

### 1999/239. Human rights of migrants

At its 42nd plenary meeting, on 27 July 1999, the Economic and Social Council, taking note of Commission on Human Rights resolution 1999/44 of 27 April 1999:<sup>32</sup>

(a) Endorsed the Commission's decision to appoint, for a three-year period, a special rapporteur on the human rights of migrants to examine ways and means to overcome the existing obstacles to the full and effective protection of the human rights of that vulnerable group, including obstacles and difficulties for the return of migrants who are non-documented or in an irregular situation, with the following functions:

- (i) To request and receive information from all relevant sources, including migrants themselves, on violations of the human rights of migrants and their families;
- (ii) To formulate appropriate recommendations to prevent and remedy violations of the human rights of migrants, wherever they may occur;
- (iii) To promote the effective implementation of relevant international norms and standards on the issue;
- (iv) To recommend actions and measures applicable at the national, regional and international levels to eliminate violations of the human rights of migrants;
- (v) To take into account a gender perspective when requesting and analysing information, as well as to give special attention to the occurrence of multiple discrimination and violence against migrant women;

(b) Approved the Commission's request to the Special Rapporteur, in carrying out his/her mandate, to

give careful consideration to the various recommendations of the Working Group of intergovernmental experts aimed at the promotion and protection of the human rights of migrants, to take into consideration relevant human rights instruments of the United Nations to promote and protect the human rights of migrants and, in carrying out his/her mandate, to take into account bilateral and regional negotiations aimed at addressing, *inter alia*, the return and reinsertion of migrants who are non-documented or in an irregular situation;

(c) Also approved the Commission's invitation to the Special Rapporteur, in carrying out that mandate and within the framework of the Universal Declaration of Human Rights,<sup>38</sup> and all other international instruments, to request, receive and exchange information on violations of the human rights of migrants from Governments, treaty bodies, specialized agencies, special rapporteurs for various human rights questions and from intergovernmental organizations, other competent organizations of the United Nations system and non-governmental organizations, including migrants' organizations, and to respond effectively to such information, and to contribute to the work of the Preparatory Committee for the World Conference against Racism, Racial Discrimination, Xenophobia and Related Intolerance, within the framework of the objectives of the Conference, including by identifying major issues to be considered by the Conference;

(d) Further approved the Commission's request to:

- (i) The Chairperson of the Commission, after consultations with the other members of the Bureau, to appoint as Special Rapporteur an individual of recognized international standing and experience in addressing the human rights of migrants;
- (ii) The Special Rapporteur to submit a report on his/her activities to the Commission at its fifty-sixth session;
- (iii) The Secretary-General to give the Special Rapporteur all necessary human and financial assistance for the fulfilment of his/her mandate.

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<sup>38</sup> General Assembly resolution 217 A (III).