



General Conference
35th session, Paris 2009

nom

United Nations
Educational, Scientific and
Cultural Organization

Organisation
des Nations Unies
pour l'éducation,
la science et la culture

Organización
de las Naciones Unidas
para la Educación,
la Ciencia y la Cultura

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

Nominations Committee

35 C/NOM/6
1 October 2009
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Item 15.4 of the provisional agenda

**ELECTION OF MEMBERS OF THE CONCILIATION
AND GOOD OFFICES COMMISSION RESPONSIBLE FOR SEEKING
THE SETTLEMENT OF ANY DISPUTES THAT MAY ARISE
BETWEEN STATES PARTIES TO THE CONVENTION AGAINST
DISCRIMINATION IN EDUCATION**

OUTLINE

In accordance with Article 3, paragraph 2, of the Protocol instituting the above-mentioned Commission, the Executive Board transmits to the General Conference the list of persons nominated by the States Parties to the Protocol for the purpose of the election of seven members of the Commission by the General Conference.

Decision proposed: paragraph 15.

1. At its 12th session, on 10 December 1962, the General Conference adopted a Protocol instituting a Conciliation and Good Offices Commission to be responsible for seeking the settlement of any disputes which may arise between States Parties to the Convention against Discrimination in Education.*

2. Article 1 of this Protocol established, under the auspices of UNESCO, a Conciliation and Good Offices Commission to be responsible for seeking the amicable settlement of disputes between States Parties to the Convention concerning the application or interpretation of the Convention.

3. The Protocol having entered into force on 24 October 1968, the General Conference at its 16th session, under Article 2 of the Protocol, elected the 11 members of the Commission on 6 November 1970.

* Document not reproduced but available at <http://www.unesco.org/en/la>.

4. Since the term of office of the following six members of the Commission – Ms Léa Akissi (Côte d'Ivoire), Mr Pierre-Michel Eisemann (France), Mr Klaus Hübner (Germany), Mr Francesco Margiotta-Broglio (Italy), Ms Florence Mutonyi D'Ujanga (Uganda) and Ms Yvette Rabetafika-Ranjeva (Madagascar) – is due to expire at its 35th session, the General Conference will be required to fill the corresponding six vacant seats.

5. Furthermore, one seat that has been vacant since the 34th session remains to be filled.

6. A list of members of the Commission and the dates of their election or re-election are shown in Annex I.

7. Under Article 2 of the Protocol, the members of the Commission must be persons of high moral standing and acknowledged impartiality. They serve in their personal capacity. In the election of members of the Commission, the General Conference shall endeavour to include persons of recognized competence in the field of education and persons having judicial experience, or legal experience, particularly of an international character. It shall also give consideration to equitable geographical distribution of membership and to the representation of the various forms of civilization and to the principal legal systems.

8. Article 4, paragraph 1, of the Protocol provides that the Commission may not include more than one national of the same State.

9. Article 3, paragraph 1, of the Protocol provides that the members of the Commission shall be elected from a list of persons nominated for the purpose by the States Parties to the Protocol, after consultation with their National Commissions for UNESCO. Each State Party may nominate not more than four persons, who must be nationals of States Parties to the Protocol.

10. In pursuance of paragraph 2 of the same Article, the Director-General invited the States Parties to the Protocol to submit nominations, including nationals of other States Parties as announced by the Commission at its meeting on 13 and 14 October 2005, while specifying the vacant seat for which they are submitting the nomination. In accordance with the Record of the Meeting of the States Parties to the 1962 Protocol (Paris, 7 and 8 October 2003),¹ the Director-General also recalled the terms of Article 7 of the Protocol, whereby, subject to the provisions of Article 6, members of the Commission shall remain in office until the election of their successor.

11. The Director-General subsequently transmitted to the Executive Board the alphabetical list of persons nominated. The list is reproduced in Annex II.

12. The detailed biographical information provided by the States Parties to the Protocol on the persons nominated by them may be consulted at the Secretariat.

13. The list of States Parties to the Protocol as at 1 September 2009 is reproduced in Annex III.

14. When the present document was drawn up, three States (France, Germany and Italy) had nominated a candidate for the seven seats that will become vacant.

15. Having examined this item of its agenda concerning nominations to the Commission, the Executive Board, at its 182nd session, adopted the following decision (182 EX/Decision 32):

The Executive Board,

1. Recalling the provisions of Article 3 of the Protocol instituting a Conciliation and Good Offices Commission to be responsible for seeking the settlement of any disputes which may arise between States Parties to the Convention against Discrimination in Education,

¹ Documents not reproduced but available at <http://www.unesco.org/en/la>.

2. Also recalling the provisions of Article 7 of the Protocol whereby, subject to the provisions of Article 6, members of the Commission shall remain in office until the election of their successor,
 3. Having taken note of the list of persons nominated by the States Parties to the Protocol for the purpose of the election of seven members of the Commission, transmitted to it by the Director-General pursuant to Article 3, paragraph 2, of the Protocol (182 EX/32 and Add.),
 4. Transmits this list to the General Conference at its 35th session;
 5. Requests the Director-General to add to this list any nominations which he may receive before the opening of the 35th session of the General Conference.
16. The General Conference, at its 35th session, will be required to fill the seven vacant seats referred to in paragraphs 4 and 5 above.

ANNEX I

**CONCILIATION AND GOOD OFFICES COMMISSION
RESPONSIBLE FOR SEEKING THE SETTLEMENT OF ANY DISPUTES
WHICH MAY ARISE BETWEEN STATES PARTIES
TO THE CONVENTION AGAINST DISCRIMINATION IN EDUCATION**

List of members and their date of election or re-election

Member²	Date of election or re-election³
Ms Léa Akissi (Côte d'Ivoire)	16 October 2003
Mr Antonio Pedro Barbas Homen (Portugal)	1 November 2007
Mr Pierre-Michel Eisemann (France)	16 October 2003
Mr Klaus Hübner (Germany)	16 October 2003
Ms Iman el Kaffas (Egypt)	20 October 2005
Ms Vilma Labrador (Philippines)	1 November 2007
Mr Francesco Margiotta-Broglio (Italy)	16 October 2003
Mr Munther W. Masri (Jordan)	20 October 2005
Ms Florence Mutonyi D'Ujanga (Uganda)	16 October 2003
Ms Yvette Rabetafika-Ranjeva (Madagascar)	16 October 2003

² The Commission normally consists of 11 members, in accordance with Article 2 of the 1962 Protocol. Currently, seven vacant seats remain to be filled at the next session of the General Conference.

³ The members of the Commission shall be elected for a term of six years, in accordance with Article 5 of the Protocol.

ANNEX II

**ALPHABETICAL LIST OF PERSONS NOMINATED
BY THE STATES PARTIES TO THE PROTOCOL FOR THE PURPOSE
OF THE ELECTION BY THE GENERAL CONFERENCE
OF MEMBERS OF THE CONCILIATION AND GOOD OFFICES COMMISSION
RESPONSIBLE FOR SEEKING THE SETTLEMENT OF ANY DISPUTES
WHICH MAY ARISE BETWEEN STATES PARTIES TO THE CONVENTION
AGAINST DISCRIMINATION IN EDUCATION**

Mr Pierre-Michel Eisemann (France) (Professor at the Faculty of Law of the University of Paris I Panthéon-Sorbonne and outgoing member of the Conciliation and Good Offices Commission).

Mr Klaus Hübner (Germany) (former Professor at the Free University of Berlin, former President of the German Commission for UNESCO and outgoing member of the Conciliation and Good Offices Commission).

Mr Francesco Margiotta-Broglio (Italy) (Ordinary Professor at the Faculty of Political Science of the University of Florence, Chairperson of the Social Science Committee of the Italian National Commission for UNESCO and outgoing member of the Conciliation and Good Offices Commission).

ANNEX III

**LIST OF STATES PARTIES TO THE PROTOCOL INSTITUTING
A CONCILIATION AND GOOD OFFICES COMMISSION TO BE RESPONSIBLE
FOR SEEKING THE SETTLEMENT OF ANY DISPUTES WHICH MAY ARISE
BETWEEN STATES PARTIES TO THE CONVENTION
AGAINST DISCRIMINATION IN EDUCATION**

(Paris, 10 December 1962)

Argentina	Madagascar
Australia	Malta
Brunei Darussalam	Morocco
Costa Rica	Netherlands
Côte d'Ivoire	Niger
Cyprus	Norway
Denmark	Panama
Dominica	Philippines
Egypt	Portugal
France	Saint Vincent and the Grenadines
Germany	Senegal
Guatemala	Solomon Islands
Israel	South Africa
Italy	Spain
Jordan	Uganda
Libyan Arab Jamahiriya	United Kingdom of Great Britain and Northern Ireland