

C.4) from State of Palestine
Bohseih (Arabs Group)
Pakistan (OIC)

3/4

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Follow-up to the report of the United Nations Independent International Fact-Finding Mission on the Gaza Conflict

The Human Rights Council,

Recalling its relevant resolutions, including resolution S-9/1, adopted on 12 January 2009, and resolution S-12/1 adopted on 16 October 2010, in follow-up of the human rights situation in the Occupied Palestinian Territory, including East Jerusalem and the report of the United Nations Fact-Finding Mission on the Gaza Conflict,

Recalling General Assembly relevant resolutions, including resolution 64/10 adopted on 5 November 2009 and resolution 64/254 adopted on 26 of February 2010 in follow-up of the report of the United Nations Fact-Finding Mission on the Gaza Conflict,

Recalling the relevant rules and principles of international law, including international humanitarian and human rights law, in particular the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949, which is applicable to the Occupied Palestinian Territory, including East Jerusalem,

Recalling also the Universal Declaration of Human Rights and the other international human rights instruments, including the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights and the Convention on the Rights of the Child,

Reaffirming the obligation of all parties to respect international humanitarian law and international human rights law,

Reiterating the importance of the safety and well being of all civilians, and *reaffirming* the obligation to ensure the protection of civilians in armed conflict,

Stressing the need to ensure accountability for all violations of international humanitarian law and international human rights law in order to prevent impunity, ensure justice, deter further violations and promote peace,

Convinced that achieving a just, lasting and comprehensive settlement of the question of Palestine, the core of the Arab-Israeli conflict, is imperative for the attainment of a comprehensive, just and lasting peace and stability in the Middle East,

1. *Reiterates* its call upon all concerned parties including United Nations bodies, to ensure their full and immediate implementation of the recommendations contained in the report of the United Nations Fact-Finding Mission on the Gaza conflict, in accordance with their respective mandates;

2. *Noting* the recent efforts taken by the Government of Switzerland, in its capacity as depositary of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, to reconvene, as soon as possible, a Conference of High Contracting Parties to the Fourth Geneva Convention on measures to enforce the Convention in the Occupied Palestinian Territory, including East Jerusalem, and to ensure its respect in accordance with common article 1, bearing in mind the Statement adopted on 15 July 1999 as well as the reconvening of the Conference and the Declaration adopted on 5 December 2001, and *recommends* to the government of Switzerland to continue to pursue its efforts with the aim of resuming the above mentioned conference as soon as possible;

3. Renew its recommendation to the General Assembly to remain apprised of the matter until it is satisfied that appropriate action with regard to implementing the recommendations contained in the report of the Independent International Fact-Finding Mission on the Gaza Conflict is taken at the domestic or international level in order to ensure justice for victims and accountability for perpetrators, and to remain also ready to consider whether additional action within its powers is required in the interests of justice;

4. *Requests* the Secretary General to present a comprehensive report on the progress made on the implementation of the recommendations of the Independent International Fact-Finding Mission by all concerned parties including United Nations bodies, in accordance with OP3 of section B of A/HRC/S-12/1, to the Human Rights Council Session of March 2014 with a special attention and focus on the issues of non compliance and non cooperation in implementing the relevant recommendations contained in the above mentioned report by all concerned parties;

5. *Requests* the United Nations High Commissioner for Human Rights to submit to the Human Rights Council, at its session March 2014, a progress report on the implementation of this resolution;

6. *Decides* to remain seized of the matter;