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Note verbale datée du 26 septembre 2014, adressée au secrétariat du Conseil des droits de l'homme par la Mission permanente de la République du Soudan auprès de l'Office des Nations Unies et des autres organisations internationales à Genève

La Mission permanente de la République du Soudan auprès de l'Office des Nations Unies et des autres organisations internationales à Genève présente ses compliments au secrétariat du Conseil des droits de l'homme et, rappelant toute la correspondance de la Mission du Soudan relative à la vacance du poste d'expert indépendant chargé d'examiner la situation des droits de l'homme au Soudan (voir annexes I à IV)*, a l'honneur de le prier de faire distribuer la présente note et ses annexes en tant que document officiel du Conseil des droits de l'homme.

* Reproduite telle qu'elle a été reçue, dans la langue originale seulement.

Annexe I

[*Anglais seulement*]

Note verbale dated 18 July 2014 (Ref: N/214/14) from the Permanent Mission of the Republic of the Sudan to the United Nations Office and other international organizations in Geneva addressed to the secretariat of the Human Rights Council

The Permanent Mission of the Republic of the Sudan to the United Nations Office and other International Organizations in Geneva presents its compliments to the Secretariat of the Human Rights Council, and with reference to the latter's note verbale dated 7 July 2014 regarding the call for application vacancy of Independent Expert on the situation of human rights in the Sudan to be appointed at the 27th Session of the Human Rights Council (8-26 September 2014), has the honour to forward the following:

- According to the human rights resolution 24/28 of 8 October 2013, the mandate of the Independent Expert on the human rights situation in the Sudan is renewed for one year, which shall be terminated on September 2014.
- This corresponds to the same time of the entry into force of the resignation of the current Independent Expert.
- It is premature to call for application vacancy of Independent Expert, because the nomination or non-nomination of a new mandate holder depends on the outcome of the discussions and the resolution to be adopted during the 27th Session of the Human Rights Council.

The prompt and detailed clarification would be highly appreciated.

The Permanent Mission of the Republic of the Sudan avails itself of this opportunity to renew to the Secretariat of the Human Rights Council the assurances of its highest consideration.

Annexe II

[*Anglais seulement*]

Note verbale dated 24 September 2014 (Ref: N/251/14) from the Permanent Mission of the Republic of the Sudan to the United Nations Office and other international organizations in Geneva addressed to the President of the Human Rights Council

The Permanent Mission of the Republic of the Sudan to the United Nations Office and other International Organizations in Geneva presents its compliments to the President of the Human Rights Council, and has the honour to refer to the Mission's Note Verbale Ref: N/214/14 dated 18 July 2014, regarding the nomination of the holder of the mandate of the Independent Expert on the situation of human rights in the Sudan, and the meeting on the same topic of H.E. Mr. Baudelaire Ndong Ella, President of the Human Rights Council, with H.E. Mr. Isameldin Abdelgadir Elzien Mohamed, Undersecretary at the Ministry of Justice of the Sudan and H.E. Mrs. Rahma Salih Elobied, Ambassador and Permanent Representative of the Sudan to the United Nations Office in Geneva.

As clearly stated in the above-mentioned Note Verbale and meeting, the Government of the Sudan would like to confirm its position regarding the request to reopen the application vacancy of a mandate holder concerning Sudan, for the following reasons:

1. The post was prematurely opened before the end of the current mandate and before a new resolution was adopted by the Human Rights Council;

2. To give the Sudan a larger opportunity to choose the suitable mandate holder, in accordance with the Institutional Building Text;

3. To allow Sudan to choose the appropriate mandate holder, a thing which will positively contribute in enhancing the cooperation between the mandate holder and the concerned country.

The Human Rights Council President is kindly requested to forward the present Note Verbale to the attention of the Consultative Group for urgent consideration.

The Permanent Mission of the Republic of the Sudan avails itself of this opportunity to renew to the President of the Human Rights Council the assurances of its highest consideration.

Annexe III

[*Anglais seulement*]

Note verbale dated 25 September 2014 (Ref: N/254/14) from the Permanent Mission of the Republic of the Sudan to the United Nations Office and other international organizations in Geneva addressed to the President of the Human Rights Council

The Permanent Mission of the Republic of the Sudan to the United Nations Office and other International Organizations in Geneva presents its compliments to the President of the Human Rights Council, and further to the Mission's previous correspondences regarding the vacancy of the mandate holder concerning Sudan, last of which the Mission's Note Verbale Ref: N/251/14 dated 24th September 2014, and your letter circulated to all Permanent Missions dated 24th September 2014, regarding your decision following consultations to appoint Mr. Edward Thomas from Ireland for that position, has the honour to inform that the Mission's concern about the appointment, which was conveyed to you in different occasions, is about the procedure and not the person.

However, the Mission's concern about the procedure is still sustained, and it's our full conviction that, had the list of candidates included a reasonable number, it would have enabled you and the Council to agree on undisputed candidate who is acceptable to all parties.

Furthermore, the Mission of Sudan would like to seize this opportunity to repeat its previous request for reopening the procedure of announcement for the vacancy due to the reasons mentioned above.

The Permanent Mission of the Republic of the Sudan avails itself of this opportunity to renew to the President of the Human Rights Council the assurances of its highest consideration.

Annexe IV

[*Anglais seulement*]

Note verbale dated 26 September 2014 (Ref: N/256/14) from the Permanent Mission of the Republic of the Sudan to the United Nations Office and other international organizations in Geneva addressed to the President of the Human Rights Council

The Permanent Mission of the Republic of the Sudan to the United Nations Office and other International Organizations in Geneva presents its compliments to the President of the Human Rights Council, and further to the Mission's previous correspondences regarding the vacancy of the mandate holder concerning Sudan, last of which the Mission's Note Verbale Ref: N/254/14 dated 25th September 2014, and further to our procedural concern about the proposed candidate Mr. Edward Thomas for that position, it is with great regret that we would like to bring to your kind attention that the Mission of Sudan has received ascertained information from the competent authority in Sudan, confirming that the said person was declared a persona non grata on 14.09.2006.

For the abovementioned reasons, we strongly urge you not to proceed in the appointment of Mr. Edward Thomas as Independent Expert on the situation of human rights in the Sudan, the matter which will impede and obstruct the cooperation of Sudan with the Council, despite the excellent cooperation showed by Sudan in this regard.

The Permanent Mission of the Republic of the Sudan avails itself of this opportunity to renew to the President of the Human Rights Council the assurances of its highest consideration.