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**Promotion and protection of all human rights, civil,
political, economic, social and cultural rights,
including the right to development**

**Albania,* Argentina, Armenia, Australia,* Austria,* Bosnia and Herzegovina,*
Canada,* Chile,* Croatia,* Cyprus,* Czechia,* Ecuador,* Estonia,* Finland,
Georgia,* Germany, Greece,* Hungary,* Iceland,* Ireland,* Italy,* Liechtenstein,*
Luxembourg, Mexico, Montenegro, Netherlands, New Zealand,* North Macedonia,*
Norway,* Panama,* Paraguay, Peru,* Poland, Slovakia,* Slovenia,* Switzerland,*
Ukraine and United States of America: draft resolution**

49/... Rights of persons belonging to national or ethnic, religious and linguistic minorities

The Human Rights Council,

Recalling the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights, the Convention on the Rights of the Child, the Convention on the Elimination of All Forms of Discrimination against Women, the International Convention on the Elimination of All Forms of Racial Discrimination, the Convention on the Rights of Persons with Disabilities and the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities, adopted by consensus by the General Assembly by its resolution 47/135 of 18 December 1992,

Mindful of article 27 of the International Covenant on Civil and Political Rights and article 30 of the Convention on the Rights of the Child,

Recalling all previous resolutions adopted by the General Assembly, the Commission on Human Rights and the Human Rights Council on the rights of persons belonging to national or ethnic, religious and linguistic minorities,

Recalling also the paragraphs in the Vienna Declaration and Programme of Action and the Durban Declaration and Programme of Action relating to the rights of persons belonging to national or ethnic, religious and linguistic minorities and other relevant international standards,

Reaffirming the 2030 Agenda for Sustainable Development, of which the Addis Ababa Action Agenda of the Third International Conference on Financing for Development is an integral part, recalling that the Sustainable Development Goals and targets seek to realize the human rights of all, and stressing the need for Member States to integrate the 2030 Agenda into their respective national policies and development frameworks, as appropriate,

* State not a member of the Human Rights Council.



to promote the effective implementation of, follow-up to and review of the 2030 Agenda in order to ensure that no one is left behind,

Emphasizing the need to strengthen efforts to meet the goal of the full enjoyment of the rights of persons belonging to national or ethnic, religious and linguistic minorities, including by addressing their economic and social conditions and marginalization, and to end any type of discrimination against them,

Noting that 2022 marks the thirtieth anniversary of the adoption of the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities,

Affirming that the aforementioned anniversary offers an important opportunity for States to reflect on achievements, best practices and continuing challenges with regard to the implementation of the Declaration and to take further steps for the promotion and protection of the rights of persons belonging to national or ethnic, religious and linguistic minorities,

Stressing that the promotion and protection of the rights of persons belonging to national or ethnic, religious and linguistic minorities contribute to political and social stability and cohesion,

Noting with concern that disregard for the identity of persons belonging to national or ethnic, religious and linguistic minorities, their political and socioeconomic marginalization, hate speech and the denial of their human rights often precede violence and should therefore serve as early warning signs of a risk of serious crimes and conflict,

Recalling the Guiding Principles on Business and Human Rights, as endorsed by the Human Rights Council in its resolution 17/4 of 16 June 2011, and encouraging States, who are the primary duty-bearers, and business enterprises, including social media companies, to implement the Guiding Principles in order to foster respect for human rights, online and offline, including in the context of addressing hate speech,

Expressing concern at the frequency and severity of disputes and conflicts involving persons belonging to national or ethnic, religious and linguistic minorities, and that such persons often suffer disproportionately from the effects of conflicts resulting in the violation of their human rights and are particularly vulnerable to forced displacement through, inter alia, population transfers, the revocation of previously held identity documents, refugee flows and forced relocation,

Recognizing that a vast majority of stateless persons are persons belonging to national or ethnic, religious and linguistic minorities, and in this regard emphasizing the need for birth registration, civil registration and national identification documents to be provided without discrimination on any grounds, in particular race, ethnicity, religion or language, in line with the 2030 Agenda, especially Goal target 16.9 aimed at providing a legal identity for all,

Stressing the importance of the full, equal and meaningful participation of persons belonging to national or ethnic, religious and linguistic minorities, including women, youth and persons with disabilities and their representatives at all levels of policymaking and decision-making and in conflict prevention and resolution, mediation, post-conflict reconstruction, peacekeeping, peacemaking and peacebuilding, and emphasizing the need to address persisting barriers to the full implementation of Security Council resolution 1325 (2000) of 31 October 2000,

Emphasizing the importance of recognizing and addressing multiple, aggravated and intersecting forms of discrimination against persons belonging to national or ethnic, religious and linguistic minorities and the compounded negative impact on the enjoyment of their rights,

Emphasizing also the fundamental importance of human rights education, training and learning, dialogue, including intercultural and interfaith dialogue, and interaction among all relevant stakeholders and members of society relating to the promotion and protection of the rights of persons belonging to national or ethnic, religious and linguistic minorities as an integral part of the development of society as a whole, including through the sharing of best practices relating to, inter alia, the promotion of mutual understanding of minority issues, the management of diversity through the recognition of plural identities and the promotion of inclusive, just and stable societies and of social cohesion therein,

1. *Takes note* of the report of the Special Rapporteur on minority issues,¹ his report on the recommendations of the Forum on Minority Issues at its fourteenth session² and his report submitted to the General Assembly at its seventy-sixth session;³

2. *Notes* the completion, in December 2021, of the fourteenth session of the Forum on Minority Issues, on conflict prevention and the protection of the human rights of minorities, which, through the widespread participation of stakeholders, provided an important platform for promoting dialogue on this topic, and encourages States to take into consideration the relevant recommendations of the Forum;

3. *Welcomes* the report of the Office of the United Nations High Commissioner for Human Rights on the rights of persons belonging to national or ethnic, religious and linguistic minorities;⁴

4. *Commends* the Special Rapporteur on minority issues for his work and for the important role that he has played in raising the level of awareness of and in giving added visibility to the rights of persons belonging to national or ethnic, religious and linguistic minorities, and for his guiding role in the preparation and work of the Forum on Minority Issues, which contributes to efforts to improve cooperation among all United Nations mechanisms relating to the rights of persons belonging to national or ethnic, religious and linguistic minorities;

5. *Calls upon* States to undertake initiatives to ensure that persons belonging to national or ethnic, religious and linguistic minorities are aware of and able to exercise their rights as set out in the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities and in other international human rights commitments as well as obligations, and recommends that all measures taken with a view to implementing the Declaration be, to the fullest extent possible, developed, designed, implemented and reviewed with the full, effective and equal participation of persons belonging to national or ethnic, religious and linguistic minorities;

6. *Urges* States, while bearing in mind the theme of the fourteenth session of the Forum on Minority Issues, and with a view to enhancing the implementation of the Declaration and to ensuring the full enjoyment of the rights of persons belonging to national or ethnic, religious and linguistic minorities, to take appropriate measures by, inter alia:

(a) Considering ratifying and acceding and adhering to relevant international and regional human rights instruments that protect and promote the rights of persons belonging to national or ethnic, religious and linguistic minorities;

(b) Encouraging conditions for the promotion of the identity of persons belonging to national or ethnic, religious and linguistic minorities by providing them with adequate education and facilitating their participation in all aspects of the political, economic, social, religious and cultural life of society and in the economic progress and development of their country, without discrimination, applying a gender perspective while doing so;

(c) Creating a safe and enabling environment for civil society representatives, lawyers, journalists and media workers, humanitarian workers and human rights defenders working on the human rights of persons belonging to national or ethnic, religious and linguistic minorities, including in armed conflict;

(d) Strongly condemning any advocacy of national, racial or religious hatred that constitutes incitement to discrimination, hostility or violence, and adopting and implementing measures to criminalize incitement to imminent violence based on nationality, race, religion or belief, both online and offline, while respecting all internationally recognized human rights and fundamental freedoms;

(e) Ensuring the full, equal and meaningful participation of persons belonging to national or ethnic, religious and linguistic minorities, including women, youth and persons

¹ A/HRC/49/46.

² A/HRC/49/81.

³ A/76/162.

⁴ A/HRC/49/36.

with disabilities, at all levels of decision-making and implementation of conflict prevention and resolution, mediation, post-conflict reconstruction, peacekeeping, peacemaking and peacebuilding;

(f) Promoting the implementation of the Convention on the Elimination of All Forms of Discrimination against Women and relevant resolutions of United Nations bodies, including on situations of armed conflict;

(g) Collecting reliable and, as applicable, disaggregated data to establish and evaluate the impact of ongoing violence on persons belonging to national or ethnic, religious and linguistic minorities, including the number of persons killed, injured, deprived of their liberty or displaced, and subjected to sexual and gender-based violence;

(h) Ensuring that those responsible for human rights violations and abuses against persons belonging to national or ethnic, religious and linguistic minorities are held accountable, root causes investigated and addressed, and victims have access to adequate remedies and assistance;

(i) Developing reconciliation and remembrance policies based on inclusive dialogue that address past violence against and oppression of persons belonging to national or ethnic, religious and linguistic minorities, thereby contributing to the prevention of the most serious crimes while also ensuring that such initiatives complement and do not replace judicial processes;

(j) Facilitating the participation, as appropriate, of persons belonging to national or ethnic, religious and linguistic minorities, including women, youth and persons with disabilities, in the design, establishment and implementation of comprehensive transitional justice strategies;

(k) Enabling intercultural and interreligious dialogue for the recognition and promotion of and respect for diversity, including as a critical tool for fostering mutual understanding and the promotion of peace, sustainable development, peaceful coexistence, conflict prevention and reconciliation processes in post-conflict societies;

7. *Invites* international and regional organizations to increase efforts within their respective mandates to promote and help to protect the rights of persons belonging to national or ethnic, religious and linguistic minorities, and in this regard to take into consideration relevant recommendations of the Forum on Minority Issues;

8. *Welcomes* the fact that the fourteenth Forum on Minority Issues was fully interpreted in sign language, and stresses the importance that discussions at the Forum remain fully inclusive and accessible to persons with disabilities;

9. *Invites* the Office of the High Commissioner, United Nations entities and Member States to support and collaborate in the organization of regional forums on minority issues in order to complement and enrich the work and recommendations of the Forum on Minority Issues;

10. *Welcomes* the inter-agency cooperation among United Nations agencies, funds and programmes on minority issues, led by the Office of the High Commissioner, and urges them to further increase their coordination and cooperation by, inter alia, developing policies on the promotion and protection of the rights of persons belonging to national or ethnic, religious and linguistic minorities, drawing also on relevant outcomes of the Forum on Minority Issues and taking into account the work of relevant regional organizations;

11. *Notes in particular* in this regard the initiatives and activities of the United Nations network on racial discrimination and protection of minorities co-led by the Office of the High Commissioner and the United Nations Educational, Scientific and Cultural Organization and aimed at enhancing dialogue and cooperation between relevant United Nations agencies, funds and programmes, and invites the network to continue to cooperate with the Special Rapporteur on minority issues, the Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and related intolerance and other relevant special procedures and treaty bodies, and to consult and engage with persons belonging to national or ethnic, religious and linguistic minorities and civil society actors;

12. *Encourages* States, the United Nations network on racial discrimination and protection of minorities, civil society organizations and other stakeholders to promote and support the participation of persons belonging to national or ethnic, religious and linguistic minorities in relevant meetings and processes of United Nations human rights mechanisms;

13. *Requests* the United Nations High Commissioner for Human Rights to continue to present an annual report to the Human Rights Council containing information on relevant developments of United Nations human rights bodies and mechanisms, and on the activities undertaken by the Office of the High Commissioner at headquarters and in the field that contribute to the promotion of and respect for the provisions of the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities;

14. *Decides* to continue its consideration of this issue in accordance with its programme of work.
