

BUREAU DU PRESIDENT  
CONSEIL DES DROITS DE L'HOMME



OFFICE OF THE PRESIDENT  
HUMAN RIGHTS COUNCIL

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## HUMAN RIGHTS COUNCIL

8 March 2013

Excellencies,

I have the honour to transmit for your kind attention the report of the Consultative Group regarding the selection and nomination of mandate holders for the vacancies of the Expert Mechanism on the Rights of Indigenous Peoples (EMRIP) to be filled at the twenty second session of the Human Rights Council.

In this regard, I take this opportunity to recall that according to paragraphs 52 of the annex to HRC resolution 5/1: "on the basis of the recommendations of the Consultative Group and following broad consultations, in particular through the regional coordinators, the President of the Council will identify an appropriate candidate for each vacancy."

In the line with this paragraph, I shall be happy to hold broad consultations with all concerned parties based on the report of the Consultative Group, with a view to identify the appropriate candidates for the above-mentioned vacancies.

Please accept, Excellencies, the assurances of my highest consideration.

Ryszard A. Henczel  
President of the Human Rights Council

To all Permanent Representatives to the United Nations Office at Geneva.



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The Office of the High Commissioner for Human Rights presents its compliments to the President of the Human Rights Council and has the pleasure to transmit on behalf of the Consultative Group, its report relating to the mandate holders of the Expert Mechanism on the Rights of Indigenous Peoples to be appointed at the 22<sup>nd</sup> session of the Human Rights Council.

The Office of the High Commissioner for Human Rights avails itself of this opportunity to renew the assurances of its highest consideration.

8 March 2013.

**Report of the Consultative Group to the President of the Human Rights Council  
relating to the members of the Expert Mechanism on the Rights of Indigenous Peoples  
to be appointed at the 22<sup>nd</sup> session of the Human Rights Council**

**I. Background**

1. Further to Human Rights Council resolution 5/1, a Consultative Group was established to propose to the President, at least one month before the beginning of the session in which the Council would consider the selection of mandate holders, a list of candidates who possess the highest qualifications for the mandates in question and meet the general criteria and particular requirements. The current members of the Consultative Group, who serve in their personal capacity, pursuant to paragraph 49 of the Annex to Council resolution 5/1, are: H.E. Anayansi Rodríguez Camejo, Permanent Representative of Cuba; H.E. András Dékány Permanent Representative of Hungary; H.E. Mohamed Siad Doualed, Permanent Representative of Djibouti; H.E. Rajab M. Sukayri, Permanent Representative of Jordan; and H.E. Peter Woolcott, Permanent Representative of Australia.

**II. Process**

2. The Consultative Group held three formal meetings on 22 February, 4 and 5 March 2013 to consider candidates for the two vacancies of experts from the Group of Latin American and Caribbean States (GRULAC) and from the Group of Eastern European States (GEE) for the Expert Mechanism on the Rights of Indigenous Peoples (EMRIP) to be appointed at the twenty-second session of the Council. Based on a decision of the Consultative Group, H.E. Mohamed Siad Doualed chaired the first meeting of the Consultative Group. The second meeting was chaired by H.E. Anayansi Rodríguez Camejo and the third meeting was chaired by H.E. András Dékány.

3. The Consultative Group reviewed the applications of 23 candidates who submitted specific applications for the aforementioned vacancies in accordance with the relevant paragraphs of Council resolution 16/21. The applications were made public on the designated web page of the Expert Mechanism on the Rights of Indigenous Peoples as provided for in paragraph 22 (b) of Annex to Council resolution 16/21 (see annex I).

4. The members of the Consultative Group took into consideration the technical and objective requirements as stipulated in the relevant paragraphs 39 to 53 of the Annex to Council resolution 5/1, Council decision 6/102, and paragraph 22 of Council Resolution 16/21. In addition the Consultative Group took into consideration paragraph 4 of Council resolution 6/36, which strongly recommends that in the selection and appointment process the Council gives due regard to experts of indigenous origin. The Group also paid due attention to geographical and gender balance in the consideration of candidates.

5. In accordance with established practice, it was decided that each member of the Consultative Group would suggest a number of candidates based on the candidates' qualifications, relevant experience, expertise, independence, impartiality, personal integrity, objectivity, availability and motivation in compliance with relevant provisions of Council resolution 5/1, decision 6/102, and Council resolutions 6/36 and 16/21.

6. The Group interviewed a total of seven shortlisted candidates; which included four candidates for the GRULAC vacancy and three candidates for the GEE vacancy, pursuant to paragraph 22 (c) of the Annex to Council resolution 16/21 (see annex II). All the candidates were interviewed by telephone, and were asked identical questions based on the relevant provisions of Council resolution 5/1, decision 6/102, and Council resolutions 6/36 and 16/21.

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**III. Candidates proposed by the Consultative Group to the President for the Expert Mechanism on the Rights of Indigenous Peoples**

**Member of the Group of Latin American and Caribbean States**

7. The Consultative Group considered that there were three candidates best qualified to fulfil the mandate, and it decided to recommend the following three candidates, listed in the order of preference. The Consultative Group also considered that there was strong support within the Group for the first candidate, and there was very close proximity in the ranking between the second and third candidates.

1. Mr. Albert **DETERVILLE** (Saint Lucia, indigenous origin: Bethechilokon)

2. Ms. **Mónica CASTELO** (Uruguay, indigenous origin: not applicable)

3. Ms. **Otilia LUX DE COTI** (Guatemala, indigenous origin: Maya-Kiche)

8. Mr. Deterville has a strong human rights background on issues concerning indigenous peoples with more than 30 years of experience at the national, regional and international levels. He has worked for many years with civil society as a human rights defender and researcher and has a clear understanding of the functioning of different United Nations mechanisms on indigenous issues. Mr. Deterville clearly expressed his vision in the implementation of the mandate and demonstrated to have an in-depth knowledge to perform the relevant functions. The Consultative Group was impressed by Mr. Deterville's ability to address a broad range of issues relevant to the mandate, his strong motivation and expertise, and the visibility this will bring to the region of his origin.

9. Ms. Castelo has worked on human rights law and indigenous issues since 1996. She has worked as a researcher, consultant and professional staff for different United Nations agencies on the rights of indigenous peoples. The Consultative Group noted her in-depth knowledge and experience in defending indigenous rights, and the number of languages she has stated to be fluent in.

10. Ms. Lux de Coti is a long-time advocate of the rights of indigenous peoples, especially the rights of indigenous women and children. She has held important functions at the national level, such as member of the Congress and Minister of Culture, and has an impressive international experience in the promotion of the rights of indigenous women.

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### Member of the Group of Eastern European States

11. The Consultative Group considered that there were two candidates best qualified to fulfil the mandate, and it decided to recommend the following two candidates, listed in the order of preference. The Consultative Group also considered that there was strong support within the Group for the first candidate.

1. **Alexey TSYKAREV** (Russian Federation, indigenous origin: Karelian)

2. **Rodion Sulyandziga** (Russian Federation, indigenous origin: Udege)

12. Mr. Alexey Tsykarev is a young human rights advocate and leader of an indigenous youth association. He has extensive knowledge of national and international instruments, norms and principles acquired while participating in various human rights fora and institutions including UN mechanisms related to indigenous issues. The Consultative Group remarked in particular his ability to articulate his vision for the mandate and strong commitment for the promotion and protection of the rights of indigenous peoples.

13. Mr. Rodion Sulyandziga has solid knowledge of indigenous issues, has a record of actively participating in many indigenous fora and is currently the Vice-President of a non-governmental organisation dedicated to the rights of indigenous peoples.

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**Annex I: List of candidates nominated by mandate**

**Member of the Group of Latin American and Caribbean States for the EMRIP**

<u>Candidates</u>			<u>Nationality</u>
Mr. Francisco	ACUNA MENDEZ		Mexico
Mr. Tomás	ALARCÓN		Peru
Mr. Noé	CAMPOS		Mexico
Ms. Mónica	CASTELO		Uruguay
Mr. Carlos	CHEX		Guatemala
Ms. Jose	DE CASTRO		Brazil
Ms. Juvenal	DEL CASTILLO		Colombia
Mr. Albert	DETERVILLE		Saint Lucia
Ms. Cristal	GARCIA		Mexico
Mr. Abelardo	HERNANDEZ		Mexico
Mr. Miguel	IBÁNEZ		Mexico
Ms. Otilia	LUX DE COTI		Guatemala
Ms. Narvaez	VÉRA		Nicaragua
Ms. Sandra	NACIMENTO		Brazil
Mr. Marcello	PAGWAY		Ecuador
Mr. Lazaro	TUZ		Mexico
Mr. Jaime	VINTIMILLA		Ecuador
Ms. Laura	ZAPATA		Argentina

**Member of the Group of Eastern European States for the EMRIP**

<u>Candidates</u>			<u>Nationality</u>
Ms. Elena	NECHUSHKINA		Russian Federation
Ms. Tomislava	SAVTICHEVA		Bulgaria
Mr. Rodion	SULYANDZIGA		Russian Federation
Mr. Naurbek	TOKHTABIEV		Russian Federation
Mr. Alexey	TSYKAREV		Russian Federation

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**Annex II: List of candidates interviewed by the Consultative Group**

**Member of the Group of Latin American and Caribbean States for the EMRIP**

<u>Candidates</u>			<u>Nationality</u>
Mr. Tomás	ALARCÓN		Peru
Ms. Mónica	CASTELO		Uruguay
Mr. Albert	DETERVILLE		Saint Lucia
Ms. Otilia	LUX DE COTI		Guatemala

**Member of the Group of Eastern European States for the EMRIP**

<u>Candidates</u>			<u>Nationality</u>
Ms. Elena	NECHUSHKINA		Russian Federation
Mr. Rodion	SULYANDZIGA		Russian Federation
Mr. Alexey	TSYKAREV		Russian Federation