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Assistance to Côte d'Ivoire in the Field of human rights

The Human Rights Council,

Guided by the Charter of the United Nations, the Universal Declaration of Human Rights and the other relevant human rights treaties,

Recalling General Assembly resolution 60/251 of 15 March 2006,

Recalling also Human Rights Council resolutions 5/1 and 5/2 of 18 June 2007,

Recalling further Human Rights Council resolution S-14/1, adopted by the Council on 23 December 2010 at its special session on the situation of human rights in Côte d'Ivoire in relation to the conclusion of the 2010 presidential election, and Human Rights Council resolution 16/25 of 13 March 2011 creating an independent, international commission of inquiry to investigate the facts and circumstances surrounding the allegations of serious abuses and violations of human rights committed in Côte d'Ivoire following the presidential election of 28 November 2010.

Reaffirming that all States are bound to promote and protect all human rights and fundamental freedoms enshrined in the Charter, the Universal Declaration of Human Rights and international human rights treaties to which they are party,

Reaffirming that it is the responsibility of states to promote and protect all human rights and fundamental freedoms, to investigate alleged violations of international law, including alleged violations of human rights law, and to bring to justice the perpetrators of such acts,

Welcoming the role played by the international community, in particular the African Union and the Economic Community of West African States, in efforts to put an end to violence, halt clashes, and take action to strengthen the respect of democratic rules, the rule of law and improve the situation of human rights in Côte d'Ivoire,

Welcoming the decision of Ivorian authorities to invite the Commission of Inquiry to Côte d'Ivoire to investigate the facts and circumstances relevant to incidents that took place following the November 28, 2010 presidential election,

Noting the reports presented by the Commission of Inquiry, and by the United Nations High Commissioner for Human Rights, as a follow-up to Human Rights Council resolution 16/25,

Also noting that, while the situation of human rights and security in Côte d'Ivoire is substantially improving, significant challenges remain,

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1. *Welcomes* the investiture, on May 21, 2011 of Alassane OUATTARA as President of the Republic of Cote d'Ivoire, in accordance with the will of the Ivorian people expressed at the presidential elections of 28 November 2010 and as recognized by the international community
2. *Calls for* an immediate end to the violence in Cote D'Ivoire, including violence against women and the ongoing localized violence in some parts of the country, and for respect of all human rights and fundamental freedoms;
3. *Notes with concern* the humanitarian situation on the ground, and calls on United Nations agencies and other relevant actors to continue cooperating with the Government of Cote d'Ivoire to give appropriate support to refugees and internal displaced persons in order to facilitate their safe and voluntary return to their homes;
4. *Urges* the Government of Cote d'Ivoire to promote and protect human rights and fundamental freedoms for all, in particular, by taking measures to end and address the underlying causes of human rights violations such as arbitrary detentions and violence against women and children and to ensure that victims of sexual violence receive adequate medical and psychological assistance and reparation, and that the perpetrators of such violence are brought to justice;
5. *Takes note* of the recommendations of the International Commission of Inquiry established by the Council on Côte d'Ivoire and the measures taken by Côte d'Ivoire, in a sovereign manner, regarding the implementation of its recommendations as follows:
 - a- The establishment of a Dialogue, Truth and Reconciliation Commission, with a full and equal participation of women to enhance peace for the people of Cote d'Ivoire;
 - b- The prosecution of suspects by the national judiciary and military tribunals.
 - c- The referral of the situation in Côte d'Ivoire to the International Criminal Court.
 - d- Ensuring that Côte d'Ivoire ratifies the Rome Statute of the ICC.
6. *Welcomes* the work undertaken by the International Commission of Inquiry established by the Human Rights Council in carrying out his mandate;
7. *Invites* the Government of Cote d'Ivoire to collaborate with the international community in improving the human rights situation and undertake efforts to implement the recommendations of the International Commission of Inquiry,

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8. *Decides* to transmit the reports of the commission of inquiry, and of the High Commissioner to the General Assembly;
9. *Decides* to recommend that the General Assembly transmit the reports of the commission of inquiry, to all relevant UN bodies;
10. *Decides* to establish the mandate of the independent expert on the situation of human rights in the Côte d'Ivoire for a period of one year, who will be responsible for assisting the Ivorian government in the follow up of the implementation of the recommendations of the International Commission of Inquiry and of the resolutions of the Human Rights Council, including the recommendations addressed to the international community especially the office of the United Nations High Commissioner for Human Rights and relevant UN agencies.
11. Requests the independent expert to engage with Ivorian authorities and the Human Rights sections of the Economic Community Of West African States, the African Union, the United Nations Mission in Côte d'Ivoire and submit a report to the Council for consideration at its nineteenth session,
12. *Requests* the United Nations High Commissioner for Human Rights to provide the independent expert with all necessary assistance to discharge the mandate fully.
13. *Calls on* the United Nations High Commissioner for Human Rights to provide technical assistance for the establishment and functioning of the national Commission of dialogue, truth and reconciliation of Côte d'Ivoire.
14. *Calls upon* States Members of the United Nations in the framework of international cooperation, relevant United Nations agencies and international financial institutions to provide appropriate technical assistance and capacity-building to Côte d'Ivoire upon its request, to:
 - a- Promote respect for human rights, combating impunity and reform of the security and justice sectors including the achievement of the Millennium Development Goals.
 - b- Support the government's efforts related to national reconstruction and reconciliation in particular, transitional justice mechanisms.

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15. *Requests* the Secretary-General to continue providing support to UNOCI in particular, the relevant material and human resources to the Human Rights Division to enhance its operational capacity.
16. *Requests* the United Nations High Commissioner for Human Rights to provide technical assistance and to work with the Government of Cote d'Ivoire and other actors, as needed, to identify additional areas of assistance to enable Cote d'Ivoire to fulfill its human rights obligations;
17. *Requests* the United Nations High Commissioner for Human Rights to present to the Council for consideration at its eighteenth session an updated report on the situation of human right in Côte d'Ivoire;
18. *Decides* to remain seized of the matter under agenda item 10.