising and communication strategy. Within this framework, the Secretariat regularly calls upon the Parties to the Convention to contribute to the strategy on an annual basis. For example, the Director-General sends an annual appeal for contributions to all Parties to the Convention with an amount equivalent to 1% of their contribution to UNESCO.

The Secretariat also raised extra-budgetary funds in 2017 to implement a programme dedicated to funding projects to support young female entrepreneurs working in the digital creative industries in developing countries.

108. (b) Enhance capacity-building programmes and visibility.

#### Implementation ongoing

Since 2013 and the adoption of the global capacity-building strategy, the Secretariat has been seeking extra-budgetary funding to implement the strategy. Within this framework, the capacities of over 35 Parties from developing countries were strengthened to implement the Convention whether in cultural policies, strategies for cultural industries, or the preparation of their quadrennial periodic report.

A knowledge management system was established and is in constant development. It includes platforms necessary for the Parties' implementation mechanisms, particularly a platform related to cultural policy monitoring, to quadrennial

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periodic reports, projects and funding requests to the Fund.
A strakeholder outreach strategy is presented to the twelfth session of the Committee (December 2018) based on knowledge exchange, including capacity building and visibility activities. It will be submitted to the seventh session of the Conference of the Parties
See also Recommendation 63.