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Third Standing Committee
Democracy and Human Rights

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31 March 2008

**MIGRANT WORKERS, PEOPLE TRAFFICKING,
XENOPHOBIA AND HUMAN RIGHTS**

Amendments to the revised preliminary draft resolution submitted within the statutory deadline by the delegations of Algeria, Argentina, Armenia, Australia, Canada, China, Cuba, Egypt, France, Germany, Indonesia, Japan, Jordan, Morocco, the Philippines, the Republic of Korea, Romania, Sweden, Switzerland, South Africa, the United Kingdom and Venezuela

TITLE

Amend the title to read as follows:

MIGRANT WORKERS, ~~PEOPLE TRAFFICKING,~~ **TRAFFICKING IN HUMAN BEINGS/TRAFFICKING IN PERSONS
~~PEOPLE TRAFFICKING,~~ XENOPHOBIA AND HUMAN RIGHTS**

(Armenia)

PREAMBLE

Preambular paragraph 1

Delete the paragraph.

(Egypt)

Amend to read as follows:

(1) *Recognizing* that globalization has intensified structural conditions of inequality and poverty, accompanied by the lack of recognition that human rights are relevant in the design and execution of programmes that address poverty, marginalization and social exclusion; **while at the same time recognizing that globalization gives developing countries a chance to develop,**

(Sweden)

New preambular paragraph 1bis

Add a new paragraph after preambular paragraph 1 to read as follows:

(1bis) Recognizing that, at present, there are more than 175 million people in the world who are living and working outside their homeland,

(Philippines)

Preambular paragraph 2

Amend to read as follows:

(2) *Recognizing* that ~~labour~~ **the rights of workers**, legal migration, the flow and mobility of individuals, and the exchange of labour ~~have been excluded~~ **have not always been taken into account in** ~~from~~ commercial liberalization schemes which purport to expand the processes of economic integration and free trade,

(France)

Amend to read as follows:

(2) *Recognizing* that labour rights, legal migration, the flow and mobility of individuals, and the exchange of labour **tend to be** ~~have been~~ excluded from commercial liberalization schemes which purport to expand the processes of economic integration and free trade,

(Japan)

Preambular paragraph 3

Amend to read as follows:

(3) *Believing* in the importance of cultural diversity and economic interaction among the world's peoples and that a global society should be pluralistic and based on imperatives of cultural diversity and racial, ethnic and religious tolerance by fostering integration **and preventing** ~~rather than~~ conflict and destruction,

(Romania)

New preambular paragraph 4bis

Add a new paragraph after preambular paragraph 4 to read as follows:

(4bis) *Recalling* the declaration on the right to development adopted by the UN General Assembly in its resolution 41/128 (of 4 December 1986), which states in Article 6 that "All States should cooperate with a view to promoting, encouraging and strengthening universal respect for and observance of all human rights and fundamental freedoms for all without any distinction as to race, sex, language or religion",

(Morocco)

Add a new paragraph after preambular paragraph 4 to read as follows:

(4bis) *Convinced* that the integration process carried out in many regions of the world must consider - in addition to economic integration - political, social and cultural integration, inter alia, that facilitates migratory processes between peoples in order to protect the fundamental rights of migrants, with special emphasis on vulnerable population groups, including women and children,

(Venezuela)

Preambular paragraph 5

Delete the paragraph. (Egypt)

Move to become preambular paragraph 1. (Indonesia)

Preambular paragraph 6

Move to become preambular paragraph 2. (Indonesia)

Amend to read as follows:

(6) **Reaffirming the obligation of** ~~Affirming that~~ the States parties to the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights (ICCPR), the International Covenant on Economic, Social and Cultural Rights, the Convention on the Political Rights of Women, the **Convention on the Elimination of All Forms of Discrimination against Women (CEDAW), the Convention on the Rights of the Child (CRC),** the Declaration on Race and Racial Prejudice, and the United Nations Declaration on the Elimination of All Forms of Racial Discrimination, **the International Convention on the Elimination of All Forms of Racial Discrimination (CERD) and the United Nations Convention against Transnational Organized Crime,** ~~must~~ to guarantee all individuals on their territories the rights enumerated in those instruments, without distinction of any kind, (Indonesia)

Amend to read as follows:

(6) ~~Affirming that~~ the States parties to the ~~Universal Declaration of Human Rights,~~ the International Covenant on Civil and Political Rights (ICCPR), the International Covenant on Economic, Social and Cultural Rights, the Convention on the Political Rights of Women, the Declaration on Race and Racial Prejudice, and the United Nations Declaration on the Elimination of All Forms of Racial Discrimination, must guarantee all individuals on their territories the rights enumerated in those instruments, without distinction of any kind, (China)

New preambular paragraph 7bis

Add a new paragraph after preambular paragraph 7 to read as follows:

(7bis) **Also recalling the conclusions and recommendations of the seminar on "Migration: the human rights perspective" (Geneva, October 2007), organized by the IPU, ILO and the OHCHR, which are based on the understanding that migration can and should be a mutually beneficial situation for both sending and receiving countries, and most importantly, for migrants and their families,** (Romania)

New preambular paragraph 8bis

Add a new paragraph after preambular paragraph 8 to read as follows:

(8bis) **Also aware that migration can have a positive effect on the personal development of migrants, in particular women migrants,** (Switzerland)

Preambular paragraph 10

Amend to read as follows:

(10) *Recognizing* that migrant workers and their families, **particularly the children of undocumented migrants**, are a vulnerable population group requiring **protection attention to the realization** of their human rights,

(South Africa)

Preambular paragraph 11

Amend to read as follows:

(11) *Convinced* that the trafficking of human beings **constitutes a serious crime and a violation of human rights**, ~~represents modern-day slavery~~ and requires cooperation at the international level and action at the national level to combat it,

(Japan)

New preambular paragraph 11bis

Add a new paragraph after preambular paragraph 11 to read as follows:

(11bis) *Recalling* that the participants at the Parliamentary Forum organized by the Inter-Parliamentary Union and the Global Initiative to Fight Human Trafficking held in Vienna on 12 February 2008, undertook to take into account “a series of principles and potential avenues for action” when considering policies to combat trafficking,

(Morocco)

Preambular paragraph 12

Amend to read as follows:

(12) *Acknowledging* the definitions of people trafficking in the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, ~~supplementing the UN Convention against Transnational Organized Crime, Article 4 of the Council of Europe Convention on Action against Trafficking in Human Beings, and the EU Council framework decision on combating trafficking in human beings,~~

(Cuba)

Amend to read as follows:

(12) *Acknowledging* the definitions of people trafficking in the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the UN Convention against Transnational Organized Crime, ~~Article 4 of the Council of Europe Convention on Action against Trafficking in Human Beings, and the EU Council framework decision on combating trafficking in human beings,~~

(China)

Amend to read as follows:

(12) *Acknowledging* the definitions of ~~people trafficking~~ **trafficking in human beings** in the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the UN Convention against Transnational Organized Crime, Article 4 of the Council of Europe Convention on Action against Trafficking in Human Beings, and the EU Council framework decision on combating trafficking in human beings,

(Armenia)

Merge preambular paragraphs 12 and 15, and amend as follows:

(12) *Acknowledging* the definitions of people trafficking in the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the UN Convention against Transnational Organized Crime, Article 4 of the Council of Europe Convention on Action against Trafficking in Human Beings, and the EU Council framework decision on combating trafficking in human beings, *further recognizing* those binding international human rights instruments which explicitly require States to prohibit trafficking, including Article 6 of the Convention on the Elimination of All Forms of Discrimination against Women (CEDAW), Article 35 of the Convention on the Rights of the Child, and Article 5(1) of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Article 1 of the EU framework decision, and Article 18 of the Council of Europe on Action against Trafficking in Human Beings, **and what such binding international instruments clearly request of States regarding the prohibition of trafficking in persons;**

(Egypt)

Preambular paragraph 13

Amend to read as follows:

(13) *Acknowledging* the definition of ~~people smuggling~~ **smuggling of persons** in the Protocol against the Smuggling of Migrants by Land, Sea and Air, supplementing the UN Convention against Transnational Organized Crime,

(Armenia)

New preambular paragraph 14bis

Add a new paragraph after paragraph 14 to read as follows:

(14bis) Taking into account the United Nations Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, and the United Nations Convention against Transnational Organized Crime (2000),

(Morocco)

Preambular paragraph 15

Amend to read as follows:

(15) *Further recognizing* those binding international human rights instruments which explicitly require States to prohibit trafficking, including Article 6 of the Convention on the Elimination of All Forms of Discrimination against Women (CEDAW), Article 35 of the Convention on the Rights of the Child, and Article 5(1) of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, ~~Article 1 of the EU framework decision, and Article 18 of the Council of Europe on Action against Trafficking in Human Beings,~~

(China)

Amend to read as follows:

(15) *Further recognizing* those binding international human rights instruments which explicitly require States to prohibit trafficking, including Article 6 of the Convention on the Elimination of All Forms of Discrimination against Women (CEDAW), Article 35 of the Convention on the Rights of the Child, ~~and Article 5(1) of the Protocol to Prevent, Suppress and Punish Trafficking in Persons, Article 1 of the EU framework decision, and Article 18 of the Council of Europe on Action against Trafficking in Human Beings,~~

(Cuba)

New preambular paragraph 15bis

Add a new paragraph after preambular paragraph 15 to read as follows:

(15bis) *Recalling the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families, adopted by the UN General Assembly in resolution 45/158 of 18 December 1990,*

(Morocco)

Preambular paragraph 16

Delete the paragraph.

(Egypt)

Amend to read as follows:

(16) *Further recognizing* relevant non-binding instruments, including ~~Article 5(3) of the Charter of Fundamental Rights of the European Union,~~ Principle 12 and Guideline 4 of the UN Principles and Guidelines on Human Rights and Human Trafficking,

(China)

Preambular paragraph 17

Delete the paragraph.

(Egypt)

Amend to read as follows:

(17) *Acknowledging* the relevance of other pertinent instruments, including the Slavery Convention, the Forced Labour Convention, and the ICCPR, ILO Convention No. 182 on Worst Form of Child Labour Convention, ~~and Article 19 of the Council of Europe Convention on action against Trafficking Human Beings,~~

(China and Cuba)

Amend to read as follows:

(17) *Acknowledging* the relevance of other pertinent instruments, including the Slavery Convention, the Forced Labour Convention, and the ICCPR, ILO Convention No. 182 on Worst Form of Child Labour Convention, and Article 19 of the Council of Europe Convention on action against Trafficking Human Beings, ***further acknowledging the human-rights-based approach of the Council of Europe Convention on Action against Trafficking in Human Beings, which is open to all the States of the world,***

(United Kingdom)

Preambular paragraphs 19 and 20

Merge preambular paragraphs 19 and 20 to read as follows:

(19) *Recognizing* that prohibition of slavery is part of customary international law and constitutes *jus cogens*, and *reminding* governments and parliaments of the need to implement the international obligations they have undertaken and of the need for international cooperation to strengthen law enforcement,

(Egypt)

Preambular paragraphs 21 and 22

Merge preambular paragraphs 21 and 22 to read as follows:

(21) *Recognizing* that xenophobia, racism and related intolerance severely damage humanity and threaten the existence of entire populations, and *further recognizing* the difficulties facing some immigrants in integrating in destination societies and the generation of new forms of xenophobia and racism against them following the events of 11 September,

(Egypt)

New preambular paragraph 21bis

Add a new paragraph after preambular paragraph 21 to read as follows:

(21bis) *Underscoring* that the sexual exploitation of women and their use in prostitution constitutes one of the most common areas of people trafficking,

(Egypt)

New preambular paragraphs 21bis and 21ter

Add two new paragraphs after paragraph 21 to read as follows:

(21bis) *Recalling* the International Convention on the Elimination of All Forms of Racial Discrimination of 7 March 1966,

(21ter) *Underscoring* the World Conference against Racism, Racial Discrimination, Xenophobia and Related intolerance held from 31 August to 7 September 2001 in Durban, South Africa,

(Morocco)

Preambular paragraph 24

Amend to read as follows:

(24) *Believing* that the challenge to fulfill human rights is a social problem with a global scope, as migration, **under inappropriate and ineffective migration policies**, trafficking in persons and xenophobia all present a threat to basic human rights, freedom and individuals' welfare,

(Japan)

New preambular paragraph 24bis

Add a new paragraph after preambular paragraph 24 to read as follows:

(24bis) Recalling the 2001 Durban Declaration and Programme of Action adopted by the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance as global commitments towards the total elimination of the scourges of racism, racial discrimination, xenophobia and related intolerance,

(Indonesia)

OPERATIVE PART

Operative paragraph 1

Amend to read as follows:

1. *Calls upon* IPU Member Parliaments to effectively promote and protect the fundamental human rights of migrants, in accordance with the international instruments to which they are party, such as the Universal Declaration of Human Rights; **also urges them to ensure, where applicable, ratification of all relevant instruments - regional and international - in particular ILO Conventions Nos. 97 (on Migration for Employment) and 143 (on Migrations in Abusive Conditions and the Promotion of Equality of Opportunity and Treatment of Migrant Workers), and the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families;** ~~to disseminate and promote best practices by national parliaments to achieve a comprehensive understanding of the problems posed and opportunities presented by migration; and to form specialized committees on migration, tasked with the effective protection of migrants' human rights, the finding of solutions to the problems of migration, and means to maximise the opportunities of migration, with special emphasis on vulnerable groups, including women and children;~~

(Romania)

Amend to read as follows:

1. *Calls upon* IPU Member Parliaments to effectively promote and protect the fundamental human rights of migrants, **particularly the children of undocumented migrants,** in accordance with ~~the~~ international instruments ~~to which they are party,~~ such as the Universal Declaration of Human Rights **and the United Nations Convention on the Rights of the Child;** to disseminate and promote best practices by national parliaments to achieve a comprehensive understanding of the problems posed and opportunities presented by migration; and to form specialized committees on migration, tasked with the effective protection of migrants' human rights, the finding of solutions to the problems of migration, and means to maximise the opportunities of migration, with special emphasis on vulnerable groups, including women and children;

(South Africa)

Amend to read as follows:

1. *Calls upon* IPU Member Parliaments to effectively promote and protect the fundamental human rights of migrants, in accordance with ~~the~~ international instruments ~~to which they are party, such as the Universal Declaration of Human Rights~~; to disseminate and promote best practices by national parliaments to achieve a comprehensive understanding of the problems posed and opportunities presented by migration; and to form specialized committees on migration, tasked with the effective protection of migrants' human rights, the finding of solutions to the problems of migration, and means to maximise the opportunities of migration, with special emphasis on vulnerable groups, including women and children;

(Cuba)

New operative paragraphs 1bis and 1ter

Add a new paragraph after operative paragraph 1, and amend to read as follows:

- 1bis.** ~~*Calls upon* IPU Member Parliaments to effectively promote and protect the fundamental human rights of migrants, in accordance with the international instruments to which they are party, such as the Universal Declaration of Human Rights~~; **Encourages national parliaments** to disseminate and promote best practices ~~by national parliaments~~ to achieve a comprehensive understanding of the problems posed and opportunities presented by migration; and to form specialized committees on migration, tasked with the effective protection of migrants' human rights, the finding of solutions to the problems of migration, and means to maximise the opportunities of migration, with special emphasis on vulnerable groups, including women and children;
- 1ter.** **Recommends that migration be systematically included on the agenda of parliamentary dialogue between countries of origin, transit and destination, in order to provide a targeted parliamentary approach, responsive to the particularities of each migration chain;**

(Romania)

Operative paragraph 2

Delete the paragraph.

(Romania)

Amend to read as follows:

2. *Calls upon* all UN Member States that have not yet done so to **consider signing and ratifying or acceding to ratify** the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families;

(Germany)

Amend to read as follows:

2. *Calls upon* all UN Member States that have not yet done so to **consider ratifying** ~~ratify~~ the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families;

(Australia and China)

Merge operative paragraphs 2, 16 and 18.

2. *Calls upon* all UN Member States that have not yet done so to ratify the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families; CEDAW; and the conventions for the protection of indigenous people's rights, particularly those of the International Labour Organization and UNESCO, and to ensure that national legislation avoids discrimination, racism and related intolerance against indigenous peoples;

(Egypt)

New operative paragraph 2bis

Add a new paragraph after operative paragraph 2 to read as follows:

- 2bis. Recognizes that the United Nations Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, is the principal international instrument in this area;**

(Australia)

New operative paragraph 3bis

Add a new paragraph after operative paragraph 3 to read as follows:

- 3bis. Invites sending and receiving countries - from a perspective of solidarity in development - to conclude bilateral agreements on the mutually beneficial management of migratory flows;**

(France)

Add a new paragraph after operative paragraph 3 to read as follows:

- 3 bis. Encourages governments to forge partnerships between States, international organizations and civil society in order to manage migration in an equitable, fair and transparent manner and in a spirit of mutual responsibility;**

(Switzerland)

Operative paragraph 4

Delete the paragraph.

(Egypt)

Amend to read as follows:

4. *Calls upon* the IPU, parliaments and governments to forge a new, broader and more universally inclusive understanding of migration and to conduct further in-depth analysis of the causes and consequences of migration, **using to this end data that is sufficiently disaggregated, in particular by gender;**

(Romania)

New operative paragraph 4bis

Add a new paragraph after operative paragraph 4 to read as follows:

- 4bis. Invites governments to protect the human rights of immigrants regardless of whether they are illegal or not, and underscores the importance of using appropriate channels to regularize the situation of such immigrants, either by granting them a residence permit or deporting them, depending on each case;**

(Argentina)

Add a new paragraph after operative paragraph 4 to read as follows:

- 4bis. ***Calls upon* parliaments to increasingly oversee binding international instruments that establish trade liberalization agreements signed by governments, which should expressly guarantee, in addition to economic, social, political, and cultural integration, inter alia, respect for the fundamental rights of migrants based on such agreements;**

(Venezuela)

Operative paragraph 5

Amend to read as follows:

5. ~~*Urges effective investigation, prosecution and adjudication of trafficking*~~ ***Calls upon the IPU Member Parliaments to form an independent body to investigate, prosecute and adjudicate trafficking***, including its component acts and related conduct, whether committed by government or by non-State actors;

(Philippines)

Amend to read as follows:

5. *Urges* effective investigation, prosecution and adjudication of trafficking, including its component acts and related conduct, whether committed by governments or by non-State actors; ***requests that advanced European States coordinate their migration, migrant and human trafficking policies and reach agreement with countries of origin regarding measures to be taken to curb migratory flows;***

(Egypt)

New operative paragraph 5bis

Add a new paragraph after operative paragraph 5 to read as follows:

- 5bis. ***Underscores the importance of setting up coordination and cooperation mechanisms among the police, the judiciary and civil society organizations involved in the field of protecting the victims of human trafficking;***

(Switzerland)

Operative paragraph 6

Amend to read as follows:

6. *Encourages* governments to ensure adequate training for law enforcement agencies, enhancement of investigative powers and technology, and the establishment of anti-trafficking units; ***and to strengthen partnerships among related units addressing trafficking issues; and to prepare an action plan for prompt implementation of comprehensive and inclusive anti-trafficking measures;***

(Japan)

Amend to read as follows:

6. *Encourages* governments to ensure adequate training for law enforcement agencies, enhancement of investigative powers and technology, and the establishment of anti-trafficking units **and requests that governments ensure their mutual support in combating human trafficking;**

(Switzerland)

New operative paragraph 6bis

Add a new paragraph after operative paragraph 6 to read as follows:

- 6bis. Urges parliaments to adopt affirmative measures to attain gender equality through policies that strengthen the protection of women, as they are most vulnerable to trafficking;**

(Morocco)

Add a new operative paragraph after operative paragraph 6 to read as follows:

- 6bis. Emphasizes also that trafficking must be addressed within a human-rights and victims-centred framework in the training of peacekeeping, peace-building, civilian policing and humanitarian personnel;**

(Romania)

New operative paragraph 8bis

Add a new paragraph after operative paragraph 8 to read as follows:

- 8bis. Requests that governments make provisions for programmes to support long-term reintegration;**

(Switzerland)

Operative paragraph 10

Amend to read as follows:

10. *Recognizes* the clear obligation of the competent authorities to provide all necessary protection measures for victims of trafficking **and to ensure that such measures are easily accessible to victims**, if there are reasonable grounds to believe that a person is a trafficking victim to refrain from deporting persons until the identification process is complete, and then only if repatriation is appropriate; and if the age of the victim is uncertain, to proceed on the basis that he or she is a child;

(Japan)

New operative paragraph 10bis

Add a new paragraph after operative paragraph 16 to read as follows:

- 10bis. Urges governments to forge bilateral and multilateral labour and social security agreements which will, according to the labour requirements of the host country, direct the transfer of labour migration from sending to host country, in order to limit illegal migration and human trafficking;**

(Philippines)

Operative paragraph 13

Amend to read as follows:

13. *Emphasizes* that the protection of victims of trafficking, **particularly the children of undocumented migrants who are regarded as the most vulnerable category of immigrants**, should be incorporated into, and placed at the centre of, States' legislative frameworks, requiring governments to review immigration laws and policies in the context of their impact on the victims of trafficking, shifting the focus from immigration control to the prevention of exploitation of migrants and workers, and care of victims;

(South Africa)

Amend to read as follows:

13. *Emphasizes* that the protection of victims of trafficking should be incorporated into, and placed at the centre of States' legislative frameworks, requiring governments to review immigration laws and policies in the context of their impact on the victims of trafficking, **particularly women and children**, shifting the focus from immigration control to the prevention of exploitation of migrants and workers, and care of victims;

(Romania)

New operative paragraph 13bis

Add a new paragraph after operative paragraph 13 to read as follows:

- 13bis. *Recommends* that governments enter into agreements with neighbouring countries in order to implement joint actions aimed at preventing and detecting possible cases of trafficking in persons in the migration flow that occurs across the borders they share;

(Argentina)

Add a new paragraph after operative paragraph 13 to read as follows:

- 13bis. *Encourages* governments and parliaments to enhance support, including financial measures, for NGOs working on the ground to protect victims of trafficking;

(Japan)

Add a new paragraph after operative paragraph 13 to read as follows:

- 13bis. *Calls upon* parliaments to see to it that the human rights impact of migration and anti-trafficking policies and programmes is constantly monitored, including through independent national entities;

(Romania)

Add a new paragraph after operative paragraph 13 to read as follows:

- 13bis. *Invites* all States which have not yet signed and ratified the Council of Europe Convention on Action against Trafficking in Human Beings to do so, and for that purpose, *invites* parliamentarians to use the Handbook for Parliamentarians on Combating Trafficking in Persons;

(United Kingdom)

Operative paragraph 14

Amend to read as follows:

14. *Calls upon* all IPU Member Parliaments to **pass laws prohibiting** ~~prohibit~~ political parties and public or private organizations that **regularly and repeatedly** promote racism, xenophobia or related intolerance; to legislate to protect victims of violence and abuse attributable to racism and xenophobia, especially women, children and migrants, and to develop educational programmes to strengthen solidarity, cultural diversity and tolerance towards people from different ethnic, religious and cultural backgrounds;

(France)

Amend to read as follows:

14. *Calls upon* all IPU Member Parliaments **to severely condemn** ~~to prohibit~~ political parties and ~~public or~~ private organizations that promote racism, xenophobia or related intolerance **and to ban such organizations**; to legislate to protect victims of violence and abuse attributable to racism and xenophobia, especially women, children and migrants, and to develop educational programmes to strengthen solidarity, cultural diversity and tolerance towards people from different ethnic, religious and cultural backgrounds;

(Japan)

Amend to read as follows:

14. *Calls upon* all IPU Member Parliaments to prohibit political parties and public or private organizations that promote racism, xenophobia or related intolerance, to legislate to protect victims of violence and abuse attributable to racism and xenophobia, especially women, children and migrants, and to develop educational programmes **on human rights designed** to strengthen solidarity, cultural diversity and tolerance towards people from different ethnic, religious and cultural backgrounds, **to build the capacity of victims of oppression and discrimination, including migrant workers, victims of human trafficking and foreigners, to overcome their predicament, and to assist them in preserving and developing their own cultures, and furthermore, urges** all IPU Member Parliaments to take legislative measures, including the enactment of a law on human rights education, to develop programmes for the effective implementation of human rights education and to establish professional educational institutions so that lifelong human rights education can be implemented across all sectors of society;

(Republic of Korea)

Amend to read as follows:

14. *Calls upon* all IPU Member Parliaments ~~to prohibit political parties and public or private organizations that promote racism, xenophobia or related intolerance~~; to legislate to protect victims of violence and abuse attributable to racism and xenophobia, especially women, children and migrants, and to develop educational programmes to strengthen solidarity, cultural diversity and tolerance towards people from different ethnic, religious and cultural backgrounds;

(Sweden)

Amend to read as follows:

14. *Calls upon* all IPU Member Parliaments to prohibit political parties and public or private organizations that promote racism, xenophobia, **intolerance or gender-related discrimination**; to legislate to protect victims of violence and abuse attributable to racism and xenophobia, especially women, children and migrants, and to develop educational programmes to strengthen solidarity, cultural diversity and tolerance towards people from different ethnic, religious and cultural backgrounds;
(Switzerland)

New operative paragraphs 14bis and 14ter

Add two new paragraphs after operative paragraph 14 to read as follows:

- 14bis. **Suggests that governments uphold the supreme principles of freedom and equality and take measures that are conducive to the integration and development of minorities and vulnerable groups;**
- 14ter. **Calls upon all States to act democratically in order to ensure that all segments of the population are represented, so that minorities and vulnerable groups can enjoy their rights and freedoms; it being understood that for this to happen, all citizens must have the right to choose their representatives and the right to be elected in turn;**
(Argentina)

New operative paragraphs 14bis

Add a new operative paragraph after operative paragraph 14 to read as follows:

- 14bis. **Calls upon all UN Member States which have not already done so, to ratify and implement the United Nations Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime and bring national legislation in compliance with international standards.**
(United Kingdom)

Operative paragraph 15

Amend to read as follows:

15. *Urges* all IPU Member Parliaments ~~to legislate to prohibit the dissemination of racist or xenophobic ideologies through the media;~~ to promote research on xenophobia and racism, to better comprehend these problems and to improve integration in destination countries;
(Sweden)

Amend to read as follows:

15. *Urges* all IPU Member Parliaments to **call upon media organizations to self-regulate concerning** ~~legislate to prohibit~~ the dissemination of racist or xenophobic ideologies through the media; to promote research on xenophobia and racism, to better comprehend these problems and to improve integration in destination countries;
(Japan)

New operative paragraph 15bis

Add a new paragraph after operative paragraph 15 to read as follows:

- 15bis. *Recommends that States provide for heavy sanctions against persons responsible for trafficking in all its forms;***

(Morocco)

Add a new paragraph after operative paragraph 15 to read as follows:

- 15bis. *Encourages States to facilitate integration through policies aimed at improving the status of migrant workers, in particular by placing them on the labour market, by training young people, by tackling unemployment and by taking effective measures against illegal work;***

(Switzerland)

Operative paragraph 16

Amend to read as follows:

- 16. *Calls upon all UN Member States that have not yet done so to ratify ~~the CEDAW~~ all international instruments that protect vulnerable groups;***

(South Africa)

New operative paragraph 16bis

Add a new paragraph after operative paragraph 16 to read as follows:

- 16bis. *Suggests that national entities develop an educational programme to broaden teaching in the classroom of fundamental human rights, with special emphasis on the equality and freedom of persons with a view to prevent rapidly spreading feelings of xenophobia;***

(Argentina)

Operative paragraph 17

Delete the paragraph.

(France)

Amend to read as follows:

- 17. *Urges developed countries to consider moral redress and material compensation (financial donations; partial debt cancellation, especially for the poorest; programmes and projects for the well-being and development of* ~~for~~ *the peoples of Latin America, Asia and Africa now living in poverty because of marginalization and technological disadvantage due in part to colonization, as recognized by the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance;***

(Egypt)

Amend to read as follows:

17. *Urges* developed countries to consider **moral** redress for the peoples of Latin America, Asia and Africa now living in poverty because of marginalization and technological disadvantage due in part to colonization, as recognized by the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance;

(Algeria)

Operative paragraph 19

Amend to read as follows:

19. *Urges* the strengthening of alliances between national parliaments and civil society **in the developed countries** to promote study programmes and activities to further peace, dialogue among civilizations, the realisation of human rights, and the eradication of racism, xenophobia and related intolerance;

(Egypt)

New operative paragraph 19bis

Add a new paragraph after operative paragraph 19 to read as follows:

- 19bis. *Recommends* that parliaments frame laws allowing victims of trafficking to obtain moral and material reparation;**

(Morocco)

Add a new paragraph after operative paragraph 19 to read as follows:

- 19bis. *Urges* governments to incorporate in their educational programmes, as early as the primary level, the importance of cultural diversity and economic interaction in order to foster positive thinking on migration and racial tolerance;**

(Philippines)

Operative paragraph 20

Amend to read as follows:

20. *Calls upon* States to ensure that their migration **laws, policies and practices** are compatible with their programmes for the prevention of racism, xenophobia and related intolerance, including the removal of any racist or xenophobic criteria applying to migrants who enter or stay in their territories;

(Romania)

Operative paragraph 22

Amend to read as follows:

22. *Encourages* governments to implement effective **human trafficking** prevention strategies, such as awareness raising, assistance to developing countries for economic development and law enforcement, and lawful managed migration opportunities;

(Canada)

Amend to read as follows:

22. *Encourages* governments to implement effective prevention strategies, such as awareness raising, assistance to developing countries for economic development and law enforcement, and lawfully managed migration opportunities;

(Romania)

New operative paragraph 22bis

Add a new paragraph after operative paragraph 22 to read as follows:

- 22bis. **Suggests that governments which have undertaken joint projects to eradicate the scourge of trafficking in persons and xenophobia set up joint cooperation mechanisms to encourage the exchange of experiences so that national parliaments can build on the successful experiences of other parliaments and inspire others with their own;**

(Argentina)

New operative paragraphs 22bis, 22ter and 22quater

Add three new paragraphs after operative paragraph 22 to read as follows:

- 22bis. **Urges developed countries – host countries – to review their national immigration laws and policies so that they guarantee the protection of victims of human trafficking, and that the interest of their government changes from one of immigration control to one of prohibiting the exploitation of immigrants and the application of international labour criteria concerning labour force, working hours and minimum wages;**

- 22ter. **Requests that a code of conduct be adopted to govern the activities of relief organizations and humanitarian NGOs– national and international – in crisis or disaster zones to verify that these activities do not camouflage the trafficking of persons, especially of children, as has been the case on several occasions, and to provide for sanctions that act as a deterrent for repeat offences;**

- 22quater. **Requests that all States toughen the sanctions provided for in their national laws for prostitution, coordinate their efforts with relevant international agencies with a view to dismantling international prostitution rings, fostering government programmes, as well as NGO programmes and initiatives that encourage girls who have been forced into prostitution to abandon it and readapt them, integrating them into society and guaranteeing their financial independence through legitimate projects far removed from sexual exploitation;**

(Egypt)

New operative paragraphs 22bis and 22ter

Add two new paragraphs after operative paragraph 22 to read as follows:

- 22bis. **Calls upon States to promote and protect effectively the human rights and fundamental freedoms of all migrants, regardless of their migration status, especially those of women and children, and to address international migration through international, regional or bilateral cooperation and dialogue and through a comprehensive and balanced approach, recognizing the roles and**

responsibilities of countries of origin, transit and destination in promoting and protecting the human rights of all migrants, and avoiding approaches that might aggravate their vulnerability;

- 22ter. Reaffirms the duty of States parties to ensure full respect for and observance of the Vienna Convention on Consular Relations, in particular with regard to the right of all foreign nationals, regardless of their immigration status, to communicate with a consular official of the sending State in case of arrest, imprisonment, custody or detention, and the obligation of the receiving State to inform the foreign national without delay of his or her rights under the Convention;

(Indonesia)

New operative paragraph 22bis

Add a new paragraph after operative paragraph 22 to read as follows:

- 22bis. *Urges* developed countries to direct and encourage their potential investors to invest in those countries - generally known as the source of migration and people trafficking - in long-term and mid-term projects likely to create jobs in order to absorb local citizens who live below the poverty line and the unemployed who resort to migration for economic reasons;

(Jordan)

New operative paragraphs 22bis and 22ter

Add two new paragraphs after operative paragraph 22 to read as follows:

- 22bis. *Calls on* States to take measures and implement policies involving the three "Ps" of the Palermo Protocol: prevent trafficking, punish traffickers and protect victims;
- 22ter. *Invites* parliaments to frame and enforce laws allowing the justice system to protect victims of trafficking;

(Morocco)

New operative paragraph 22bis

Add a new paragraph after operative paragraph 22 to read as follows:

- 22bis. *Invites* the IPU, based on the key role of parliaments in providing a human rights-centred approach to migration and trafficking, to promote an enhanced parliamentary input into international processes such as the Global Forum on Migration and Development;

(Romania)

New operative paragraph 22bis

Add a new paragraph after operative paragraph 22 to read as follows:

- 22bis. *Suggests* that the IPU participates in the next meeting of the Global Forum on Migration and Development, to be held in Manila from 27 to 30 October 2008;

(Switzerland)