

the national institution. The SCA refers to General Observation 5.1 “NHRIs during the situation of a coup d’état or a state of emergency”.

5. The Annual Report reflects the lack of interaction between the CONADEH and the International Human Rights system. In the Annual Report the CONADEH questioned and criticized the role and reports of international observers such as the Organisation of American States (OAS) and the UN during the crisis in Honduras. The Report states the International Mission of Observers “lied in its report on the human rights situation in Honduras”. The SCA refers to General Observation 1.4 “Interaction with the International Human Rights System”.
6. The Report of the UN High Commissioner on the Human Rights Violations in Honduras since the coup d’état on 28 June 2009, reflects the lack of cooperation between the CONADEH and the NGOs and other civil society organisations. Moreover, the CONADEH states in its letter that no NGOs exist in Honduras. The SCA refers to General Observation 1.5 “Cooperation with other human rights institutions.”

The SCA encourages the CONADEH to seek advice and assistance from OHCHR and the Network of the Americas.

## **5. SPECIFIC RECOMMENDATIONS – REVIEWS UNDER ARTICLE 17 OF THE ICC STATUTE**

### **5.1 Algeria: Commission Nationale Consultative de Promotion et de Protection des Droits de l’Homme (CNCPPDH)**

**Recommendation:** The SCA recommends the CNCPPDH maintain its **B status**.

The SCA notes its concern that the CNCPPDH has not taken steps to address the recommendations of the SCA made at its March 2010 session regarding the legislative amendments necessary to bring it into conformity with the Paris Principles. The SCA therefore reiterates those recommendations here:

1. While the legislation establishes a selection committee to consider the appointment of members, the final selection and the appointment of members still remains with the President of the Republic. The amended legislation fails to establish a clear, transparent and participatory selection process, and does not establish clear and objective grounds for the dismissal of members as is required by the Paris Principles. The SCA refers to General Observations 2.1 and 2.2, respectively, “Ensuring pluralism” and “Selection and appointment of the governing body”. It also refers to General Observation 2.9 “Guarantee of tenure for members of governing bodies”.
2. There is no legislative provision regarding the recruitment of staff. Further, senior-level staff are appointed by the President of the Republic which undermines the principle of institutional independence. The SCA refers to General Observations 2.4 “Staff by secondment” and 2.7 “Staff of an NHRI”.

3. That all the CNCPPDH members are part-time. It refers to General Observation 2.8 “Full-time members”.
4. The critical importance for NHRIs to maintain close cooperation with civil society in order to effectively fulfil their mandate, and calls upon the CNCPPDH to improve its relations with such organizations through the establishment of systematic cooperation. It refers to General Observation 1.5 “Cooperation with other human rights institutions”.

Further, the SCA requests detailed information on the substantive work done by the CNCPPDH to investigate and address human rights violations related to enforced disappearances, torture and impunity.

The SCA encourages the CNCPPDH to continue its engagement with the relevant national authorities in order to pursue the required legislative amendments, and to seek the advice and assistance of the OHCHR and the African Network of NHRIs.

The SCA requests that the Commission submit its accreditation application when the above issues have been addressed.

### **5.2 Jordan: National Centre for Human Rights (NCHR)**

**Recommendation:** The SCA recommends the NCHR maintain its **A status**.

The SCA acknowledges the satisfactory actions taken by the NCHR to respond to its recommendations made at its October 2007 session. It acknowledges the efforts undertaken by the Centre to standardize the selection process of its Board of Trustees members in line with the Paris Principles and requests the Centre to transmit a copy of these Directives to it once formalized.

The SCA notes that while the Centre’s core activities are funded by the Government, a significant amount of its project funding is drawn from donors. It stresses the importance of ensuring adequate funding in a sustainable manner which should, to a reasonable degree, ensure the gradual and progressive realization of the improvement of the organization’s operations and the fulfillment of its mandate. The SCA refers to General Observation 2.6 “Adequate funding.”

The NCHR is encouraged to continue to seek advice and assistance from OHCHR and the Asia-Pacific Forum of NHRIs.

### **5.3 Luxembourg: Commission Consultative des Droits de l’Homme of Luxembourg (CCDH)**

**Recommendation:** The SCA recommends the CCDH maintain its **A status**.

The SCA is satisfied with the efforts undertaken by the CCDH to address the SCA’s concerns regarding the dismissal provisions of its members and as to ensuring sufficient budgetary allocation and the autonomous control over the budgetary process. The SCA requests the CCDH to transmit a copy of its dismissal provisions once formalized.