

SECOND PART: APPLICATION FORM IN WORD
Special Rapporteur on the situation of human rights
in the Democratic People's Republic of Korea [HRC res. 28/22]
Appointments of mandate holders to be made at the 32nd session
of the Human Rights Council (13 June – 1 July 2016)

How to apply:

The entire application process consists of two parts: **1. online survey** and **2. application form in Word format**. Both parts and all sections of the application form need to be completed and received by the Secretariat before the expiration of the deadline.

First part: Online survey (<http://ohchr-survey.unog.ch/index.php/891483?lang=en>) is used to collect information for statistical purposes such as personal data (i.e. name, gender, nationality), contact details, mandate applying for and, if appropriate, nominating entity.

Second part: Application form in Word can be downloaded from <http://www.ohchr.org/EN/HRBodies/SP/Pages/HRC32.aspx> by clicking on the mandate. It should be fully completed and saved in Word format and then submitted as an attachment by email. Information provided in this form includes a motivation letter of maximum 600 words. The application form should be completed in English only. It will be used as received to prepare the public list of candidates who applied for each vacancy and will also be posted as received on the OHCHR public website.

Once fully completed (including Section VII), the application form in Word should be submitted to hrcspecialprocedures@ohchr.org (by email). A maximum of up to three reference letters (optional) can be attached in Word or pdf format to the email prior to the expiration of the deadline. No additional documents, such as CVs, resumes, or supplementary reference letters beyond the first three received will be accepted.

Please note that for Working Group appointments, only citizens of States belonging to the specific regional group are eligible. Please refer to the list of United Nations regional groups of Member States at <http://www.un.org/depts/DGACM/RegionalGroups.shtml>

- **APPLICATION DEADLINE: 26 APRIL 2016 (12 NOON GREENWICH MEAN TIME / GMT)**
- **No incomplete or late applications will be accepted.**
- **Shortlisted candidates will be interviewed at a later stage.**

General description of the selection process is available at <http://www.ohchr.org/EN/HRBodies/SP/Pages/Nominations.aspx>

In case of technical difficulties, or if encountering problems with accessing or completing the forms, you may contact the Secretariat by email at hrcspecialprocedures@ohchr.org or fax at [+ 41 22 917 9008](tel:+41229179008).

You will receive an acknowledgment email when both parts of the application process, i.e. the data submitted through the online survey and the Word application form, have been received by email.
Thank you for your interest in the work of the Human Rights Council.

I. PERSONAL DATA

1. Family name: Madating	6. Year of birth: 1953
2. First name: Sylvester	7. Place of birth: Keningau, Sabah, Malaysia
3. Maiden name (if any):	8. Nationality (please indicate the nationality that will appear on the public list of candidates): Malaysia
4. Middle name: Nordin Kasim	9. Any other nationality: No

5. Sex: Male Female	
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II. MANDATE - SPECIFIC COMPETENCE / QUALIFICATIONS / KNOWLEDGE

NOTE: Please describe why the candidate's competence / qualifications / knowledge is relevant in relation to the specific mandate:

1. QUALIFICATIONS (200 words)

Relevant educational qualifications or equivalent professional experience in the field of human rights; good communication skills (i.e. orally and in writing) in one of the six official languages of the United Nations (i.e. Arabic, Chinese, English, French, Russian, Spanish.)

After completing my Bachelor of Science(Bsch. Honours) in Human Resource Development, I did my Master in Management from the University Putra Malaysia. I have thirty three years experience as government Officer in the promotion human rights aspects on business and human rights for business Corporation in the State of Sabah, Malaysia.

For the past three years, I have been serving as a Commissioner of Human Rights of Malaysia and involve extensively in the promotion and protection of human rights in Malaysia. I have organised many consultations, round table talks, forums, symposiums and seminars for government stakeholders, Civil Society organisations, Community leaders, Politicians NGOs and business corporations in enhancing knowledge on international instruments in the field of human rights.

I am fluent in both written and spoken English. I was an Editors-in-Chief of a Publishing Corporation which publish Newspapers and journals. Also I possess good communication and organisational skills, competency, resourceful and vigilant.

2. RELEVANT EXPERTISE (200 words)

Knowledge of international human rights instruments, norms and principles. (Please state how this was acquired.)

Knowledge of institutional mandates related to the United Nations or other international or regional organizations' work in the area of human rights. (Please state how this was acquired.)

Proven work experience in the field of human rights. (Please state years of experience.)

My admission to the Human Rights Commission of Malaysia three years ago contributed extensive experience and knowledge with international human rights instruments and principles.

I acquired substantial knowledge and experience in the field of human rights through many spectrums including consultations to government in the aspect of formulating legislation, accession to international treaties and other human rights instruments. I have conducted programmes such as seminars, forums and symposiums, workshops relating to human rights abuses by Plantation corporations in Malaysia.

Also my involvement in thematic study on the study on the right to health and health care in Malaysian Prisons, an initiative to monitor and assess healthcare in prisons for both prisoners and staff. One of the reasons were to ensure that prisons condition in Malaysia are constitutional and consistent with health, safety and human human dignity in order to achieve a criminal justice system that respects individual rights.

3. ESTABLISHED COMPETENCE (200 words)

Nationally, regionally or internationally recognized competence related to human rights. (Please explain how such competence was acquired.)

My involvement in human rights activities started during the three years as a member of the Human Rights Commission of Malaysia. Assigned in the State of Sabah, I have

conducted numerous symposiums and round table talks between government agencies, civil societies as well as politicians in an effort to promote and protection of human rights. I have a significant contribution in the campaign on Malaysia's accession to the convention against torture and Other Cruel, Inhuman or Degrading Treatment or Punishment(CAT) tha was conducted in 2013. As a member of the Human Rights Commsission, I discovered that one of the most significant challenges facing Malaysia, was its lack of political will in the accession of the remaining six international treaties that Malaysia has yet to sign.

In 2013, I have presented a paper on Land rights to the Native People of Sabah, organised by University Malaysia Sabah (UMS). Also in 2013, I have been invited as a speaker in an International symposium on 'Statelessness of Migrant Children in Sabah which was organised by UNICEF. In November 2015, I was invited to attend the 5th Regional Meeting on Human Rights and Agribusiness in South East Asia in Palawan Philippines and presented papers, "Recent Development in Human Rights and Agribusiness in Malaysia.

4. PUBLICATIONS OR PUBLIC STATEMENTS

Please list-significant and relevant published books, articles, journals and reports that you have written or public statements, or pronouncements that you have made or events that you may have participated in relation to the mandate.

4.1 Enter three publications in relation to the mandate for which you are applying in the order of relevance:

1. Title of publication:

Journal/Publisher:

Date of publication:

Web link, if available:

2. Title of publication:

Journal/Publisher:

Date of publication:

Web link, if available:

3. Title of publication:

Journal/Publisher:

Date of publication:

Web link, if available:

If more than three publications, kindly summarize (200 words): I do not have publication at the moment, its still planning.

4.2 Enter three public statements or pronouncements made or events that you may have participated in relation to the mandate for which you are applying in the order of relevance:

1. Platform/occasion/event on which public statement/pronouncement made:

Land Rights to the Native People of Sabah

Event organizer: University Malaysia Sabah

Date on which public statement/pronouncement made: 2-3 September 2013

Web link, if available: non

2. Platform/occasion/event on which public statement/pronouncement made:

Statelessness of Migrant Children in Sabah

Event organizer: UNICEF Malaysia

Date on which public statement/pronouncement made: 10 Nov.2013

Web link, if available: non

3. Platform/occasion/event on which public statement/pronouncement made:

Recent Development in Human Rights and Agribusiness in Malaysia.

Event organizer: Commission of Human Rights Philippines and Coalition Against Land Grabbing (CALG) and Forest People Programme(FPP) Philippines.

Date on which public statement/pronouncement made: 3-6 November 2015

Web link, if available: non

If more than three, kindly summarize (200 words):

5. FLEXIBILITY/READINESS AND AVAILABILITY OF TIME (200 words) to perform effectively the functions of the mandate and to respond to its requirements, including participating in Human Rights Council sessions in Geneva and General Assembly sessions in New York, travelling on special procedures visits, drafting reports and engaging with a variety of stakeholders. (Indicate whether candidate can dedicate an estimated total of approx. three months per year to the work of a mandate.)

I have completed three years as Human Rights Commissioner. However I am still engage in civil society organisations. My schedule enable me to discharge my mandate if given the opportunity to be appointed as a Special Rapporture on the situation of human rights in the DPR of Korea.

It gives me more time in preparing reports to the Human Rights Council and General Assembly. In brief, I should be able to dedicate fully as a mandate to participate in Human Rights Council and General Assembly sessions, conduct consultations and engagement of stakeholders including drafting of reports of my mandate.

III. MOTIVATION LETTER (600 word limit)

I believe challenges facing the promotion and protection of human rights in a culturally sensitive State would face an uphill task extensively.

I opined therefore, it is important that mandate holder must have substantive expertise, diplomatic skill as well as political inclination and experience in working constructively with all governments and stakeholders.

I am positive I have high credential to the mandate, given my considerable experience in promoting human rights instruments. During my thirty over years of service as a Senior Officer with a diverse government at national level, including the Human Rights Commission of Malaysia, I have gained tremendous level of experience diplomatically and became passionate in human rights elements, could definitely contribute my expertise in the promotion of human rights instruments and could contribute the suitability of the applied mandate.

During my tenure as Commissioner of Human Rights Commission of Malaysia, many complaints I received were the concern of refugees, particularly those living in the State of Sabah. This has become my main concern. Article 14 of UDHR guarantees the right to seek and enjoy other countries asylum from prosecution. But although Malaysia is not a signatory State to the Convention Relating to the status of Refugees, Malaysia has had a good relationship with UNHCR on humanitarian grounds. Although the government stands on the issues of refugees is that their presence is temporary, in reality the rate of settlements is low compared to the total number of refugees in Malaysia. I believe that the absence of a holistic policy on refugees and lack of recognition of their status will not only aggravate the dire situation of refugees but in the long run will also result in a burden to the country. Without access to formal education and proper employment, refugees have to survive by begging or through criminal activities.

My view and concern was there should be a humanrights approach to the plight of the refugees. My proposal to the government was to register all refugees and given proper identification documents, registration of birth for children of refugees to enable access to formal education in mainstream schools.

Such proposal received mix reactions and responds from the government.

My second most concern is the rights of children especially living in the State of Sabah where some children who are still left behind, and whose rights are not yet being met. They include children who suffer from violence abuse and neglect; children, especially from rural areas or disadvantaged communities who have difficulties in accessing quality education and good health care; children who have to work to survive as well as children who are forced into child marriage. Children from indigenous people families and undocumented children are often the affected ones though Malaysia has ratified the Convention on the Rights of the Child (CRC) twenty years ago. Numerous forums and round table talks were held but no concrete resolutions have taken by the central government.

I therefore, hope to be given the opportunity to the mandate in order to enable to promote human rights constructively.

IV. LANGUAGES (READ / WRITTEN / SPOKEN)

Please indicate all language skills below.

1. Mother tongue: Malay

2. Knowledge of the official languages of the United Nations:

Arabic: Yes or no: **no** If yes,
Read: Easily or Not easily:
Write: Easily or Not easily:
Speak: Easily or Not easily:

Chinese: Yes or no: **No** If yes,
Read: Easily or not easily:
Write: Easily or not easily:
Speak: Easily or not easily:

English: Yes or no: **Yes** If yes,
Read: Easily or not easily: **Yes**
Write: Easily or not easily: **Yes**
Speak: Easily or not easily: **Yes**

French: Yes or no: **No** If yes,
Read: Easily or not easily:
Write: Easily or not easily:
Speak: Easily or not easily:

Russian: Yes or no: **No** If yes,
Read: Easily or not easily:
Write: Easily or not easily:
Speak: Easily or not easily:

Spanish: Yes or no: **No** If yes,
Read: Easily or not easily:
Write: Easily or not easily:
Speak: Easily or not easily:

V. EDUCATIONAL RECORD

NOTE: Please list the candidate's academic qualifications (university level and

higher).

Name of degree and name of academic institution:	Years of attendance (provide a range from-to, for example 1999-2003):	Place and country:
Bsc(Hons) University Putra Malaysia	2000-2003	Malaysia
Master in Human Resource Management - University Putra Malaysia (UPM)	2004-2006	Malaysia

VI. EMPLOYMENT RECORD

NOTE: Please briefly list ALL RELEVANT professional positions held, beginning with the most recent one.

Name of employer, functional title, main functions of position:	Years of work (provide a range from-to, for example 1999-2005):	Place and country:
Human Rights Commissioner.To promote awareness of human rights.To advise the government/relevant authorities of complaints of infringements of human rights. Visit places of detentions. To prepare reports.	2013 - 2016	Malaysia
Editor of a Publishing Corporation.	2011-2013	Malaysia
Government Officer- Department of Ministry of Welfare Department. Areas of concern- People with disabilities, Children with disabilities and Older persons.	1980-2010	MalaysiaN

VII. COMPLIANCE WITH ETHICS AND INTEGRITY PROVISIONS
(of Human Rights Council resolution 5/1)

To be completed by the candidate or by the nominating entity on his/her behalf.

1. To your knowledge, does the candidate have any official, professional, personal, or financial relationships that might cause him/her to limit the extent of their inquiries, to limit disclosure, or to weaken or slant findings in any way? If yes, please explain.

No

2. Are there any factors that could either directly or indirectly influence, pressure, threaten, or otherwise affect the candidate’s ability to act independently in discharging his/her mandate? If yes, please explain:

No

3. Is there any reason, currently or in that past, that could call into question the candidate's moral authority and credibility or does the candidate hold any views or opinions that could prejudice the manner in which she/he discharges his mandate? If yes, please explain:

No

4. Does the candidate comply with the provisions in paragraph 44 and 46 of the annex to Human Rights Council resolution 5/1?

Para. 44: The principle of non-accumulation of human rights functions at a time shall be respected.

Para. 46: Individuals holding decision-making positions in Government or in any other organization or entity which may give rise to a conflict of interest with the responsibilities inherent to the mandate shall be excluded. Mandate holders will act in their personal capacity.

Yes

5. Should the candidate be appointed as a mandate holder, he/she will have to take measures to comply with paragraphs 44 and 46 of the annex to Council resolution 5/1. In the event that the current occupation or activity, even if unpaid, of the candidate may give rise to a conflict of interest (e.g. if a candidate holds a decision-making position in Government) and/or there is an accumulation of human rights functions (e.g. as a member of another human rights mechanism at the international, regional or national level), necessary measures could include relinquishing positions, occupations or activities. If applicable, please indicate the measures the candidate will take.

N/A

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