



**Economic and Social
Council**

Distr.
LIMITED

E/CN.4/2004/L.10/Add.6
22 April 2004

Original: ENGLISH

COMMISSION ON HUMAN RIGHTS
Sixtieth session
Agenda item 21 (b)

**REPORT TO THE ECONOMIC AND SOCIAL COUNCIL
ON THE SIXTIETH SESSION OF THE COMMISSION**

Draft report of the Commission

Rapporteur: Mr. Mike OMOTOSHO (Nigeria)

CONTENTS*

Chapter

Page

**VI. Racism, racial discrimination, xenophobia and
all forms of discrimination:**

**(a) Comprehensive implementation of and follow-up to the
Durban Declaration and Programme of Action**

* Documents E/CN.4/2004/L.10 and addenda will contain the chapters of the report relating to the organization of the session and the various items on the agenda. Resolutions and decisions adopted by the Commission, as well as draft resolutions and decisions for action by, and other matters of concern to, the Economic and Social Council, will be contained in documents E/CN.4/2004/L.11 and addenda.

VI. Racism, racial discrimination, xenophobia and all forms of discrimination:

(a) Comprehensive implementation of and follow-up to the Durban Declaration and Programme of Action

1. The Commission considered agenda item 6 at its 14th and 15th meetings, on 22 March, at its 16th meeting, on 23 March, at its 45th meeting, on 13 April, at its 45th meeting, on 13 April, at its 51st meeting, on 16 April, and at its 59th meeting, on 22 April 2004.

2. For the documents issued under agenda item 6, see annex VI to the present report. For a list of all resolutions and decisions adopted by the Commission and Chairperson's statements, by agenda item, see annex V.

3. At the 14th meeting, Mr. Doudou Diène, Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and related intolerance presented his report (E/CN.4/2004/18 and Add.1-3). During the interactive dialogue the representatives of Cuba, India, Ireland (on behalf of the European Union) and Pakistan and the observer for Canada addressed questions to the Special Rapporteur, to which he responded.

4. Also at the 14th meeting:

(a) Mr. Juan Martabit, Chairperson-Rapporteur of the Intergovernmental Working Group on the Effective Implementation of the Durban Declaration and Programme of Action presented the report of the Working Group (E/CN.4/2004/20);

(b) Mr. Peter Lesa Kasanda, Chairperson-Rapporteur of the Working Group of Experts on People of African Descent, presented the report of the Working Group (E/CN.4/2004/21).

5. In the general debate on agenda item 6, statements were made by members of the Commission, observers and representatives of non-governmental organizations. For a detailed list of speakers, see annex III to the present report.

Combating defamation of religions

6. At the 45th meeting, on 13 April 2004, the representative of Pakistan introduced draft resolution E/CN.4/2004/L.5, sponsored by Pakistan (on behalf of the Organization of the Islamic Conference).

7. Statements in explanation of vote before the vote were made by the representatives of the Dominican Republic, Costa Rica, Guatemala, India, Ireland (on behalf of the States members of the European Union that are members of the Commission - Austria, France, Germany, Italy, the Netherlands, Sweden and the United Kingdom of Great Britain and Northern Ireland; the acceding country which is a member of the Commission - Hungary - aligned itself with the statement), Sri Lanka and the United States of America.

8. At the request of the representative of Ireland (on behalf of the States members of the European Union that are members of the Commission), a recorded vote was taken on the draft resolution, which was adopted by 29 votes to 16, with 7 abstentions. The voting was as follows:

In favour: Argentina, Bahrain, Bhutan, Brazil, Burkina Faso, China, Congo, Costa Rica, Cuba, Egypt, Eritrea, Ethiopia, Gabon, Honduras, Indonesia, Mauritania, Nigeria, Pakistan, Paraguay, Qatar, Russian Federation, Saudi Arabia, Sierra Leone, South Africa, Sri Lanka, Sudan, Togo, Uganda, Zimbabwe.

Against: Australia, Austria, Croatia, Dominican Republic, France, Germany, Guatemala, Hungary, Ireland, Italy, Japan, Netherlands, Sweden, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America.

Abstaining: Armenia, Chile, India, Mexico, Nepal, Peru, Republic of Korea.

9. For the text of the resolution as adopted, see chapter II, section A, resolution 2004/6.

Inadmissibility of certain practices which contribute to fuelling contemporary forms of racism, racial discrimination, xenophobia and related intolerance

10. At the 51st meeting, on 16 April 2004, the representative of the Russian Federation introduced draft resolution E/CN.4/2004/L.16, sponsored by Belarus and the Russian Federation.

11. A statement in connection with the draft resolution was made by the representative of China.

12. Statements in explanation of vote before the vote were made by the representatives of Armenia, Bahrain, Chile, the Congo (on behalf of the Group of African States), Cuba, Egypt, Honduras, India, Ireland (on behalf of the States members of the European Union that are members of the Commission - Austria, France, Germany, Italy, the Netherlands, Sweden and the United Kingdom of Great Britain and Northern Ireland - and the acceding country that is a member of the Commission - Hungary), Japan, Nigeria, Pakistan, Qatar, Saudi Arabia and South Africa.

13. At the request of the representative of Ireland (on behalf of the European Union), a recorded vote was taken on the resolution, which was adopted by 36 votes to 13, with 4 abstentions. The voting was as follows:

In favour: Argentina, Armenia, Bahrain, Bhutan, Brazil, Burkina Faso, Chile, China, Congo, Costa Rica, Cuba, Egypt, Eritrea, Ethiopia, Gabon, India, Indonesia, Mauritania, Mexico, Nepal, Nigeria, Pakistan, Paraguay, Peru, Qatar, Russian Federation, Saudi Arabia, Sierra Leone, South Africa, Sri Lanka, Sudan, Swaziland, Togo, Uganda, Ukraine, Zimbabwe.

Against: Australia, Austria, Croatia, France, Germany, Hungary, Ireland, Italy, Japan, Netherlands, Sweden, United Kingdom of Great Britain and Northern Ireland, United States of America.

Abstaining: Dominican Republic, Guatemala, Honduras, Republic of Korea.

14. For the text of the resolution, see chapter II, section A, resolution 2004/16.

World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance and the comprehensive implementation of and follow-up to the Durban Declaration and Programme of Action

15. At the 59th meeting, on 22 April 2004, the representative of the Congo (on behalf of States members of the African Group) introduced draft resolution E/CN.4/2004/L.2/Rev.2, sponsored by the Congo (on behalf of the States members of the African Group). Brazil, Chile, Costa Rica, Cuba, Ecuador, Nicaragua, Paraguay, Peru and Uruguay subsequently joined the sponsors.
16. The representative of the Congo orally revised the draft resolution by modifying the fourth preambular paragraph.
17. Statements in connection with the draft resolution were made by the representatives of Chile, the United States of America and the Russian Federation.
18. Statements in explanation of vote before the vote were made by the representatives of Ireland (on behalf of the States members of the European Union that are members of the Commission - Austria, France, Germany, Ireland, Italy, the Netherlands, Sweden and the United Kingdom of Great Britain and Northern Ireland), India, Japan, China and Cuba.
19. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications of the draft resolution.
20. At the request of the representatives of Ireland (on behalf of the European Union) and South Africa, a recorded vote was taken on the draft resolution, as orally revised, which was adopted by 38 votes to 1, with 14 abstentions. The voting was as follows:

In favour: Argentina, Armenia, Bahrain, Bhutan, Brazil, Burkina Faso, Chile, China, Congo, Costa Rica, Cuba, Dominican Republic, Egypt, Eritrea, Ethiopia, Gabon, Guatemala, Honduras, India, Indonesia, Mauritania, Mexico, Nepal, Nigeria, Pakistan, Paraguay, Peru, Qatar, Russian Federation, Saudi Arabia, Sierra Leone, South Africa, Sri Lanka, Sudan, Swaziland, Togo, Uganda, Zimbabwe.

Against: United States of America.

Abstaining: Australia, Austria, Croatia, France, Germany, Hungary, Ireland,
Italy, Japan, Netherlands, Republic of Korea, Sweden, Ukraine,
United Kingdom of Great Britain and Northern Ireland.

21. For the text of the resolution as adopted, see chapter II, section A, resolution 2004/87.
