



# Economic and Social Council

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## Permanent Forum on Indigenous Issues

Eighteenth session

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### Draft report

*Rapporteur:* Mr. Brian Keane

### Chapter I

### Matters calling for action by the Economic and Social Council or brought to its attention

#### B. Matters brought to the attention of the Council

##### Recommendations of the Permanent Forum

##### Dialogue with the Special Rapporteur on the rights of indigenous peoples and the Chair of the Expert Mechanism on the Rights of Indigenous Peoples (item 11)

1. The Permanent Forum reiterates its grave concerns about the situation of indigenous human rights defenders who continue to be harassed, criminalized, prosecuted, or even killed for exercising their legitimate rights to protect their lands, territories and resources, especially in the context and activities of extractive industries. The Forum calls upon Member States to take a zero-tolerance approach to violence against indigenous human rights defenders, to develop and implement all necessary measures to respect and protect indigenous human rights defenders, to duly investigate any act against them, and to prosecute those responsible to the full extent of the law.

2. As a result of the loss of their lands, territories and resources due to development and other pressures, many indigenous peoples are forced to leave their traditional lands and territories and migrate within and between countries to escape conflict, persecution and the impact of climate change. Indigenous peoples' mobility has become an increasingly complex issue in recent years. Therefore, the Permanent Forum invites Member States to fully implement the Global Compact for Safe, Orderly and Regular Migration adopted in December 2018 in line with the United Nations Declaration on the Rights of Indigenous Peoples.

3. In this regard the Permanent Forum invites the International Organization for Migration (IOM) and the Office of the United Nations High Commissioner for



Refugees (UNHCR) to pay special attention to the situation of indigenous peoples and address these issues in accordance with their mandates. The Forum recommends IOM and UNHCR to develop specific guidelines on indigenous migrants and to actively participate in the Inter-Agency Support Group on Indigenous Peoples' Issues.

4. The Permanent Forum welcomes the establishment of indigenous-led funds to support indigenous peoples' initiatives. It urges Governments and intergovernmental and non-governmental organizations to continue to contribute to those funds as well as to the Trust Fund on Indigenous Issues and the United Nations Voluntary Fund for Indigenous Peoples.

5. The Permanent Forum urges Member States to consider the expansion of the mandate of the Voluntary Fund to support: (a) grantees who have effective and positive initiatives to implement recommendations of United Nations human rights mechanisms; (b) the participation of indigenous peoples in the Forum on Business and Human Rights; and (c) the participation of indigenous peoples in the pre-sessions of the Working Group on the Universal Periodic Review of the Human Rights Council.

6. The Permanent Forum encourages Member States, particularly those in Africa and Asia, to invite the Special Rapporteur on the rights of indigenous peoples to undertake country studies and promote best practices in realizing the rights of indigenous peoples.

7. The Permanent Forum welcomes the efforts of Member States, United Nations agencies and other intergovernmental agencies to implement the United Nations Declaration on the Rights of Indigenous Peoples by implementing the outcome document of the World Conference on Indigenous Peoples held in 2014, as well as the recommendations of the mechanisms on the rights of indigenous peoples at the United Nations (Permanent Forum on Indigenous Issues, Special Rapporteur on the rights of indigenous peoples, Expert Mechanism on the Rights of Indigenous Peoples) in various regions. The Forum in particular acknowledges the Ibero-American Action Plan for the Implementation of the Rights of Indigenous Peoples of 2018 and the establishment of an indigenous peoples regional observatory, led by the Fund for the Development of the Indigenous Peoples of Latin America and the Caribbean, as a tool to measure the progress made towards implementing the United Nations Declaration on the Rights of Indigenous Peoples.

8. The Permanent Forum encourages Member States and the United Nations system to strengthen cooperation with the Fund for the Development of the Indigenous Peoples of Latin America and the Caribbean, considering its fundamental role in the Latin American and Caribbean region in processes of dialogue and consultation between States and indigenous peoples.