

# **Report of the Consultative Group to the President of the Human Rights Council relating to the vacancies of mandate holders to be appointed at the forty-ninth session of the Human Rights Council**

**Addendum: three EMRIP mandates and three Working Group mandates on enforced or involuntary disappearances, human rights and transnational corporations, and on the use of mercenaries**

*7 February 2022*

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## **I. Background**

1. In paragraphs 47 and 49 of the annex to its resolution 5/1, the Human Rights Council decided to establish a Consultative Group comprised of Permanent Representatives appointed by Regional Groups and serving in their personal capacity. The Consultative Group is mandated by the Council to propose to the President a list of candidates who possess the highest qualifications for the mandate in question and meet the general criteria and particular requirements. Recommendations to the President of the Human Rights Council are required to be made public and substantiated pursuant to paragraph 50 of the annex to resolution 5/1.

2. The members of the Consultative Group for the selection of the mandate holders to be appointed at the forty-ninth session of the Human Rights Council are: His Excellency Mr. Joaquín Alexander Maza Martelli (El Salvador), His Excellency Mr. Ahmad Faisal Muhamad (Malaysia), His Excellency Mr. Mxolisi Nkosi (South Africa)<sup>1</sup> and Ms. Tamara Mawhinney (Canada)<sup>2</sup>. The member of the Group from Eastern European States is yet to be nominated. The working cycle of the current Consultative Group commenced on 1 April 2021 and will end on 31 March 2022, pursuant to paragraph 1(b) of Council decision 30/115. The Group held its initial organizational meeting on 1 April 2021.

3. A total of 11 vacancies of mandate holders (i.e., 3 expert mechanism posts and 8 special procedure posts) are to be filled at the Council's forty-ninth session as follows (listed in alphabetical order):

- 1. Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from Central and Eastern Europe, the Russian Federation, Central Asia and Transcaucasia (Human Rights Council resolution 33/25)**
- 2. Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from Central and South America, and the Caribbean (Human Rights Council resolution 33/25)**
- 3. Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from the Pacific (Human Rights Council resolution 33/25)**
- 4. Special Rapporteur on the promotion and protection of human rights in the context of climate change (Human Rights Council resolution 48/14)**
- 5. Special Rapporteur on the situation of human rights in Afghanistan (Human Rights Council resolution 48/1)**

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<sup>1</sup> Pursuant to the notes verbales, dated respectively 11 June and 14 October 2021, from Cameroon in its capacity as the coordinator of the Group of African States, H.E. Mr. Mxolisi Nkosi (South Africa) has replaced H.E. Mr. Makaila Ahmad (Chad) in the Consultative Group for the remainder of the current term, i.e., until 31 March 2022.

<sup>2</sup> The Group of Western European and other States (WEOG) initially nominated H.E. Ms. Leslie Norton (Canada) to serve in the Consultative Group for the entire cycle. Subsequently, the Regional Group decided to replace the original nominee with Ms. Tamara Mawhinney (Canada).

6. **Special Rapporteur on the situation of human rights in Burundi (Human Rights Council resolution 48/16)**
7. **Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967 (Commission on Human Rights resolution 1993/2A and Human Rights Council resolution 5/1)**
8. **Working Group on Arbitrary Detention, member from Western European and other States (Human Rights Council resolution 42/22)**
9. **Working Group on Enforced or Involuntary Disappearances, member from Asia-Pacific States (Human Rights Council resolution 45/3)**
10. **Working Group on the issue of human rights and transnational corporations and other business enterprises, member from Asia-Pacific States (Human Rights Council resolution 44/15)**
11. **Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination, member from Latin American and Caribbean States (Human Rights Council resolution 42/9)**

4. The vacancies number 4, 5 and 6 – those of the Special Rapporteur on the promotion and protection of human rights in the context of climate change, the Special Rapporteur on the situation of human rights in Afghanistan and the Special Rapporteur on the situation of human rights in Burundi – are for three new mandates which the Human Rights Council decided to establish through its resolutions adopted at its forty-eighth session. The vacancy number 11 above – that of the Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination, member from Latin American and Caribbean States – was not initially foreseen and arose due to the resignation of the mandate holder, Ms. Lilian Bobsa, effective 30 November 2021.

5. In its letter dated 13 January 2022, the Consultative Group informed the President of the Human Rights Council of its decision to present its report with recommendations relating to 6 of the 11 mandates in an addendum to its report due to the high number of vacancies of mandate holders resulting from the creation of three new mandates and the resignation of one mandate holder.

6. Accordingly, on 24 January 2022, the Consultative Group presented its main report<sup>3</sup> to the President of the Human Rights Council with its list of candidates recommended to the President for the following five mandates (listed in alphabetical order):

1. **Special Rapporteur on the promotion and protection of human rights in the context of climate change (Human Rights Council resolution 48/14)**
2. **Special Rapporteur on the situation of human rights in Afghanistan (Human Rights Council resolution 48/1)**
3. **Special Rapporteur on the situation of human rights in Burundi (Human Rights Council resolution 48/16)**
4. **Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967 (Commission on Human Rights resolution 1993/2A and Human Rights Council resolution 5/1)**
5. **Working Group on Arbitrary Detention, member from Western European and other States (Human Rights Council resolution 42/22)**

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<sup>3</sup> <https://www.ohchr.org/Documents/HRBodies/SP/CallApplications/HRC49/CG-REPORT-HRC49-to-President.pdf>

7. The present addendum, to be read in conjunction with the main report of the Consultative Group dated 24 January 2022, contains the recommendations of the Consultative Group in relation to the following six remaining mandates:

- 6. Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from Central and Eastern Europe, the Russian Federation, Central Asia and Transcaucasia (Human Rights Council resolution 33/25)**
- 7. Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from Central and South America, and the Caribbean (Human Rights Council resolution 33/25)**
- 8. Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from the Pacific (Human Rights Council resolution 33/25)**
- 9. Working Group on Enforced or Involuntary Disappearances, member from Asia-Pacific States (Human Rights Council resolution 45/3)**
- 10. Working Group on the issue of human rights and transnational corporations and other business enterprises, member from Asia-Pacific States (Human Rights Council resolution 44/15)**
- 11. Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination, member from Latin American and Caribbean States (Human Rights Council resolution 42/9)**

## **II. Process**

8. The application period for the submission of applications was from 14 October to 25 November 2021 (12 noon Geneva time) for the following five vacancies covered in this addendum to the report: three members of the Expert Mechanism on the Rights of Indigenous Peoples (one from the Pacific, one from Central and South America and the Caribbean, and one from Central and Eastern Europe, the Russian Federation, Central Asia and Transcaucasia); one member of the Working Group on Enforced or Involuntary Disappearances, from Asia-Pacific States; and one member of the Working Group on the issue of human rights and transnational corporations and other business enterprises, from Asia-Pacific States. The application period for the submission of applications for one member of the Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination, from Latin American and Caribbean States (an unforeseen vacancy that has arisen due to a resignation) was from 26 October to 7 December 2021.

9. The Consultative Group considered 58 individual applications from 55 eligible candidates<sup>4</sup> submitted for the aforementioned six vacancies covered in this addendum to the report, in accordance with the relevant paragraphs of Human Rights Council resolution 16/21. The applications of the eligible candidates were made public on the designated web page<sup>5</sup> of the Office of the United Nations High Commissioner for Human Rights (OHCHR) as provided for in paragraph 22 (b) of the annex to Council resolution 16/21 and paragraph 26 of President's statement PRST OS/14/2 (see annex I of this addendum).

<sup>4</sup> Several candidates submitted applications for more than one mandate in this selection round.

<sup>5</sup> See <https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/HRC49.aspx>.

10. The Consultative Group followed the same methodology as for the vacancies covered in its main report dated 24 January 2022. Reference is made to paragraph 8 as well as paragraphs 12 – 16, 18 and 19 of section II entitled “Process.”

11. The Consultative Group held eight formal meetings on 24 to 28 January 2022 to consider and interview candidates for the aforementioned six vacancies. This included three meetings with interpretation. All meetings were virtual due to the current restrictions related to the COVID-19 pandemic. H.E. Mr. Ahmad Faisal Muhamad (Malaysia) did not participate in these meetings. The chairing arrangements for the specific mandates under consideration are noted below, under each respective mandate.

12. The Group held a total of 22 interviews with 22 shortlisted candidates for the aforementioned six mandates (see annex II of this addendum to the report for the alphabetical list of interviewees per mandate). These interviews occurred from 24 to 28 January 2022, pursuant to paragraph 22 (c) of the annex to Human Rights Council resolution 16/21. Each candidate was asked similar questions based on the relevant provisions of Council resolution 5/1, decision 6/102, resolution 16/21, President’s statement PRST OS/14/2 and Council resolutions relating to the specific mandates under consideration.

13. Shortlisted candidates were able to request in advance and make use of interpretation in one of the six official languages of the United Nations during their interviews, pursuant to the President’s statements PRST 29/1 and PRST OS/14/2. Fluency in one of the two working languages of the United Nations was also assessed by the members of the Consultative Group for all candidates.

14. The Consultative Group carried out interviews by video calls through the platform Webex, and through the platform Zoom when the interviewees requested interpretation.

15. The decisions of the Consultative Group were taken by consensus.

### **III. Candidates proposed by the Consultative Group to the President for the Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from Central and Eastern Europe, the Russian Federation, Central Asia and Transcaucasia**

16. The meetings held by the Consultative Group in relation to this mandate were chaired by H.E. Mr. Mxolisi Nkosi (South Africa). There were five eligible candidates for this vacancy. Of the three candidates interviewed, the Consultative Group decided to recommend the following three candidates as best qualified to fulfil the mandate, ranking them in the order of preference below.

**1. Rodion Sulyandziga (M) (Russian Federation)**

*Indigenous origin: Udege (Forest People)*

**2. Antonina Gorbunova (F) (Russian Federation)**

*Indigenous origin: Nenets*

**3. Nina Veysalova (F) (Russian Federation)**

*Indigenous origin: Evenk*

17. **Rodion Sulyandziga** is currently a Member and Vice-Chair of the Expert Mechanism on the Rights of Indigenous Peoples. He is also the Director of the Center for Support of Indigenous Peoples of the North, as well as the Chair of the Permanent Indigenous Peoples Committee at the Forest Stewardship Council. He previously served as the Vice-President of the Russian Association of Indigenous Peoples of the North. He has published on the rights of the indigenous peoples of the North, Siberia and Far East of the Russian Federation. Mr. Sulyandziga holds a Master’s degree in Philology from the Khabarovsk State Pedagogical University and a PhD in Social Science from the

Institute of Sociology of the Russian Academic of Science. The Consultative Group noted the candidate's knowledge, expertise and experience related to the mandate and his vision for the mandate's further development.

18. **Antonina Gorbunova** is the Executive Director of the interregional public organization Union of Indigenous Peoples (KMNSOYUZ). She previously worked as the head of the law and international relations department of the Russian Association of Indigenous Peoples of the North, in which capacity she was responsible for the organization's collaboration with international organizations and bodies, including the Expert Mechanism. Ms. Gorbunova has published on many topics related to the rights of the indigenous peoples of the North, Siberia and Far East of the Russian Federation. She holds a Master's degree in Civil and Financial Law from the Russian Tax Academy of the Ministry of Finance of the Russian Federation. The Consultative Group noted the candidate's knowledge and expertise in the area of the mandate.

19. **Nina Veysalova** is a Vice-President of the Russian Association of Indigenous Peoples of the North, where she is responsible for education and indigenous languages. She previously served as an adviser on indigenous issues at the Office of the Governor of the Irkutsk region. She has edited publications on indigenous issues, including the magazine Indigenous Peoples World. Ms. Veysalova holds a degree in Russian and Evenk language and literature from the Herzen State Pedagogical University of Russia. The Consultative Group noted her knowledge in the area of the mandate and her interest in linguistic rights.

#### **IV. Candidates proposed by the Consultative Group to the President for the Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from Central and South America, and the Caribbean**

20. The meetings held by the Consultative Group in relation to this mandate were chaired by Ms. Tamara Mawhinney (Canada). There were nine eligible candidates for this vacancy. Of the four candidates interviewed, the Consultative Group decided to recommend the following three candidates as best qualified to fulfil the mandate, ranking them in the order of preference below.

**1. Anexa Brendalee ALFRED CUNNINGHAM (F) (Nicaragua)**

*Indigenous origin: Miskitu people*

**2. Olga MONTÚFAR CONTRERAS (F) (Mexico)**

*Indigenous origin: Nahuatl, Estado de Guerrero, México*

**3. María Eugenia CHOQUE (F) (Plurinational State of Bolivia)**

*Indigenous origin: Aymara*

21. **Anexa Brendalee Alfred Cunningham** is a consultant at the non-governmental organization Eirene for a project on the human rights of indigenous youth in Nicaragua. She also worked as a legal adviser for the Nicaraguan indigenous organization YATAMA. She previously served as a Senior Indigenous Fellow at OHCHR, as well as a human rights specialist at the Executive Secretariat of the Inter-American Commission on Human Rights of the Organization of American States. Ms. Alfred Cunningham holds a law degree from the Central American University, Nicaragua, a Master of Law on Indigenous Peoples Law and Policy from the University of Arizona, and a post-graduate diploma on family law from the Nicaraguan Institute of Advanced Judicial Studies. The Consultative Group noted the candidate's vast experience and knowledge on matters related to indigenous peoples as well as her vision for the work of the mandate.

22. **Olga Montúfar Contreras** is the President of the Paso a Paso Foundation, an organization specialized in education for persons with special needs and disabilities. She also serves as the

coordinator of the joint group on the follow-up to the Programme of Action for the Rights and Dignity of Persons with Disabilities of the Organization of American States, as a member of the Indigenous Women's Leadership Programme of the Fund for the Development of the Indigenous Peoples of Latin America and the Caribbean (FILAC), and as a representative on the liaison table in the area of disabilities at the United Nations Economic Commission for Latin America and the Caribbean. Previously, she participated in the Indigenous Fellowship Programme of OHCHR. Ms. Montúfar Contreras holds a degree in Industrial Mechanical Engineering from the National Autonomous University of Mexico and a Master's degree in Social Policies and Development from the Autonomous University of Hidalgo, Mexico. The Consultative group noted the candidate's knowledge of the mandate and her expertise on the human rights of indigenous women with disabilities.

23. **María Eugenia Choque** is the coordinator for South America at the Indigenous Women's Biodiversity Network, where she also researches indigenous traditional knowledge. She previously served as the President of the Supreme Electoral Tribunal of Bolivia. She was also a member of the United Nations Permanent Forum on Indigenous Issues. She has written extensively on indigenous traditional knowledge and governance systems, including the role of indigenous women therein. Ms. Choque holds a Bachelor's degree in Social Work from the Higher University of San Andrés, a Master's degree in Andean History from the Latin American Faculty of Social Sciences (FLACSO) in Quito, Ecuador, and she is currently a PhD candidate in Human Development at the Higher University of San Andrés. The Consultative Group noted the candidate's extensive knowledge and personal commitment to the issues related to the mandate.

#### **V. Candidates proposed by the Consultative Group to the President for the Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), member from the Pacific**

24. The meetings held by the Consultative Group in relation to this mandate were chaired by H.E. Mr. Joaquín Alexander Maza Martelli (El Salvador). There were five eligible candidates for this vacancy. Of the four candidates interviewed, the Consultative Group decided to recommend the following three candidates as best qualified to fulfil the mandate, ranking them in the order of preference below.

**1. Valmaine TOKI (F) (New Zealand)**

*Indigenous origin: Māori*

**2. Solamalemalo Saeumalo Hai-Yuean Faatapepe Menime TUALIMA (F) (Samoa)**

*Indigenous origin: Samoan - Pacific Islander*

**3. Claire CHARTERS (F) (New Zealand)**

*Indigenous origin: Māori: Ngāti Whakaue, Tūwharetoa, Tainui and Ngā Puhi*

25. **Valmaine Toki** is a Professor of Law at the University of Waikato, New Zealand, whose area of expertise is indigenous rights. She also worked as a lecturer and legal academic at the University of Auckland. She was previously a member of the United Nations Permanent Forum on Indigenous Issues, in which capacity she also served as Vice-Chair and Rapporteur. She has published extensively on human rights and indigenous peoples. She holds a Bachelor of Laws and a Master of Laws from the University of Auckland, a Master of Business Administration from the University of Tasmania, and a PhD in Law from the University of Waikato. The Consultative Group noted the candidate's knowledge, life experience and enthusiasm of the issues related to the mandate as well as her clear vision for its further, more participatory, development.

26. **Solamalemalo Saeumalo Hai-Yuean Faatapepe Menime Tualima** is a Scientia PhD candidate at the University of New South Wales, Australia, researching the relationship of traditional knowledge, customary law and intellectual property in the Pacific region. She was an Indigenous Fellow at the World Intellectual Property Organization (WIPO). She previously worked to establish the National Human Rights Institution of Samoa, where she held different roles, including that of human rights legal officer. She has published on different aspects of traditional knowledge. Ms. Tualima holds a Bachelor of Laws and a Master of Laws from the University of Waikato, New Zealand. The Consultative Group noted the candidate's knowledge and experience on the issues related to the mandate.

27. **Claire Charters** is a Professor of Law at the University of Auckland. She also acts as a barrister and adviser before domestic and international fora. She previously worked for OHCHR as the Secretary to the Expert Mechanism on the Rights of Indigenous Peoples. She has published extensively on many topics related to international and constitutional law and indigenous peoples, including on the United Nations Declaration on the Rights of Indigenous Peoples. Ms. Charters holds a Bachelor of Laws from the University of Otago, New Zealand, a Master of Laws from New York University, and a PhD in Law from the University of Cambridge. The Consultative Group noted the candidate's knowledge of and working experience with the mandate.

## **VI. Candidates proposed by the Consultative Group to the President for the Working Group on Enforced or Involuntary Disappearances, member from Asia-Pacific States**

28. The meetings held by the Consultative Group in relation to this mandate were chaired by H.E. Mr. Mxolisi Nkosi (South Africa). There were 14 eligible candidates for this vacancy. Of the three candidates interviewed, the Consultative Group decided to recommend the following three candidates as best qualified to fulfil the mandate, ranking them in the order of preference below.

**1. Mary Aileen D. BACALSO (F) (Philippines)**

**2. Angkhana NEELAPAIJIT (F) (Thailand)**

**3. Fawzia KOOFI (F) (Afghanistan)**

29. **Mary Aileen D. Bacalso** is a Consultant at the Commission on Human Rights of the Philippines. She currently serves as the President of the International Coalition Against Enforced Disappearances. Previously, she served as the founding Secretary-General of the Asian Federation Against Involuntary Disappearances (AFAD) for 21 years. She was also the Secretary-General and Co-Chairperson of the non-governmental organization Families of Victims of Involuntary Disappearance (FIND). Ms. Bacalso participated in the drafting and negotiations of the International Convention for the Protection of All Persons from Enforced Disappearance. She holds a Bachelor's degree in Mass Communication from the St. Theresa's College of Cebu, Philippines, and a Master's degree in Philippine Studies and Foreign Relations from the University of the Philippines. She indicated that she would step down from any of her current consultancies and association with non-governmental or other organizations, in case they were likely to give rise to a conflict of interest, if appointed special procedure mandate holder. The Consultative Group noted the candidate's knowledge, life and working experience and enthusiasm related to the mandate.

30. **Angkhana Neelapaijit** is the Founder and Chairperson of the Justice for Peace Foundation, a non-governmental organization working on access to justice and effective remedies for victims. She is a board member of the Fund for Global Human Rights, as well as a member of the committee on the drafting of the anti-torture and enforced disappearance bill at the House of Representatives of Thailand. She previously served as Commissioner at the National Human Rights Commission of

Thailand. She has experience engaging with many human rights treaty bodies of the United Nations. Ms. Neelapaijit holds a Bachelor's degree in Nursing Science from Mahidol University and a postgraduate certificate in Promotion of Peaceful Society from the King Prajadhipok's Institute, Thailand. She indicated that she would step down from any of her current consultancies and association with non-governmental or other organizations, in case they were likely to give rise to a conflict of interest, if appointed special procedure mandate holder. The Consultative Group noted the candidate's knowledge and life experience of, as well as her professional approach to, the mandate.

31. **Fawzia Koofi** is a human rights activist and former Member of the Parliament of Afghanistan, in which capacity she served as the first woman Deputy Speaker of Parliament and the Chairperson of the Committee for Human Rights, Civil Society and Women Affairs. She was a member of the delegation of the Afghan government in the peace negotiations with the Taliban held in Doha, Qatar. She also served as a member and the President of the Committee on the Human Rights of Parliamentarians of the Inter-Parliamentary Union. Ms. Koofi holds a Bachelor's degree in Law and Political Science from Kabul University and a Master's degree in International Relations and Human Rights from the Geneva School of Diplomacy and International Relations. She confirmed that there is no conflict of interest between her current activities and the mandate and that if she were appointed and mandate holder and subsequently offered an active role in the Government of Afghanistan she would then resign from the mandate. The Consultative Group noted her knowledge and experience in areas related to the mandate.

## **VII. Candidates proposed by the Consultative Group to the President for the Working Group on the issue of human rights and transnational corporations and other business enterprises, member from Asia-Pacific States**

32. The meetings held by the Consultative Group in relation to this mandate were chaired by Ms. Tamara Mawhinney (Canada). There were 18 eligible candidates for this vacancy. Of the four candidates interviewed, the Consultative Group decided to recommend the following three candidates as best qualified to fulfil the mandate, ranking them in the order of preference below.

**1. Pichamon YEOPHANTONG (F) (Thailand)**

**2. Patricia RINWIGATI (F) (Indonesia)**

**3. Xiaohui LIANG (M) (China)**

33. **Pichamon Yeophantong** is a Senior Lecturer in International Relations and Development and an Australian Research Council Fellow at the University of New South Wales (Canberra) at the Australian Defence Force Academy. She is also a Senior Research Fellow at the Mr. & Mrs. S.H. Wong Centre for the Study of Multinational Corporations in the United States of America. She sits on the board of the non-profit organization Jubilee Australia Research Centre and in the Advisory Committee of the Australian Water Partnership. She has consulted on human rights, development and security issues for many organizations, including the United Nations Environment Programme and OHCHR. She has published on development, business, security and human rights. Ms. Yeophantong holds a Bachelor's degree in British and American Studies from Thammasat University, as well as a Master's degree and a PhD in Politics and International Relations from the Australian National University. She confirmed that, should a potential conflict of interest arise, she would be willing to relinquish her activities and participation in the advisory boards and committees of which she is currently a member, if she were appointed to the mandate. The Consultative Group noted her knowledge, expertise and experience relating to the mandate as well as her clear vision on the importance to consider the intersectionality and the gender dimension of mandate.



34. **Patricia Rinwigati** is a Senior Lecturer at the University of Indonesia, where she also serves as the Director of the Djokosoetono Research Centre. Under the Ministry of Law and Human Rights of Indonesia, she is an adviser on the development of a national human rights risk assessment framework for corporations, as well as an adviser to the Indonesian focal point for the drafting of a National Action Plan on Business and Human Rights. She has previously provided advice to, inter alia, the United Nations Development Program, the United Nations Children's Fund, and the International Committee of the Red Cross. She has published on many topics related to business and human rights. Ms. Rinwigati holds a law degree from the University of Indonesia, a Master's degree in International Law from Lund University, and a PhD in International Law from Uppsala University, Sweden. She confirmed that, should a potential conflict of interest arise, she would be willing to relinquish her consultancies and advisory roles to the Government of Indonesia, if she were appointed to the mandate. The Consultative Group noted her knowledge and experience in the issues relating to the mandate.

35. **Xiaohui Liang** is an Adjunct Professor at the Peking University Law School, where he also leads research and advocacy projects on business and human rights at the Research Centre for Human Rights and Humanitarian Law. He is the Chief Researcher and Deputy Director of the Office for Social Responsibility of the China National Textile and Apparel Council, as well as the Deputy Chief Economist of the China Textile Information Centre. He serves as a member in many human rights-related international expert groups, such as the Human Rights and Labour Rights Working Group of the United Nations Global Compact and the Advisory Group on Responsible Business Conduct of the Organisation for Economic Co-operation and Development. He has published extensively on business and human rights issues. He holds a Bachelor of Law from Nankai University, China, a Master's degree in International Human Rights from the University of Oslo, Masters in Law from Peking University and Harvard Law School, and a PhD in Law, Business and Human Rights from Peking University. He indicated that, if appointed special procedure mandate holder, he would relinquish his roles at China National Textile and Apparel Council (CNTAC) and at China Textile Information Centre (CTEI) and any other roles that may give rise to a conflict of interest. The Consultative Group noted his academic knowledge and working experience in areas related to the mandate.

#### **VIII. Candidates proposed by the Consultative Group to the President for the Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination, member from Latin American and Caribbean States**

36. The meetings held by the Consultative Group in relation to this mandate were chaired by H.E. Mr. Joaquín Alexander Maza Martelli (El Salvador). There were seven eligible candidates for this vacancy. Of the four candidates interviewed, the Consultative Group decided to recommend the following three candidates as best qualified to fulfil the mandate, ranking them in the order of preference below.

**1. Carlos Alberto SALAZAR COUTO (M) (Peru)**

**2. Andrés MACÍAS TOLOSA (M) (Colombia)**

**3. Mónica ROCHA-HERRERA (F) (Mexico)**

37. **Carlos Alberto Salazar Couto** was the Executive Director of Socios Perú, a non-governmental organization working on the prevention of social conflicts, management for local development, and business and human rights. Previously, he promoted and coordinated the Working Group on the Voluntary Principles on Security and Human Rights in Peru, a multi-stakeholder dialogue space on

security and human rights issues in the extractive sector. He was also a member of the steering committee of the Voluntary Principles. Mr. Salazar Couto holds a Bachelor's degree in Social Sciences from the Pontifical Catholic University of Peru and a Master's degree in Development Studies from the International Institute of Social Studies of Erasmus University Rotterdam, Netherlands. The Consultative Group noted the candidate's mature and original approach to the mandate as well as his ability in conflict resolution and mediation.

38. **Andrés Macías Tolosa** is a Professor at the Externado University of Colombia, where he currently leads a research project on private military and security companies and human rights. He has also taught graduate courses at the Superior School of War of Colombia. Previously, he worked as a consultant for inter alia the International Organization for Migration and the United Nations Office on Drugs and Crime. He has published on privatization of security and human rights. Mr. Macías Tolosa holds a Bachelor's degree in Government and International Relations from the Externado University of Colombia, as well as a Master's degree and a PhD in Peace and Conflict Studies from the Tokyo University of Foreign Studies. The Consultative Group noted the candidate's good knowledge regarding the mandate and its evolving nature of the mandate.

39. **Mónica Rocha-Herrera** is a Professor of Law at the Externado University of Colombia. She is also the founder and president of the non-governmental organization Foro de Justicia Internacional. She was previously a visiting professional at the Office of the Prosecutor of the International Criminal Tribunal for the former Yugoslavia and a legal researcher at the Advisory Appeals Division of the International Criminal Tribunal for Rwanda and the International Residual Mechanism for Criminal Tribunals. She has published on topics related to non-state actors, international criminal law and human rights. She holds a Bachelor's degree in International Relations from the National Autonomous University of Mexico, a Bachelor of Laws from Del Prado University Institute, Mexico, a Master of Laws from Essex University and a PhD in Ethnic Relations from the University of Warwick, United Kingdom. The Consultative Group noted the candidate's very good knowledge of the human rights system, of the United Nations system and of the subject matter.

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*Annex I - List of eligible candidates by mandate<sup>6</sup>*

**Expert Mechanism on the Rights of Indigenous Peoples (EMRIP),  
member from Central and Eastern Europe, the Russian Federation, Central Asia and  
Transcaucasia**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Borys	BABIN	Ukraine	M
Antonina	GORBUNOVA	Russian Federation	F
Rodion	SULYANDZIGA	Russian Federation	M
Nina	VEYSALOVA	Russian Federation	F
Vitaly	ZOLOCHEVSKIY	Russian Federation	M

**Expert Mechanism on the Rights of Indigenous Peoples (EMRIP),  
member from Central and South America, and the Caribbean**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Maria Luisa	ACOSTA	Nicaragua	F
Anexa Brendalee	ALFRED CUNNINGHAM	Nicaragua	F
María Eugenia	CHOQUE	Plurinational State of Bolivia	F
Simón Freddy	CONDO RIVEROS	Plurinational State of Bolivia	M
Manuel	LOPEZ DELGADO	Mexico	M
Olga	MONTÚFAR CONTRERAS	Mexico	F
Leonardo	RODRÍGUEZ PÉREZ	Colombia	M
Victor	TOLEDO LLANCAQUEO	Chile	M
Carlos	VITERI GUALINGA	Ecuador	M

**Expert Mechanism on the Rights of Indigenous Peoples (EMRIP),  
member from the Pacific**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Claire	CHARTERS	New Zealand	F
Laiseni Fanon Charisma	LIAVA'A	Tonga	M
Valmaine	TOKI	New Zealand	F
Solamalemalo	TUALIMA	Samoa	F
Saeumalo Hai-Yuean Faatapepe Menime			
Laiakini	WAQANISAU	Fiji	M

<sup>6</sup> The list of mandates and of candidates is provided in alphabetical order.

**Working Group on Enforced or Involuntary Disappearances,  
member from Asia-Pacific States**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Ibrahim	ALSHEDDI	Saudi Arabia	M
Mary Aileen D.	BACALSO	Philippines	F
Xiangping	HE	China	F
Aruni	JAYAKODY	Sri Lanka	F
Jazmin	JERUSALEM	Philippines	F
Fawzia	KOOFI	Afghanistan	F
Nikolas Iordanis	KYRIACOU	Cyprus	M
Angkhana	NEELAPAIJIT	Thailand	F
Leonidas	PANTELIDES	Cyprus	M
Ying	SHEN	China	F
Ricardo A.	SUNGA III	Philippines	M
Niteesh Kumar	UPADHYAY	India	M
Laiakini	WAQANISAU	Fiji	M
Jing	XIE	China	F

**Working Group on the issue of human rights and transnational corporations and other  
business enterprises,  
member from Asia-Pacific States**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Natalie	ALKIVIADOU	Cyprus	F
Yan	CAO	China	F
Rangita	DE SILVA DE ALWIS	Sri Lanka	F
Xiaohui	LIANG	China	M
Jiu	LIU	China	F
Seree	NONTHASOOT	Thailand	M
Manishankar	PRASAD	India	M
Patricia	RINWIGATI	Indonesia	F
Phattharaphong Phil	SAENGKRAI	Thailand	M
Wei	TU	China	M
Niteesh Kumar	UPADHYAY	India	M
Laiakini	WAQANISAU	Fiji	M
Zhu	XIAO	China	F
Pichamon	YEOPHANTONG	Thailand	F
Bo	YI	China	M
Wei	ZHANG	China	M
Xiaoming	ZHANG	China	M
Wanhong	ZHANG	China	M

**Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination,  
member from Latin American and Caribbean States**

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<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Nicolás	CARRILLO SANTARELLI	Colombia	M
Carmen Rosa	DE LEON-ESCRIBANO	Guatemala	F
Salvador	HERENCIA CARRASCO	Peru	M
Paulo de Tarso	LUGON ARANTES	Brazil	M
Andrés	MACÍAS TOLOSA	Colombia	M
Mónica	ROCHA-HERRERA	Mexico	F
Carlos Alberto	SALAZAR COUTO	Peru	M

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*Annex II – List of shortlisted candidates interviewed by the Consultative Group<sup>7</sup>*

**Expert Mechanism on the Rights of Indigenous Peoples (EMRIP),  
member from Central and Eastern Europe, the Russian Federation, Central Asia and  
Transcaucasia**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Antonina	GORBUNOVA	Russian Federation	F
Rodion	SULYANDZIGA	Russian Federation	M
Nina	VEYSALOVA	Russian Federation	F

**Expert Mechanism on the Rights of Indigenous Peoples (EMRIP),  
member from Central and South America, and the Caribbean**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Anexa Brendalee	ALFRED CUNNINGHAM	Nicaragua	F
María Eugenia	CHOQUE	Plurinational State of Bolivia	F
Olga	MONTÚFAR CONTRERAS	Mexico	F
Victor	TOLEDO LLANCAQUEO	Chile	M

**Expert Mechanism on the Rights of Indigenous Peoples (EMRIP),  
member from the Pacific**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Claire	CHARTERS	New Zealand	F
Laiseni Fanon Charisma	LIAVA'A	Tonga	M
Valmaine	TOKI	New Zealand	F
Solamalemalo Saeumalo Hai-Yuean Faatapepe Menime	TUALIMA	Samoa	F

**Working Group on Enforced or Involuntary Disappearances,  
member from Asia-Pacific States**

<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Mary Aileen D.	BACALSO	Philippines	F
Fawzia	KOOFI	Afghanistan	F
Angkhana	NEELAPAIJIT	Thailand	F

<sup>7</sup> The list of mandates and of candidates is provided in alphabetical order.

**Working Group on the issue of human rights and transnational corporations and other  
business enterprises,  
member from Asia-Pacific States**

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<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Rangita	DE SILVA DE ALWIS	Sri Lanka	F
Xiaohui	LIANG	China	M
Patricia	RINWIGATI	Indonesia	F
Pichamon	YEOPHANTONG	Thailand	F

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**Working Group on the use of mercenaries as a means of violating human rights and impeding  
the exercise of the right of peoples to self-determination,  
member from Latin American and Caribbean States**

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<b>First name</b>	<b>Last name</b>	<b>Nationality</b>	<b>Gender</b>
Nicolás	CARRILLO SANTARELLI	Colombia	M
Andrés	MACÍAS TOLOSA	Colombia	M
Mónica	ROCHA-HERRERA	Mexico	F
Carlos Alberto	SALAZAR COUTO	Peru	M

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