

CDDH(2020)OJ1Annotated  
17/10/2022

## **STEERING COMMITTEE FOR HUMAN RIGHTS**

### **CDDH**

#### **93<sup>rd</sup> meeting**

14–16 December 2020

Remote meeting via KUDO due to the evolution of the Covid-19 pandemic

## **DRAFT ANNOTATED AGENDA AND ORDER OF BUSINESS**

This draft annotated agenda and the documents of the meeting are available on the website

[www.coe.int/cddh](http://www.coe.int/cddh)

E-Mail: [DGI-CDDH@coe.int](mailto:DGI-CDDH@coe.int)

**DRAFT ANNOTATED AGENDA**

of the 93<sup>rd</sup> CDDH meeting (14–16 December 2020)

(as suggested by the Bureau at its 104<sup>th</sup> meeting, 29 October 2020)

<b>ITEM 1: OPENING OF THE MEETING, ADOPTION OF THE AGENDA AND ORDER OF BUSINESS</b>	
<i>The Chair of the CDDH, Mr Morten RUUD (Norway) will open the meeting and invite the CDDH to adopt the agenda and order of business.</i>	
<i>The Chair and the Secretariat will inform about the procedure for holding the elections. The Secretariat will inform on the way the latter will be organised via KUDO.</i>	
<a href="#">CDDH(2019)R92</a>	Report of the 92 <sup>nd</sup> CDDH meeting (26–29 November 2019)
<a href="#">CDDH-BU(2020)R104</a>	Report of the 104 <sup>th</sup> Bureau meeting (29 October 2020)
<b>ITEM 2: RECOMMENDATIONS OF THE PARLIAMENTARY ASSEMBLY</b>	
<i>The Secretariat will present the texts approved by the CDDH by written procedure since its last meeting and subsequently sent to the Secretariat of the Committee of Ministers.</i>	
<a href="#">CDDH(2020)08</a>	Comments by the CDDH adopted after its 92 <sup>nd</sup> meeting (26–29 November 2019)
<b>ITEM 3: WORK ON THE SYSTEM OF THE CONVENTION</b>	
<b>3.1. Follow-up to the Interlaken Declaration</b>	
<i>The CDDH is invited to exchange views on the decisions adopted by the Committee of Ministers at its Ministerial Session on 4 November 2020 regarding the follow-up to be given to the Interlaken process.</i>	
<a href="#">CM/Del/Dec(2020)130/4</a>	Decisions of the Committee of Ministers – “ S e c u r i n g term effectiveness of the European Convention on Human Rights: assessment of the Interlaken Process and the way f o r w a r d (4 November 2020)
<a href="#">CDDH(2019)R92Add2 Publication</a>	Contribution of the CDDH to the evaluation provided for by the Interlaken Declaration
<a href="#">Comment by the European Court of Human Rights</a>	
<b>3.2 CDDH ad hoc negotiation Group on the EU accession to the ECHR ( “ 4 7 + 1 G r o u p ” )</b>	
<i>The Chair of the Tønje MEINICHG(Norway) will present the conclusions of the 6<sup>th</sup> meeting (29 September - 1 October 2020) and the 7<sup>th</sup> meeting of the Group (24-27 November 2020) as well as the organisation of its future work.</i>	
<a href="#">47+1(2020)2</a>	Ch a i r ’ s p a p e r d i s c u s s i o n o f t h e 6 <sup>th</sup> m e e t i n g t
<a href="#">47+1(2020)R6</a>	Report of the 6 <sup>th</sup> m e e t i n g o f t h e “ 4 7 + 1 (29 September -1 October 2020)

<a href="#">47+1(2020)R7</a>	Report of the 7 <sup>th</sup> meeting of the “ 4 7 + 1 (24-27 November 2020)
	<b>3.3 Drafting Group on effective processing and resolution of cases relating to inter-State disputes (DH-SYSC-IV)</b>
<i>The Chair of the DH-SYSC-IV, Mr Alain CHABLAIS (Switzerland) will inform the CDDH about the progress of work in the Drafting Group during and after its 2<sup>nd</sup> meeting (9-11 September 2020) and refer questions regarding the scope of the DH-SYSC-IV's terms of reference. provide guidance to the Drafting Group on the referred questions. The Chair of the Committee of experts on the system of the European Convention on Human Rights (DH-SYSC) Mr Hans-Jörg BEHRENS (Germany) will inform the CDDH about the preparation of the high-level Conference of experts on the effective processing and resolution of cases relating to inter-State disputes (12 and 13 April 2021, to be organized under the auspices of the German Presidency of the Committee of Ministers).</i>	
<a href="#">DH-SYSC-IV(2020)07Rev</a>	Questions regarding the scope of the DH-SYSC-IV's reference
<a href="#">DH-SYSC-IV(2020)05Rev</a>	Compilation of comments by member States on the Draft CDDH report on the effective processing and resolution of cases relating to inter-State disputes (document DH-SYSC-IV(2020)04)
<a href="#">DH-SYSC-IV(2020)06Rev</a>	Compilation of drafting proposal and comments received after the 2 <sup>nd</sup> meeting of DH-SYSC-IV (9-11 September 2020) by member States on the Draft CDDH report on the effective processing and resolution of cases relating to inter-State disputes (document DH-SYSC-IV(2020)04Rev)
<a href="#">DH-SYSC-IV(2020)R2</a>	Report of the 2 <sup>nd</sup> meeting of the DH-SYSC-IV (9–11 September 2020)
<a href="#">DH-SYSC-IV(2020)04Rev</a>	Draft CDDH report on the effective processing and resolution of cases relating to inter-State disputes
	<b>3.4 Drafting Group on enhancing the national implementation of the system of the European Convention on Human Rights (DH-SYSC-V)</b>
<i>The Chair of DH-SYSC-V, Mr Vít Alexander SCHORM (Czech Republic) will present the conclusions of the 1<sup>st</sup> meeting of the Group (14-16 October 2020) as well as the organisation of its future work. The CDDH will be invited to take a decision on the question referred by DH-SYSC-V whether proposals to amend the Rules of the Committee of Ministers for the supervision of the execution of judgments and of the terms of friendly settlements in order to enable the bar associations to make submissions under Rule 9 with a view to promoting the involvement of all national stakeholders, fall within the DH-SYSC-V's terms of reference.</i>	
<a href="#">DH-SYSC-V(2020)R1</a>	Report of the 1 <sup>st</sup> meeting of the DH-SYSC-V (14–16 October 2020)
	<b>3.5 Preparation of the Seminar <i>Pluricourts - CDDH : National implementation of the European Convention on Human Rights - How to put the “ shared responsi</i></b>

<i>The CDDH will be invited to exchange views on the preparation of the Seminar Pluricourts - CDDH, postponed to 2021 due to the COVID-19 pandemic.</i>	
CDDH(2020)01	Information provided by the Secretariat
<b>ITEM 4: ENVIRONMENT AND HUMAN RIGHTS</b>	
<i>The CDDH will be invited to adopt the terms of reference of the Drafting Group on Human Rights and the Environment (CDDH-ENV) and to designate its nine members. It is reminded that the CDDH, at its 92<sup>nd</sup> meeting (26-29 November 2019) elected Ms Kristīne Čihra of this Group. Furthermore, the CDDH will be informed about the possibility of holding, in conjunction with the 1<sup>st</sup> meeting of the CDDH-ENV, a Seminar on Environment, Human Rights and Business, which is envisaged to be organised under the auspices of the German Presidency of the Committee of Ministers in cooperation with the CDDH.</i>	
<a href="#">CDDH(2020)05</a>	Secretariat's proposals for -ENV
<a href="#">CDDH Publication "Environmental Protection and</a>	
<b>ITEM 5: ARTIFICIAL INTELLIGENCE AND HUMAN RIGHTS</b>	
<i>The CDDH will be invited to discuss on the terms of reference of the Drafting Group on Human Rights and Artificial Intelligence (CDDH-INTEL) and, if necessary, to designate its Chair and ten members.</i>	
<a href="#">CDDH(2020)09</a>	Secretariat's proposals for the INTEL
<a href="#">CDDH(2020)10Rev</a>	Information on the Con Artificial Intelligence
<b>ITEM 6: CIVIL SOCIETY AND NATIONAL HUMAN RIGHTS INSTITUTIONS</b>	
<i>The Chair of the Drafting Group on civil society and national human rights institutions (CDDH-INST), Ms. Krista OINONEN (Finland) will inform on the work having led to the adoption by the CDDH, following an electronic procedure, of the draft Recommendation CM/Rec(2020) to the member States on the development and strengthening of effective, pluralist and independent national human rights institutions.</i>	
<a href="#">CDDH-INST(2020)R6</a>	Report of the 6 <sup>th</sup> meeting of the CDDH-INST (4–6 March 2020)
<a href="#">CDDH (2020)R93Addendum1</a>	Draft Recommendation as adopted by the CDDH
<b>ITEM 7: MIGRATION AND HUMAN RIGHTS</b>	
<i>The Chair of the Drafting Group on Migration and Human Rights (CDDH-MIG) Mr Morten RUUD (Norway) will present the work planned by the Group in 2021.</i>	
<a href="#">CDDH-MIG(2019)R7</a>	Report of the 7 <sup>th</sup> meeting of CDDH-MIG (23–24 October 2019)
<b>ITEM 8: PROHIBITION OF THE TRADE IN GOODS USED FOR TORTURE AND DEATH PENALTY</b>	
<i>The Chair and the Secretariat will inform on the work having led to the adoption by the CDDH, following an electronic procedure, of the draft Recommendation CM/Rec(2020) to the member States on measures against the trade of goods used for torture and other cruel, inhuman or degrading treatment or punishment and the death penalty.</i>	

<a href="#">CDDH (2020)R93Addendum2</a>	Draft Recommendation as adopted by the CDDH
<a href="#">CDDH (2020)R93Addendum2 Appendix</a>	Draft explanatory memorandum to the draft Recommendation CM/ Rec ( 2 0 2 0 ) of the Committee of Ministers to member States on measures against trade of goods used for the death penalty, torture or other cruel, inhuman or degrading treatment or punishment
<b>ITEM 9: HUMAN RIGHTS AND BUSINESS</b>	
<i>The Secretariat will provide information about the ongoing work with regard to preparations for the evaluation, in 2021, of the implementation of Recommendation CM/Rec(2016)3 on Human Rights and Business.</i>	
<a href="#">CDDH(2020)11</a>	Draft Report on the implementation of the Recommendation CM/Rec(2016)3
<b>ITEM 10: ACCESS TO OFFICIAL DOCUMENTS</b>	
<i>The Secretariat will inform about the entry into force of the Council of Europe Convention on access to official documents (CETS No. 205) on 1<sup>st</sup> December 2020.</i>	
<a href="#">CDDH(2020)12</a>	Information provided by the Secretariat
<b>ITEM 11: GENDER EQUALITY</b>	
<i>The CDDH will be informed by its Rapporteur on gender equality, Mr Philippe WERY (Belgium) about the gender-equality form proposed to be used in CDDH sub-ordinate bodies.</i>	
<a href="#">CDDH(2020)13</a>	Draft Form prepared by the CDDH Rapporteur on gender equality
<b>ITEM 12: BIOETHICS</b>	
<i>The CDDH will be invited to exchange views with the Secretary of the Committee on bioethics (DH-BIO), Ms. Laurence LWOFF on the ongoing and future work of the DH-BIO.</i>	
<a href="#">17<sup>th</sup> DH-BIO Decisions</a>	Decisions of the 17 <sup>th</sup> meeting of the Committee on bioethics (DH-BIO) (2–6 November 2020)
<b>ITEM 13: TOUR DE TABLE ON THE INTEREST OF POSSIBLE CDDH WORK RELATED TO THE HEALTH CRISIS AND ITS CONSEQUENCES IN THE MEMBER STATES</b>	
<i>In the light of the suggestions of the Bureau (19 May and 29 October 2020) the CDDH will be invited to exchange views on the interest of possible work related to the health crisis and its consequences in the member States.</i>	
<a href="#">CDDH(2020)14</a>	Information provided by the Secretariat
<b>ITEM 14: OTHER POSSIBLE CDDH WORK IN 2021</b>	
<i>In the light of the suggestions of the Bureau (19 May and 29 October 2020) the CDDH will be invited to exchange views on possible work in 2021 related to (i) the possible revision of Recommendation CM/Rec(2010)4 on human right of members of armed forces ; (ii) conscientious objection to compulsory armed military service, and (iii) the contribution of the CDDH to the key priorities for the Organisation.</i>	

<a href="#">CDDH(2020)03</a>	Contribution by the NGO EUROMIL regarding <i>Recommendation CM/Rec(2010)4</i>
<a href="#">CDDH(2020)04</a>	Survey on the conscientious objection to compulsory armed military service in Europe
<a href="#">CDDH(2020)16</a>	Detailed reply from the Chair of the CDDH regarding the Organisation's key priorities i challenges faced by the European societies
<b>ITEM 15: CONVENTIONS</b>	
<i>The CDDH will be invited to exchange views on the state of signature/ratification of instruments in charge of the CDDH, concerning Protocols No.15 and No.16 ECHR.</i>	
<a href="#">CDDH(2020)15</a>	Information provided by the Secretariat
<b>ITEM 16: FOCAL POINTS</b>	
<i>The CDDH will be invited to exchange views on possible information provided by the focal points representing the Steering Committee in other bodies / events.</i>	
CDDH(2020)16 (see above, Item 14)	Information provided by the focal points representing the CDDH in other bodies / events
<b>ITEM 17: INVITEES</b>	
<i>The CDDH will be invited to exchange views on possible invitees to the forthcoming CDDH meetings.</i>	
CDDH-BU(2020)R104 (see above, Item 1)	Report of the 104 <sup>th</sup> Bureau meeting (29 October 2020)
<b>ITEM 18: ELECTIONS</b>	
<i>The CDDH will proceed to elections via KUDO.</i>	
<a href="#">Resolution(2011)24</a>	
CDDH-BU(2020)R104 Appendix VIII (see above, Item 1)	Report of the 104 <sup>th</sup> Bureau meeting (29 October 2020)
<b>ITEM 19: PUBLICATIONS</b>	
<i>The CDDH will be invited to exchange views on the current and future publications.</i>	
<a href="#">CDDH Publications</a>	
<b>ITEM 20: CALENDAR</b>	
<i>The CDDH will be invited to exchange views on the draft calendar for 2021, in the light of the suggestions put forward by the Bureau at its meeting on 29 October 2020. In this context, the CDDH will be invited to decide on dates for the Seminar Pluricourts-CDDH (cf. item 3.5 above).</i>	

CDDH-BU(2020)R104 Appendix X (see above, Item 1)	Report of the 104 <sup>th</sup> Bureau meeting (29 October 2020)
<b>ITEM 21: ACKNOWLEDGEMENTS</b>	
<b>ITEM 22: OTHER BUSINESS</b>	

**DRAFT ORDER OF BUSINESS**

of the 93<sup>rd</sup> CDDH meeting (14–16 December 2020)

(as suggested by the Bureau at its 104<sup>th</sup> meeting, 29 October 2020)

<b>MONDAY 14 December</b>	<b>TUESDAY 15 December</b>	<b>WEDNESDAY 16 December</b>
10:00	10:00	10:00
<p><u>Item 1</u> Opening, adoption draft agenda and order of business</p> <p><u>Item 3</u> System of the Convention 3.3 Drafting Group inter-State disputes (DH-SYSC-IV)</p>	<p><u>Item 3</u> System of the Convention (continuation)</p> <p>3.1 Follow-up to the Interlaken Declaration</p> <p>3.2 “ 4 7 + 1 G r o u p ” the Convention</p> <p>3.4 Drafting Group national implementation of the Convention (DH-SYSC-V)</p> <p>3.5 Preparation of the Seminar <i>Pluricourts – CDDH</i></p> <p><u>Item 18</u> Elections</p>	<p><u>Item 2</u> PACE Recommendations</p> <p><u>Item 9</u> Human Rights and Business</p> <p><u>Item 10</u> Access to official documents</p> <p><u>Item 11</u> Gender equality</p> <p><u>Item 12</u> Bioethics</p> <p><u>Item 13</u> <i>Tour de table</i> health crisis / consequences</p> <p><u>Item 14</u> Other possible work in 2021</p> <p><u>Item 15</u> Conventions</p> <p><u>Item 16</u> Focal points</p>
12:30 – 14:00 <i>Lunch break</i>	12:30 – 14:00 <i>Lunch break</i>	12:30 – 14:00 <i>Lunch break</i>
<p><u>3.3 continuation</u> (if necessary)</p>	<p><u>Item 4</u> Environment and Human Rights</p> <p><u>Item 5</u> Artificial intelligence and Human Rights</p> <p><u>Item 6</u> Civil society and Human Rights National Institutions</p> <p><u>Item 7</u> Migration and Human Rights</p>	<p><u>Item 17</u> Invitees</p> <p><u>Item 19</u> Publications</p> <p><u>Item 20</u> Calendar</p> <p><u>Item 21</u> Acknowledgements</p> <p><u>Item 22</u> Other business</p>

	<u>Item 8</u> Prohibition of the trade of goods used for torture	<b>Adoption of the draft abridged report</b>
16:30 End of session	16:30 End of session	16:30 End of the meeting

### Draft calendar for 2021

as suggested by the Bureau at its 104<sup>th</sup> meeting (29 October 2020)  
for consideration and possible adoption by the CDDH  
at its 93<sup>rd</sup> meeting (14–16 December 2020)

2021	
Meeting of the representatives of states Parties to the Tromsø Convention	18 January
8 <sup>th</sup> meeting of the CDDH <i>ad hoc</i> negotiation Group and the European Commission on the Accession of the European Union to the European Convention on Human Rights ( “ 4 7 + 1 ” )	2-4 February
[1 <sup>st</sup> meeting of the Drafting Group on Human Rights and Artificial Intelligence (CDDH-INTEL)]	[3-5 March]
8 <sup>th</sup> meeting of the Drafting Group on Migration and Human Rights (CDDH-MIG)	16-18 March
9 <sup>th</sup> meeting of the CDDH <i>ad hoc</i> negotiation Group and the European Commission on the Accession of the European Union to the European Convention on Human Rights ( “ 4 7 + 1 ” )	23-25 March
2 <sup>nd</sup> meeting of the Drafting Group on enhancing the national implementation of the system of the European Convention on Human Rights (DH-SYSC-V)	29-31 March
<i>High-Level Conference of experts on inter-state disputes in the framework of the Convention system</i> , under the aegis of the German chairmanship of the Committee of Ministers and	12-13 April
3 <sup>rd</sup> meeting of the Drafting Group on the effective Processing and Resolution of cases relating to inter-State Disputes (DH-SYSC-IV)	14-16 April
<i>Seminar Environment, Human Rights and Business</i> , under the aegis of the German chairmanship of the Committee of Ministers and	27 April
1 <sup>st</sup> meeting of the Drafting Group on Human Rights and Environment (CDDH-ENV)	28-30 April
105 <sup>th</sup> meeting of the Bureau of the Steering Committee for Human Rights (CDDH-BU)	27-28 May
18 <sup>th</sup> Meeting of the Committee on Bioethics (DH-BIO)	1-4 or 8-11 June
<i>Meeting of the Government's Agents w</i>	14 June
<i>Pluricourts-CDDH Seminar</i> and	15 June
94 <sup>th</sup> meeting of the Steering Committee for Human Rights (CDDH)	16-18 June
2 <sup>nd</sup> meeting of the Drafting Group on Human Rights and Environment (CDDH-ENV)	8-10 September



<i>Opening of the Judicial Year</i>	10 September (TBC)
4 <sup>th</sup> meeting of the Drafting Group on the effective Processing and Resolution of cases relating to inter-State Disputes (DH-SYSC-IV)	22-24 September
[2 <sup>nd</sup> meeting of the Drafting Group on Human Rights and Artificial Intelligence (CDDH-INTEL)]	[September]
3 <sup>rd</sup> meeting of the Drafting Group on enhancing the national implementation of the system of the European Convention on Human Rights (DH-SYSC-V)	6-8 October
106 <sup>th</sup> meeting of the Bureau of the Steering Committee for Human Rights (CDDH-BU)	21-22 October
7 <sup>th</sup> meeting of the Committee of Experts on the System of the European Convention on Human Rights (DH-SYSC)	26-28 October
19 <sup>th</sup> Meeting of the Committee on Bioethics (DH-BIO)	2-5 November
<i>Meeting of the Government's Agents w</i>	23 November
95 <sup>th</sup> meeting of the Steering Committee for Human Rights (CDDH)	24-26 November
1 <sup>st</sup> meeting of the Groupe of Specialists on access to official documents	December (TBC)