***APPLICATION DEADLINE: 25 NOVEMBER 2021 AT 12 NOON GENEVA TIME***

* *The application process consists of twocompulsory parts:****(1) online survey[[1]](#footnote-2)****(*[*https://ohchr-survey.unog.ch/index.php/985419*](https://ohchr-survey.unog.ch/index.php/985419)*)  
  and****(2) application form in Word format[[2]](#footnote-3)****(to be downloaded from*[*https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/HRC49.aspx*](https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/HRC49.aspx)*)*
* *Once fully completed, in English or French only, the Word application form should be submitted by email to* [*ohchr-hrcspecialprocedures@un.org*](mailto:ohchr-hrcspecialprocedures@un.org)
* *A maximum of up to three optional reference letters may be attached to the email (in Word or PDF format).*
* *No additional documents (e.g.CVs, resumes or additional reference letters) will be accepted.*
* *Applicants 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 the Secretariat.*
* *Applications will only be considered if both parts and all sections of the Word application form have been completed and received by the Secretariat before the expiration of the deadline.* ***No incomplete or late applications will be accepted****.*
* *Eligible for Working Group mandates are only nationals of the States belonging to the* [*regional groups*](https://www.un.org/dgacm/content/regional-groups) *for which specific vacancies have been advertised.*
* *General description of the selection process and answers to frequently asked questions are available at* [*https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/Nominations.aspx*](https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/Nominations.aspx)*and* [*https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/BasicInformationSelectionIndependentExperts.aspx*](https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/BasicInformationSelectionIndependentExperts.aspx)
* *In case of technical difficulties or problems with accessing or completing the forms, you may contact the Secretariat by email (*[*ohchr-hrcspecialprocedures@un.org*](mailto:ohchr-hrcspecialprocedures@un.org)*) or fax (+41 22 917 9008).*

**I. PERSONAL DATA**

|  |  |
| --- | --- |
| **1. Family (last) name:**Upadhyay | **5. Year of birth:** 1988 |
| **2. First (given) name:**Niteesh Kumar | **6. Place of birth:** India |
| **3. Other name, if any:**N/A | **7. Nationality (please indicate the nationality that will appear on the public list of candidates):** Indian |
| **4. Gender:**Male | **8. Any other nationality:** N/A |

**II. MANDATE-SPECIFICCOMPETENCE/QUALIFICATIONS /KNOWLEDGE**

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

1. **QUALIFICATIONS** (200 words limit)

**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.)**

1)Completed Ph.D from the WB National University of Juridical Sciences, Kolkata in the year 2020 on the topic "A study of Bride Trafficking in India with Special Reference to State of Haryana" (Lanugauge of Course : English)

(2) Completed LL.M from the W.B. National University of Juridical Sciences, Kolkata in year 2012. (Studies about Business and Human Rights in India)(Lanugauge of Course : English)

(3) Successfully completed Post Graduate Diploma in Human Rights Law from National Law School University of Bangalore, India in year 2014.(Lanugauge of Course : English)

(4) Successfully completed Post Graduate Diploma in ITL from Indian Law Institute (ILI), New Delhi in Year 2010.(Lanugauge of Course : English)

(5) Successfully completed “Public International law” course from Hague Academy of International law, Netherlands in year 2016(Lanugauge of Course : English).

(6) Successfully Completed "Refugee Law" course from International Institute of Humanitarian Law, Sanmero Paris in year 2020(Lanugauge of Course : English).

(7) Teaching Human Rights at Galgotias UNiversity India since last 6 years . I am also currently serving as guest faculty at American Romanian University , Romania and taking classes of International Humanitarian Law (Launguage :English)

1. **RELEVANT EXPERTISE** (200 words limit)

**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 and particularly in the area of the mandate. (Please state how this was acquired.)**

**Proven work experience in the field of human rights and particularly in the area of the mandate. (Please state years of experience.)**

Total experience in field of Human Rights : 12+ years

(1) Coordinator Centre for Legal Aid and Assistant Professor of Law Galgotias University, India.

(2) Research Advisor South Ural State University, Russia.

(3) Guest Course Faculty Romanian American University, Romania.

(4) Founding Member Werramantry Center for International Law

(5) Member of Youth for Advocacy Nepal.

(6) Director Law School Youth for Human Rights International- India Chapter.

(6)Advisor Spectrum NGO working in the field of protection of child rights.

(7) Director Law Schools National Youth Council of India (NGO)

Work Experience in the Field of Human Rights

(1) Published 20+ research papers on Human Rights and allied issues (including but not limited to Child Rights, Women Rights, Trafficking, International Humanitarian Law, Business and Human Rights), in different referred and indexed journal (Scopus, Road, Google Scholar, Thomson Reuters) .

(2) Presented 35+ research papers in various National and International Conference on topics related to Human Rights, Child Rights, Women Rights etc.

(3) Conducted Interview of 50 trafficking victims and 15 Anti-Human trafficking experts.

(4) Organised 3 National and 5 International Conferenceson Human Rights .

(5) Organised 350+ workshops on good touch and bad touch, sexual harassment, child marriage and child sexual abuse during last four years.

1. **ESTABLISHEDCOMPETENCE** (200 words limit)

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

In past I have conducted around 350+ workshops on good touch and bad touch, sexual harassment, child marriage and child sexual abuse during last four years and I have been awarded with Human Rights Champion Award 2020 by Youth For Human Rights International keeping in view my contribution. These workshops not only just helped me aware people about their rights but also helped me understand Human Rights issues at ground level. The most important part of my human rights experience is by teaching and research on various Human Rights Issues . I completed by post graduation on Business and Human Rights and also submitted by dissertation on topic of Business and Human Rights . I have also Delivered Lectures on Human Rights, Child Right at various university including American Romanian University, Romania, University of Salamanca, Spain, University of Gdańsk, Poland, Nepal Law Campus, Daffodil University, Bangladesh, Regensburg University, Germany, Saito College Malaysia etc.

I also served as Coordinator of campaign on Breaking Stereotype which is a Gender Rights campaign by Knowledge Steez (This online campaign has reached 5 Million+ people in last five years). I am also serving as Coordinator of CEDAW online program between American Romanian University, Annadolu University Turkey, Law Faculty, University Of Tirana, Albania, Liverpool John Moores University, UK, Ankara University Law Faculty,Turkey

1. **PUBLICATIONS OR PUBLIC STATEMENTS**

**Please listsignificant and relevant published books, articles, journals and reports that the candidate has written or public statements, or pronouncements that the candidate hasmade or events participated in relation to the mandate.**

* 1. **Enter three publications in relation to the mandate applied for, in the order of relevance:**

**1. Title of publication:** "Protection Of Cultural Property Under International Humanitarian Law:

Emerging Trends"

**Journal/Publisher:**Brazilian Journal of International Law. Indexed by Scopus ISSN 2236-997X (printed) - ISSN 2237-10

**Date of publication:** 2020

**Web link, if available:** https://www.publicacoes.uniceub.br/rdi/article/viewFile/7076/pdf

**2. Title of publication:** “Role of UNHCR in the Protection of Refugees”

**Journal/Publisher:** nternational Law Journal Guardian of Society Vol-1 Part-5 -page 24-30 (ISSN 2231-2420)

**Date of publication:** 2021

**Web link, if available:** N/A

**3. Title of publication:** Delivering International Humanitarian Aid: Problems and Perspectives”

**Journal/Publisher:** Lex ET Societatis Book on Contemporary Legal Issues published by infinity Publishing 2019 issue ISBN 978-93-87910-06

**Date of publication:** 2018

**Web link, if available:** N/A

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

* 1. **Enter three public statements or pronouncements made or events that the candidate may have participated in relation to the mandate applied for, in the order of relevance:**

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

**Event organizer:** Presented a paper on “ Enforced Disappearance as a Crime Under International Law: A Neglected Origin in the Laws of War”

**Date on which public statement/pronouncement made:** International Conference on Human Rights and Gender Justice organized by YHRI, India, ILS Law College Pune and European Center for Legal Education and Research, Romania at New Delhi, 16th Dec 2018

**Web link, if available:** N/A

**2. Platform/occasion/event on which public statement/pronouncement made:** Presented a paper on "THE RIGHT TO A REMEDY FOR ENFORCED DISAPPEARANCES IN INDIA"

**Event organizer:** Conference on Human Rights organized by Youth for human rights India, at Indian Law Institute, New Delhi

**Date on which public statement/pronouncement made:** 23 June,2018

**Web link, if available:** N/A

**3. Platform/occasion/event on which public statement/pronouncement made:** A COMPARATIVE APPROACH TO ENFORCED DISAPPEARANCES

**Event organizer:** ILS, Law college Pune

**Date on which public statement/pronouncement made:** 19/01/2020

**Web link, if available:** N/A

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

1. **flexibility/readiness and AVAILABILITY of time**(200 words limit)

**to perform effectively the functions of the mandate and to respond to its requirements, including participating in Human Rights Council (HRC) sessions in Geneva and General Assembly sessions in New York, travelling on two country visits per year, drafting reports according to established deadlines, organizing and participating in consultations and meetings, addressing allegations of human rights violations with all concerned, providing advice to States and other stakeholders on issues related to their mandate and engaging with a variety of stakeholders. Kindly indicate whether the candidate can dedicate an estimated time of four to six months per year to the work of a mandatedepending on its workload.**

**Please note that the work of mandate holders is unpaid. Those appointed as mandate holders serve in their personal capacities. They are not United Nations staff members, they are not based in United Nations offices in Geneva or at another United Nations location, and they do not receive salary or other financial compensation, except for travel expenses and daily subsistence allowance of “experts on mission”.**

I am part of various NGOs , Corporate Groups and Legal Aid and Human Rights Cells which will help me seek their help on any issues related to enforced Disappearance . My University is very supportive and is even willing to offer sponsorship as well as provide leave from any work requiredas per mandate. My University is flexible and encourages research intiatives and is proactive in implementing mandates of United Nations.

1. **NOMINATION FOR THE MANDATE**

**Indicate whether the candidate has been nominated by (check all that apply):**

**Individual nominations (indicate this if the candidate is self-nominating)**

**Governments**

**Regional groups operating within the United Nations human rights systems**

**International organizations or their offices**

**Non-governmental organizations**

**National human rights institutions**

**Other human rights bodies**

**Name of the nominating entity and additional information about the nomination (use if applicable, for third-party nominations only)** (200 words limit)**:**

N/A

**III. Motivation Letter, INCLUDING YOURVISION OF THE MANDATE**(600 word limit. Must be typed in the space below and not sent in a separate email or as an attachment. To be drafted and signed (i.e. with a typed signature) by the candidate himself/herself even if nominated by another entity.)

I have completed my Ph.D and LL.M. from The WB National University of Juridical Sciences, Kolkata. I have presented many papers at national and international level seminars and conferences. Along with this, I have also conducted over 350+ workshops on Human Rights, Gender Rights etc. My work has also been published in various journals and I have 24 publications to my credit. I am also serving as Country Director Law schools of Youth for Human Rights International, India Chapter.I have received various scholarships in the past including GAJE Turkey, ILEC New York, HAGUE Academy Netherlands, GAJE Mexico, GAJE Indonesia , Xiamen China , Rene Cassin France , Pro Bono Honkong etc. In the year 2015, I was awarded with title of “Social Change Maker 2015”, “Young Humanitarian Award” in year 2017 and “Youth for Human Rights Award” in year 2017. I have also delivered lectures at various institutions of international repute including Regensburg University Germany, Xiamen University China, Daffodil University, Bangladesh, South Ural State University Russia, American Romanian University, Salamanca University, Spain etc.

I believe in the motto “we rise by lifting others” and therefore I like to share whatever knowledge and expertise I have with others for the benefit of all and ultimately for the world because, it is only when we prosper together when Human Rights also prosper

It would be an honour for me to participate in this program as this would help me give my little contribution towards protecting Human Rights all across the globe. I am expecting rigorous discourse and deliberation and research work on Human Rights. As a Working Group member on the Working Group on Enforced or Involuntary Disappearances, member from Asia-Pacific States, I shall collect research material, judgements, brief judgements, summarise cases and comment, prepare reports of different sessions, attend meetings and most importantly, present my views about any human rights issues and challenges that the world could be facing.

This opportunity will help me share my field experience and especially human rights violations that I have closely observed during my empirical research and fieldwork in India. As a member of working group, I can use my expertise in empirical research to help the working group in the collection of empirical data and can also conduct interviews of victims and other stakeholders on important issues of enforced disappearances. I am also studying and teaching International Humanitarian law since last two decades and my experience of IHL will be fruitful in helping this working group on enforced disappearances.

**IV. LANGUAGES (READ / WRITTEN / SPOKEN)**

**Please indicate all language skills below.**

**1. Mother tongue:** **hindi**

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

**Arabic:**Yes or no:If yes,

**Read:** Easily orNot easily:   
**Write:** Easily or Not easily:**Speak:** Easily or Not easily:

**Chinese:** Yes or no:If yes,

**Read:** Easily or not easily: **Write:** Easily or not easily:**Speak:** Easily or not easily:

**English:**Yes or no:If yes,

**Read:** Easily or not easily: **Easily  
Write:** Easily or not easily:**Easily  
Speak:** Easily or not easily:**Easily**

**French:**Yes or no:If yes,

**Read:** Easily or not easily: **Write:** Easily or not easily:**Speak:** Easily or not easily:

**Russian:**Yes or no:If yes,

**Read:** Easily or not easily: **Write:** Easily or not easily:**Speak:** Easily or not easily:

**Spanish:**Yes or 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 academicqualifications(university level and higher, indicating the type of degree andfield of study, and whether full- or part-time;for example,*Masters in Law, University of XXX, part-time, 1975-1977, city and country)*.If space in the table is insufficient, more than one degree may be listed in a single cell below, separating them by a blank line.**

|  |  |  |
| --- | --- | --- |
| **Name of degree, field of study and name of academic institution, full or part-time:** | **Years of attendance**  (provide a range from-to, for example 1999-2003;  for ongoing education, please pute.g.2018-present): | **Place and country:** |
| Ph.D From The WB National University of Juridical Sciences, Kolkata on the topic "A study of Bride Trafficking in India with Special Reference to State of Haryana" (Part-time) | 2014-2020 | West Bengal,India |
| LL.M (Legum Magister) The W.B. National University of Juridical Sciences, Kolkata (Full-time) | 2010-2012 | West Bengal,India |
| B.A.LL.B. from IMS Law College, Noida(full-time) | 2005-2010 | Noida , India |
| Post Graduate Diploma in Human Rights Law from National Law School University of Bangalore, India (part-time) | 2013-2014 | NLSIU, Bangalore India |
| Post Graduate Diploma in International trade law from Indian Law Institute (ILI), New Delhi (Part-time) | 2009-2010 | Post Graduate Diploma in International trade law f |

**VI. EMPLOYMENT RECORD**

**NOTE: Please briefly list ALL RELEVANT professional positions heldin the area of human rights, beginning withthe candidate’s current (most recent) occupation.Also, indicate whether positions held were full-time or part-time. If space in the table is insufficient, more than one position may be listed in a single cell below, separating them by a blank line.**

|  |  |  |
| --- | --- | --- |
| **Name of employer,**  **functional title,**  **main functions of position, full- or part-time:** | **Years of work** (provide a range from-to, for example 1999-2005;  for ongoing activities, please put e.g. 2018-present): | **Place  and country:** |
| Intern at National Human Rights Commission | 2011 | New Delhi, India |
| Intern at International Committee of Red Cross (ICRC) | 2010 | New Delhi,India |
| Galgotias University , India serving as Associate Professor of Law (Full-time) | 2015-present | NCR , India |
| Nirma University School of Law , Gujarat ,served as Assistant Professor of Law(full-time) | 2013-2014 | Gujarat, India |
| National Law University , Patna (CNLU) , Served as Lecturer of Law (full-time) | 2013 | Patna India |
| South Ural State University , Russia , serving as Research Advsior (Part-time) | 2020-present | Chelyabinsk, Russia |
|  |  |  |
|  |  |  |

**VII. COMPLIANCE WITH ETHICS AND INTEGRITY PROVISIONS   
(of Human Rights Council resolution 5/1)  
*Tobe completed by the candidate or by the nominating entity on the candidate’s behalf.***

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

N/A

**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 the mandate? If yes, please explain:**

N/A

**3. Is there any reason, currently or in the 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 whichthe candidate discharges the mandate? If yes, please explain:**

N/A

**4. Does the candidate comply with the provisions in paragraph 44 and 46 of the annex to Human Rights Council resolution 5/1? (Please answer YES if the candidate complies, NO if the candidate does not comply, together with an explanation.)**

***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. Mandateholders will act in their personal capacity.***

N/A

**5. Should the candidate be appointed as a mandate holder,the candidate 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

**VIII. CERTIFY AND SUBMIT APPLICATION  
*To be completed by the candidate. The candidate’s name below should match how it is entered on the first page of the form and in the online survey.***

**I hereby certify that all of the statements made in this application are true, complete and are made in good faith. I understand that falsifying or intentionally withholding information will be grounds for not being selected or appointed or the withdrawal of any proposed appointment or, if an appointment has been made and accepted, for its immediate cancellation or termination.  
  
Kindly note that whilst no changes can be made after this application form has been submitted and the deadline for applications has expired, any relevant change of current occupation, employment, or position, or any other relevant fact or circumstance should be brought to the attention of the secretariat by   
email (**[**ohchr-hrcspecialprocedures@un.org**](mailto:ohchr-hrcspecialprocedures@un.org)**).**

**Please review theapplication before you insert your name and date to indicate your agreement.**

**Name:** NITEESH KUMAR UPADHYAY

**Date:** 25/11/2021

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1. The short**online survey** 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.The same name, gender and nationality must be used both in the online survey and in the Word application form. [↑](#footnote-ref-2)
2. The **application form in Word format**includes a motivation letter of maximum 600 words (section III of the form). The application form should be completed in English or Frenchonly, the two working languages of the United Nations Secretariat. The application form will be used as received to prepare the public list of eligible candidates who applied for the vacancy. The application forms of eligible candidates will also be posted as received on the OHCHR public web page for the selection process. [↑](#footnote-ref-3)