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Human Rights Council Advisory Committee Twenty-ninth session 20–24 February 2023 Item 2 of the provisional agenda Adoption of the agenda and organization of work

## Provisional agenda and annotations

## **Provisional agenda**

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- 2. Adoption of the agenda and organization of work.
- 3. Requests addressed to the Advisory Committee stemming from Human Rights Council resolutions and currently under consideration by the Committee:
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  - (b) Promotion of a democratic and equitable international order;
  - (c) Integration of the perspective of persons with disabilities;
  - (d) Impact of new technologies for climate protection on the enjoyment of human rights;
  - (e) Advancement of racial justice and equality;
  - (f) Neurotechnology and human rights;
  - (g) Human rights implications of new and emerging technologies in the military domain.
- 4. Implementation of sections III and IV of the annex to Human Rights Council resolution 5/1 and of section III of the annex to Council resolution 16/21:
  - (a) Review of methods of work;
  - (b) Agenda and annual programme of work, including new priorities.
- 5. Report of the Advisory Committee on its twenty-ninth session.

### Annotations

#### 1. Election of officers

In accordance with rule 103 of the rules of procedure of the General Assembly, the Advisory Committee will elect, from among its members, a Chair and its Bureau.



#### 2. Adoption of the agenda and organization of work

#### Adoption of the agenda

The Advisory Committee will have before it the provisional agenda and the present annotations relating to the items included in the provisional agenda (A/HRC/AC/29/1).

#### Organization of work

Rule 99 of the rules of procedure of the General Assembly provides that each committee "shall, at the beginning of the session, adopt a programme of work indicating, if possible, a target date for the conclusion of its work, the approximate dates of consideration of items and the number of meetings to be allocated to each item" (see A/520/Rev.17). Accordingly, the Advisory Committee will have before it, for its consideration and approval, a draft timetable prepared by the Secretariat showing the order and distribution of meeting time for each agenda item/segment of its programme of work for the twenty-ninth session.

#### Composition of the Advisory Committee

In its decision 18/121, the Human Rights Council decided that the cycle of the Advisory Committee would be adjusted to run from 1 October to 30 September. The terms of membership will therefore end on 30 September of each year.

The current composition of the Advisory Committee and the term of membership of each expert are as follows:<sup>\*</sup> Nurah Alamro (Saudi Arabia, 2024); Noor Al Malki Al-Jehani (Qatar, 2025); Buhm-Suk Baek (Republic of Korea, 2023); Nadia Amal Bernoussi (Morocco, 2023); Rabah Boudache (Algeria, 2025); Aldo de Campos Costa (Brazil, 2025); Milena Costas Trascasas (Spain, 2025); Sebastião Da Silva Isata (Angola, 2025); Jewell Major (Bahamas, 2025); Ajai Malhotra (India, 2023); Javier Palummo (Uruguay, 2025); Vasilka Sancin (Slovenia, 2025); Patrycja Sasnal (Poland, 2023); Dheerujlall Seetulsingh (Mauritius, 2023); Vassilis Tzevelekos (Greece, 2024); Catherine Van de Heyning (Belgium, 2023); Frans Viljoen (South Africa, 2024); and Yue Zhang (China, 2025).

#### **3.** Requests addressed to the Advisory Committee stemming from Human Rights Council resolutions and currently under consideration by the Committee

#### (a) Integration of a gender perspective

In its resolution 6/30, the Human Rights Council requested the Advisory Committee to regularly and systematically integrate a gender perspective into the implementation of its mandate, including when examining the intersection of multiple forms of discrimination against women, and to include in its reports information on and a qualitative analysis of the human rights of women and girls.

#### (b) Promotion of a democratic and equitable international order

In its resolutions 8/5 and 18/6, the Human Rights Council requested, inter alia, the Advisory Committee to pay due attention, within its respective mandate, to the resolutions and to make contributions towards their implementation. In its resolution 18/6, the Council also decided to establish, for a period of three years, a new special procedure mandate of Independent Expert on the promotion of a democratic and equitable international order. The mandate has been renewed periodically and most recently through Council resolution 45/4. The most recent report on the mandate is contained in document A/HRC/51/32.

#### (c) Integration of the perspective of persons with disabilities

In its resolution 7/9, the Human Rights Council encouraged the Advisory Committee and other mechanisms of the Council to integrate the perspective of persons with disabilities, as appropriate, in carrying out their work and in their recommendations in order to facilitate the

<sup>\*</sup> The year in which the term of membership expires is shown in parentheses.

inclusion of persons with disabilities in the work of the Council. In its resolution 26/20, the Council decided to establish, for a period of three years, a new special procedure mandate of Special Rapporteur on the rights of persons with disabilities. The mandate has been renewed periodically and most recently through Council resolution 44/10. The most recent reports on the topic are contained in documents A/HRC/49/52 and A/77/203.

#### (d) Impact of new technologies for climate protection on the enjoyment of human rights

In its resolution 48/14, the Human Rights Council requested the Advisory Committee to conduct a study and to prepare a report, in close cooperation with the Special Rapporteur on the promotion and protection of human rights in the context of climate change, on the impact of new technologies for climate protection on the enjoyment of human rights, and to submit the report to the Council at its fifty-fourth session.

At its twenty-seventh session, the Advisory Committee held discussions on this topic and established a drafting group for the preparation of the report to be submitted to the Human Rights Council at its fifty-fourth session. At present, the drafting group comprises Buhm-Suk Baek, Milena Costas Trascasas (Chair), Ajai Malhotra, Javier Palummo, Patrycja Sasnal (Rapporteur), Vassilis Tzevelekos and Frans Viljoen.

At the same session, the Committee decided to seek input through a note verbale in which it requested stakeholders, including Member States, international and regional organizations, the Office of the United Nations High Commissioner for Human Rights (OHCHR), the special procedures of the Human Rights Council, the United Nations Environment Programme, United Nations regional economic commissions and other relevant United Nations agencies, funds and programmes within their respective mandates, national human rights institutions, civil society, the private sector, the technical community and academic institutions, to submit information by 29 April 2022. This deadline was later extended.

The Advisory Committee also decided to entrust the drafting group with the task of exploring the possibility of convening before its twenty-eighth session an intersessional seminar on the impact of new technologies for climate protection on the enjoyment of human rights, with the participation and involvement of specialists in the field. It requested the drafting group to submit an outline of the report at its twenty-eighth session, taking into account the inputs pursuant to the above-mentioned note verbale.

At its twenty-eighth session, the Advisory Committee took note of the outline of the study submitted by the drafting group, and held meetings to discuss the topic. At the same session, the Committee welcomed the input received from Member States and other stakeholders in response to the note verbale and questionnaire circulated by the Committee after its twentyseventh session, and also welcomed the briefing by the Chair and the Rapporteur of the drafting group on the meetings to discuss the impact of new technologies for climate protection on the enjoyment of human rights held in the intersessional period including a seminar with representatives of Indigenous Peoples. The Committee requested the drafting group to submit a draft report at its twenty-ninth session, taking into account the abovementioned input from stakeholders and the discussions held at the twenty-eighth session.

At its twenty-ninth session, the Advisory Committee will have before it the draft report submitted by the drafting group, which will be circulated in the form of a conference room paper.

#### (e) Advancement of racial justice and equality

In its resolution 48/18, the Human Rights Council requested the Advisory Committee to prepare a study in which it examined patterns, policies and processes contributing to incidents of racial discrimination and made proposals to advance racial justice and equality, which should be firmly anchored in the fulfilment of the 2030 Agenda for Sustainable Development and the attainment of its Goals, in consultation where possible with OHCHR and the international independent expert mechanism to advance racial justice and equality in the context of law enforcement established by the Council in its resolution 47/21, and to present the study to the Council at its fifty-fourth session.

At its twenty-seventh session, the Advisory Committee held meetings to discuss this topic and designated a drafting group for the preparation of the report to be submitted to the Human Rights Council at its fifty-fourth session. The drafting group currently comprises Nurah Alamro, Buhm-Suk Baek, Nadia Amal Bernoussi, Milena Costas Trascasas, Ajai Malhotra, Javier Palummo, Dheerujlall Seetulsingh, Catherine Van de Heyning (Chair) and Frans Viljoen (Rapporteur).

The Advisory Committee also decided to entrust the drafting group with the task of exploring the possibility of convening before its twenty-eighth session an intersessional seminar on the advancement of racial justice and equality, with the participation and involvement of specialists in the field. It requested the drafting group to submit a preliminary draft of the report to the Committee at its twenty-eighth session.

At its twenty-eighth session, the Advisory Committee took note of the outline of the study submitted by the drafting group, and held meetings to discuss the topic. At the same session, the Committee decided to seek input through a note verbale, in which it requested relevant stakeholders, including Member States, international and regional organizations, United Nations bodies and mechanisms, the Committee on the Elimination of Racial Discrimination, OHCHR, United Nations agencies, funds and programmes within their respective mandates, national human rights institutions, civil society organizations, the private sector and academic institutions, to submit information on patterns, policies and processes, and other measures, such as legislation, leading to incidents of racial discrimination, and to make proposals on how to advance racial justice and equality by 10 October 2022 (the deadline was subsequently extended). The Committee also requested the drafting group to submit a draft at its twenty-ninth session, taking into account the replies received pursuant to the above-mentioned note verbale and the discussions held at the twenty-eighth session.

At its twenty-ninth session, the Advisory Committee will have before it the draft report submitted by the drafting group, which will be circulated in the form of a conference room paper.

#### (f) Neurotechnology and human rights

In its resolution 51/3, the Human Rights Council requested the Advisory Committee to prepare a study in an accessible format, including an easy-to-read version, on the impact, opportunities and challenges of neurotechnology with regard to the promotion and protection of all human rights, including recommendations on how human rights opportunities, challenges and gaps arising from neurotechnology could be addressed by the Human Rights Council and its special procedures and subsidiary bodies in a coherent, holistic, inclusive and action-oriented manner, and to present the study to the Council at its fifty-seventh session.

In resolution 51/3, the Human Rights Council also requested the Advisory Committee, when preparing the above-mentioned study, to seek the views and inputs from, and to take into account the relevant work already done by, stakeholders, including Member States, international and regional organizations, OHCHR, the special procedures of the Human Rights Council, the treaty bodies, other relevant United Nations agencies, funds and programmes within their respective mandates, national human rights institutions, civil society, the private sector, medical and technical communities, academic institutions and other relevant stakeholders.

At its twenty-ninth session, the Advisory Committee will hold discussions on this topic and establish a drafting group for the preparation of the study to be submitted to the Human Rights Council at its fifty-seventh session.

#### (g) Human rights implications of new and emerging technologies in the military domain

In its resolution 51/22, the Human Rights Council requested the Advisory Committee to prepare a study examining the human rights implications of new and emerging technologies in the military domain, while taking into account ongoing discussions within the United Nations system, and to present the study to the Council at its sixtieth session.

In resolution 51/22, the Human Rights Council also requested the Advisory Committee to seek the views of and inputs from, and to take into account relevant work already done by,

stakeholders, including States, United Nations agencies, entities, funds and programmes within their respective mandates, international and regional organizations, OHCHR, the special procedures of the Council, the treaty bodies, national human rights institutions, civil society, the private sector, academic institutions, multi-stakeholder initiatives and other relevant stakeholders, when preparing the above-mentioned study.

At its twenty-ninth session, the Advisory Committee will hold discussions on this topic and establish a drafting group for the preparation of the study to be submitted to the Human Rights Council at its sixtieth session.

# 4. Implementation of sections III and IV of the annex to Human Rights Council resolution 5/1 and of section III of the annex to Council resolution 16/21

#### (a) Review of methods of work

According to paragraph 77 of the annex to Human Rights Council resolution 5/1, the Advisory Committee may propose within the scope of the work set out by the Council, for the latter's consideration and approval, suggestions for further enhancing its procedural efficiency.

In paragraphs 35 to 39 of section III of the annex to its resolution 16/21, the Human Rights Council made reference to the Advisory Committee. In paragraph 39 of the same resolution, the Council stipulated that the Committee should endeavour to enhance intersessional work between its members in order to give effect to the provisions of paragraph 81 of the annex to Council resolution 5/1.

At its twenty-ninth session, the Advisory Committee may therefore address issues related to its methods of work.

#### (b) Agenda and annual programme of work, including new priorities

In paragraph 35 of the annex to Human Rights Council resolution 16/21, the Council stipulated that it should, within existing resources, strengthen its interaction with the Advisory Committee and engage more systematically with it through work formats, such as seminars, panels and working groups, and by sending feedback to the inputs of the Committee.

At its fourteenth session, the Advisory Committee decided to produce reflection papers for its own use at each of its sessions, which could be published on the OHCHR website.

At its twenty-eighth session, after discussion, the Advisory Committee decided to submit for the consideration of and approval by the Human Rights Council the following research proposals:

- The human rights implications of the use of new and emerging digital technologies developed in the military domain used for law enforcement and security purposes
- Assessing the human rights impact of neurotechnology: towards the recognition of neurorights

At the same meeting, members of the Advisory Committee presented a reflection paper on the theme "Climate change and the rights of the child".

The Advisory Committee may decide to continue, during its twenty-ninth session, its discussions under item 3, including on some of the above-mentioned topics and other new priorities.

#### 5. Report of the Advisory Committee on its twenty-ninth session

The Advisory Committee will have before it for adoption a draft report on its twenty-ninth session, prepared by the Rapporteur.

Pursuant to paragraph 38 of the annex to Human Rights Council resolution 16/21, the annual report of the Advisory Committee will be submitted to the Council at its September session and will be the subject of an interactive dialogue with the Committee Chair. The reports of

the Committee on its twenty-ninth and thirtieth sessions will be considered by the Council at its fifty-fourth session.