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منظمة الأمم المتحدة
للتربية والعلم والثقافة

联合国教育、
科学及文化组织

Diversity of cultural expressions

4 CP

Distribution: limited

CE/13/4.CP/14
Paris, 11 April 2013
Original: French

CONFERENCE OF PARTIES TO THE CONVENTION ON THE PROTECTION AND PROMOTION OF THE DIVERSITY OF CULTURAL EXPRESSIONS

Fourth ordinary session
Paris, UNESCO Headquarters, Room II
11-14 June 2013

Item 14 of the Provisional Agenda: Election of members of the Committee

Pursuant to Rule 16 of its Rules of Procedure, the Conference of Parties elects half of the States Members of the Committee every two years.

Decision required: paragraph 17

1. In accordance with Article 23, paragraphs 1 and 4, of the Convention, the Conference of Parties elected at its first ordinary session an Intergovernmental Committee for the Protection and Promotion of the Diversity of Cultural Expressions, hereinafter referred to as “the Committee”, composed of 24 Members.

2. Rule 16 of the Rules of Procedure of the Conference of Parties provides that the term of office of the States Members of the Committee is four years, in accordance with Article 23.1 of the Convention.

3. Furthermore, Rule 15.2 of the Rules of Procedure specifies that, for the purposes of the election of the Members of the Committee, the seats on the Committee “shall be distributed at each election among electoral groups in proportion to the number of States Parties from each group, provided that, after such distribution, a minimum of three seats and a maximum of six seats have been attributed to each of the six electoral groups”.

4. The Conference of Parties, at its first ordinary session (June 2007), elected 12 States Members whose term of office expired in 2011. Following that election, the outgoing States Members of the Committee in 2011, by electoral group, were:

Group I: Germany, Greece, Luxembourg;
Group II: Croatia, Lithuania;
Group III: Mexico, Saint Lucia;
Group IV: India;
Group V(a): South Africa, Mauritius, Senegal;
Group V(b): Oman.

5. At its second ordinary session (June 2009), the Conference of Parties elected 12 Members whose term of office expires in 2013. The outgoing States Members of the Committee, by electoral group, are:

Group I: Canada, France;
Group II: Albania, Bulgaria;
Group III: Brazil, Cuba;
Group IV: China, Lao People’s Democratic Republic;
Group V(a): Cameroon, Kenya;
Group V(b): Jordan, Tunisia.

6. At its third ordinary session (June 2011), the Conference of Parties elected 12 States Members whose term of office expires in 2015. The remaining States Members of the Committee, by electoral group, are:

Group I: Sweden, Switzerland;
Group II: Armenia, the former Yugoslav Republic of Macedonia;
Group III: Argentina, Honduras, Saint Vincent and the Grenadines;
Group IV: Viet Nam;
Group V(a): Guinea, Congo, Zimbabwe;
Group V(b): Kuwait.

7. In accordance with Rule 16 of the Rules of Procedure of the Conference of Parties, half of the States Members of the Committee must be elected with due regard to the principle of rotation and “a Member cannot be elected to two consecutive mandates unless a regional group presents a ‘clean slate’”.

8. As at 14 June 2013, the Convention is in force in respect of 125 States Parties (see Annex I).

9. Article 23 paragraph 5 of the Convention provides that the election of Members of the Committee shall be conducted on the basis of the principles of equitable geographical

representation and rotation. Moreover, Rule 15 of the Rules of Procedure of the Conference of Parties provides for election on the basis of the composition of the electoral groups of UNESCO, as determined by the UNESCO General Conference. In accordance with the practice of the UNESCO General Conference, Group V is composed of two subgroups, Group V(a) for the African States and Group V(b) for the Arab States.

10. The voting system is based on the *pro rata* principle, under which the number of Parties in each electoral group is divided by the number of States Parties to the Convention and the resulting figure is multiplied by the number of available seats.

11. In accordance with Rule 15 of the Rules of Procedure, for the purposes of the election of the Members of the Intergovernmental Committee at the fourth ordinary session of the Conference of Parties, the *pro rata* distribution of the 24 seats among the six electoral groups is as follows (see Annex II for detailed calculations):

- Group I represents 17.60% of States Parties to the Convention, or 4.224 seats;
- Group II represents 18.40% of States Parties to the Convention, or 4.416 seats;
- Group III represents 19.20% of States Parties to the Convention, or 4.608 seats;
- Group IV represents 9.60% of States Parties to the Convention, or 2.304 seats;
- Group V(a) represents 27.20% of States Parties to the Convention, or 6.528 seats;
- Group V(b) represents 8% of States Parties to the Convention, or 1.92 seats.

12. In view of the regional grouping of the 125 States Parties, the *pro rata* calculation of the number of States Parties in each group results in the allocation of 1.92 to 6.528 seats to each electoral group. In regard to the distribution of seats within the Committee, however, Rule 15.2 of the Rules of Procedure of the Conference of Parties provides for a minimum of three seats and a maximum of six seats per electoral group.

13. At the second ordinary session, when electing the Members of the Committee, the Conference of Parties considered that Rule 15.2 of the Rules of Procedure should be applied first of all to ensure that the requisite number of seats was allocated to the electoral groups that did not have the minimum of three seats, and that the remaining seats should afterwards be allocated *pro rata* to the other electoral groups (see detailed summary record of the second ordinary session of the Conference of Parties to the Convention on the Protection and Promotion of the Diversity of Cultural Expressions, CE/11/3.CP/209/4, para. 110). The Conference of Parties used this method when renewing the Committee's membership at the election that was held at the third ordinary session of the Conference of Parties (see detailed draft summary record of the third ordinary session of the Conference of Parties to the Convention on the Protection and Promotion of the Diversity of Cultural Expressions, CE/13/4.CP/4, para. 152).

14. Under Rule 15.2, a minimum of three seats will be allocated to each electoral group, thus amounting to a total of 18 seats. As the Committee is composed of 24 Members, the remaining six seats will be distributed *pro rata* among the other electoral groups (as shown in the table below).

	GROUPS						Total
	I	II	III	IV	V(a)	V(b)	
Application of Rule 15.2 of the Rules of Procedure	3	3	3	3	3	3	18
<i>Pro rata</i> distribution of six remaining seats (%)	22 (21.36%)	23 (22.33%)	24 (23.30%)	N/A	34 (33%)	N/A	103 (100%)
Remaining seats to be allocated	6 x 0.2136 = 1.28	6 x 0.2233 = 1.34	6 x 0.2330 = 1.40	N/A	6 x 0.33 = 1.98	N/A	6

15. The Conference of Parties will be required to agree on the distribution of the 24 Committee seats and, afterwards, to determine the distribution of the 12 vacant seats. To that end it might take into consideration Rule 15.2 of the Rules of Procedure, which provides for a minimum of three seats and a maximum of six seats per electoral group and for the principle of *pro rata* distribution of the remaining seats among the other electoral groups.

16. In accordance with Rule 17.1 of the Rules of Procedure, the Secretariat requested all States Parties, three months before the opening of this session of the Conference of Parties, whether they intended to stand for election to the Committee. The provisional list of candidates is provided in document CE/13/4.CP/INF.3. In accordance with Rule 17.3, it will be finalized 48 hours before the opening of the Conference of Parties. No candidacy will be accepted in the 48 hours preceding the opening of the Conference.

17. The Conference of Parties may wish to adopt the following draft resolution:

DRAFT RESOLUTION 4.CP 14

The Conference of Parties,

1. *Having examined* document CE/13/4.CP/14;
2. *Decides* that, for the purposes of the election of the Members of the Committee at this session, the 12 seats will be distributed among the electoral groups as follows: Group I (...); Group II (...); Group III (...); Group IV (...); Group V(a) (...); Group V(b) (...).

ANNEX I

States Parties to the Convention

	States	Date of deposit of instrument
1	Canada	28 November 2005
2	Mauritius	29 March 2006
3	Mexico	05 July 2006
4	Romania	20 July 2006
5	Monaco	31 July 2006
6	Bolivia (Plurinational State of)	04 August 2006
7	Djibouti	09 August 2006
8	Croatia	31 August 2006
9	Togo	05 September 2006
10	Belarus	06 September 2006
11	Madagascar	11 September 2006
12	Burkina Faso	15 September 2006
13	Republic of Moldova	05 October 2006
14	Peru	16 October 2006
15	Guatemala	25 October 2006
16	Senegal	07 November 2006
17	Ecuador	08 November 2006
18	Mali	09 November 2006
19	Albania	17 November 2006
20	Cameroon	22 November 2006
21	Namibia	29 November 2006
22	India	15 December 2006
23	Finland	18 December 2006
24	Austria	18 December 2006
25	France	18 December 2006
26	Spain	18 December 2006
27	Sweden	18 December 2006
28	Denmark	18 December 2006
29	Slovenia	18 December 2006
30	Estonia	18 December 2006
31	Slovakia	18 December 2006
32	Luxembourg	18 December 2006
33	Lithuania	18 December 2006
34	Malta	18 December 2006
35	Bulgaria	18 December 2006
36	Cyprus	19 December 2006
37	South Africa	21 December 2006
38	Ireland	22 December 2006
39	Greece	03 January 2007
40	Brazil	16 January 2007
41	Norway	17 January 2007
42	Uruguay	18 January 2007
43	Panama	22 January 2007
44	China	30 January 2007
45	Saint Lucia	01 February 2007
46	Iceland	01 February 2007
47	Andorra	06 February 2007
48	Tunisia	15 February 2007
49	Jordan	16 February 2007

	States	Date of deposit of instrument
50	Italy	19 February 2007
51	Armenia	27 February 2007
52	Germany	12 March 2007
53	Chile	13 March 2007
54	Niger	14 March 2007
55	Portugal	16 March 2007
56	Oman	16 March 2007
57	Côte d'Ivoire	16 April 2007
58	Jamaica	04 May 2007
59	Gabon	15 May 2007
60	The former Yugoslav Republic of Macedonia	22 May 2007
61	Cuba	29 May 2007
62	Bangladesh	31 May 2007
63	Latvia	06 July 2007
64	Kuwait	03 August 2007
65	Viet Nam	07 August 2007
66	Poland	17 August 2007
67	Egypt	23 August 2007
68	Cambodia	19 September 2007
69	New Zealand	05 October 2007
70	Mongolia	15 October 2007
71	Mozambique	18 October 2007
72	Tajikistan	24 October 2007
73	Kenya	24 October 2007
74	Paraguay	30 October 2007
75	Lao People's Democratic Republic	05 November 2007
76	United Kingdom of Great Britain and Northern Ireland	07 December 2007
77	Benin	20 December 2007
78	Nigeria	21 January 2008
79	Syrian Arab Republic	05 February 2008
80	Guinea	20 February 2008
81	Argentina	07 May 2008
82	Hungary	09 May 2008
83	Zimbabwe	15 May 2008
84	Chad	17 June 2008
85	Sudan	19 June 2008
86	Seychelles	20 June 2008
87	Montenegro	24 June 2008
88	Georgia	01 July 2008
89	Switzerland	16 July 2008
90	Ethiopia	02 September 2008
91	Barbados	02 October 2008
92	Burundi	14 October 2008
93	Congo	22 October 2008
94	Grenada	15 January 2009
95	Bosnia and Herzegovina	27 January 2009
96	Nicaragua	05 March 2009
97	Afghanistan	30 March 2009
98	Qatar	21 April 2009
99	Serbia	02 July 2009
100	Australia	18 September 2009
101	Dominican Republic	24 September 2009
102	Saint Vincent and the Grenadines	25 September 2009

	States	Date of deposit of instrument
	Grenadines	
103	Netherlands	09 October 2009
104	Guyana	14 December 2009
105	Haiti	08 February 2010
106	Azerbaijan	15 February 2010
107	Lesotho	18 February 2010
108	Ukraine	10 March 2010
109	Malawi	16 March 2010
110	Republic of Korea	01 April 2010
111	Equatorial Guinea	17 June 2010
112	Trinidad and Tobago	26 July 2010
113	Czech Republic	12 August 2010
114	Honduras	31 August 2010
115	Democratic Republic of the Congo	28 September 2010
116	Costa Rica	15 March 2011
117	Gambia	26 May 2011
118	United Republic of Tanzania	18 October 2011
119	Palestine	08 December 2011
120	Indonesia	12 January 2012
121	Angola	07 February 2012
122	Central African Republic	11 May 2012
123	United Arab Emirates	06 June 2012
124	Rwanda	16 July 2012
125	Swaziland	30 October 2012

ANNEX II

Distribution of the 24 seats among the 125 States Parties, by electoral group, in accordance with the pro rata principle

	GROUPS					
	I	II	III	IV	Va	Vb
1	Germany	Albania	Argentina	Afghanistan	Angola	Egypt
2	Andorra	Armenia	Barbados	Australia	South Africa	United Arab Emirates
3	Austria	Azerbaijan	Bolivia (Plurinational State of)	Bangladesh	Benin	Jordan
4	Canada	Belarus	Brazil	Cambodia	Burkina Faso	Kuwait
5	Cyprus	Bosnia and Herzegovina	Chile	China	Burundi	Oman
6	Denmark	Bulgaria	Costa Rica	India	Cameroon	Palestine
7	Spain	Croatia	Cuba	Indonesia	Congo	Qatar
8	Finland	Estonia	Ecuador	Mongolia	Côte d'Ivoire	Syrian Arab Republic
9	France	The former Yugoslav Republic of Macedonia	Grenada	New Zealand	Djibouti	Sudan
10	Greece	Georgia	Guatemala	Republic of Korea	Ethiopia	Tunisia
11	Ireland	Hungary	Guyana	Lao People's Democratic Republic	Gabon	
12	Iceland	Latvia	Haiti	Viet Nam	Gambia	
13	Italy	Lithuania	Honduras		Guinea	
14	Luxembourg	Montenegro	Jamaica		Equatorial Guinea	
15	Malta	Poland	Mexico		Kenya	
16	Monaco	Republic of Moldova	Nicaragua		Lesotho	
17	Norway	Czech Republic	Panama		Madagascar	
18	Netherlands	Romania	Paraguay		Malawi	
19	Portugal	Serbia	Peru		Mali	
20	United Kingdom of Great Britain and Northern Ireland	Slovakia	Dominican Republic		Mauritius	
21	Sweden	Slovenia	Saint Lucia		Mozambique	

22	Switzerland	Tajikistan	Saint Vincent and the Grenadines		Namibia	
23		Ukraine	Trinidad and Tobago		Niger	
24			Uruguay		Nigeria	
25					Central African Republic	
26					Democratic Republic of the Congo	
27					United Republic of Tanzania	
28					Rwanda	
29					Senegal	
30					Seychelles	
31					Swaziland	
32					Chad	
33					Togo	
34					Zimbabwe	
Total (125)	22	23	24	12	34	10
% (100)	17.60	18.40	19.20	9.60	27.20	8
Seats (24)	4.224	4.416	4.608	2.304	6.528	1.92