



Organización  
de las Naciones Unidas  
para la Educación,  
la Ciencia y la Cultura



Convención  
para la lucha contra  
el tráfico ilícito  
de bienes culturales

**5 MSP**

**C70/19/5.MSP/13.REV**  
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Distribución limitada

**Reunión de los Estados Partes en la Convención de la UNESCO sobre las  
Medidas que deben Adoptarse para Prohibir e Impedir la Importación, la  
Exportación y la Transferencia de Propiedad Ilícitas de Bienes Culturales  
(UNESCO, París, 1970)**

**Quinta Reunión  
París, Sede de la UNESCO, Sala XI  
20 y 21 de mayo de 2019**

**Punto 13 del orden del día provisional:** Documento de trabajo sobre las  
enmiendas al Reglamento de la Reunión de los Estados Partes

De conformidad con la Resolución [3.MSP 12](#) (mayo de 2015) y la Resolución [4.MSP 15](#) (mayo de 2017), este documento presenta un resumen de los debates celebrados durante la cuarta Reunión de los Estados Partes sobre las enmiendas al Reglamento, teniendo en cuenta el trabajo realizado por el grupo de redacción.

**Proyecto de Resolución: Párrafo 12**

## Contexto

1. El actual [Reglamento de la Reunión de los Estados Partes](#) en la Convención de 1970 sobre las Medidas que deben Adoptarse para Prohibir e Impedir la Importación, la Exportación y la Transferencia de Propiedad Ilícitas de Bienes Culturales fue adoptado al final de la segunda Reunión de los Estados Partes en la Convención de 1970 (Sede de la UNESCO, junio de 2012).
2. En su tercera Reunión (mayo de 2015), los Estados Partes destacaron las dificultades relacionadas con la aplicación y el uso del Reglamento. Como resultado, la Reunión de los Estados Partes adoptó la [Resolución 3.MSP.12](#), que solicitaba a la Secretaría incluir un punto del orden del día en su siguiente sesión, sobre la posible enmienda a su Reglamento. La Resolución previamente mencionada también invitaba a los Estados Partes a presentar a la Secretaría las propuestas de enmiendas en inglés y/o francés antes del 31 de enero de 2017, y solicitaba a la Secretaría presentar un proyecto de documento que contuviese las propuestas de enmiendas al Reglamento en la siguiente Reunión de los Estados Partes en 2017.
3. Cumpliendo con las disposiciones de la Resolución mencionada, la Secretaría envió un correo electrónico a todos los Estados Partes en la Convención de 1970 el 4 de enero de 2017, invitándolos a presentar sus propuestas de enmienda al reglamento. En respuesta a esta solicitud, la Secretaría recibió respuestas de Argentina, Armenia, República Checa, Madagascar, los Países Bajos, los Estados nórdicos (Dinamarca, Finlandia, Islandia, Noruega y Suecia) y Palestina. En consecuencia, el documento [C70/17/4.MSP/15 y su Anexo](#), que contiene las propuestas de los Estados Partes para enmiendas al Reglamento, fue presentado a la cuarta Reunión de los Estados Partes (mayo de 2017).

## **DISCUSIONES DEL GRUPO DE REDACCIÓN INFORMAL**

4. Durante la cuarta Reunión de los Estados Partes en la Convención de 1970 (mayo de 2017), a fin de continuar los debates y tratar de llegar a un consenso, en especial con respecto a las disposiciones con múltiples propuestas, los Estados Partes decidieron crear un grupo de redacción informal compuesto por Estados Partes que habían presentado enmiendas, así como por Estados Partes que deseaban participar en los debates. Debido a limitaciones de tiempo, el grupo de redacción informal debatió durante la pausa del almuerzo.
5. Los debates permitieron a los Estados Partes interesados llegar a un consenso sobre las disposiciones con propuestas contradictorias, lo que simplificó el formato del proyecto de enmiendas al Reglamento.
6. Específicamente, el grupo de trabajo informal acordó las siguientes enmiendas al Reglamento original<sup>1</sup>:

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<sup>1</sup> Tenga en cuenta que las reglas que no han sido modificadas no figuran en esta tabla

<b>Regla 3</b>		Modificación del título (propuestas de la República Checa y Palestina) Modificación de la regla (se mantiene la propuesta de la República Checa)
<b>Regla 4.2</b>		Modificación (propuesta de la República Checa)
<b>Regla 8</b>		Sustitución de la palabra "delegación" por "Estados Partes" (corrección de la Secretaría) <sup>2</sup>
<b>Regla 9</b>		Desplazada entre la regla 10 y 11 (propuesta de Palestina)
<b>Regla 10</b>	Regla 10.2	Adición a los idiomas de trabajo de los discursos (propuestas de la República Checa y Palestina)
	Regla 10.3	Adición a los idiomas de trabajo de los oradores (propuesta de Palestina)
<b>Regla 11</b>	Título	Modificación (propuesta de Palestina)
	Regla 11.1	Supresión de una palabra (propuesta de Palestina)
	Regla 11.1 bis	Adición a las enmiendas propuestas (propuesta del grupo de trabajo)
	Regla 11.2	Modificación (se mantiene la propuesta de Palestina)
	Regla 11.3	Adición a la divulgación de las Resoluciones aprobadas (propuesta de la República Checa)
<b>Regla 12</b>	Regla 12.1	Reemplazo de "Estado" por "Estado Parte" <sup>3</sup>
	Regla 12.4	Modificación (propuesta del grupo de trabajo)
	Regla 12.5	Supresión (propuesta del grupo de trabajo)
<b>Regla 13</b>	Regla 13.3	Supresión de la regla sobre el papel de la Secretaría (propuesta de Palestina)
	Regla 13.4	Adición a la preparación del orden del día provisional por la Secretaría (propuesta de Palestina) <sup>4</sup>
	Regla 13.5	Adición a la traducción por parte de la Secretaría de los documentos oficiales en los idiomas de trabajo (propuesta de Palestina)
	Regla 13.6	Adición a los deberes y la interpretación de la discusión de la Secretaría (propuesta de Palestina)
<b>Nueva regla iii</b>		Adición de una nueva regla iii en el orden del día provisional (propuesta de la República Checa)
<b>Regla 14.1</b>		Modificación (propuesta de Palestina)

<sup>2</sup> Se debe aplicar en todo el Reglamento

<sup>3</sup> Se debe aplicar en todo el Reglamento

<sup>4</sup> El grupo de trabajo informal no llegó a un acuerdo sobre la Regla 13.4

7. Los Estados Partes adoptaron la [Resolución 4.MSP 15](#) y decidieron inscribir un punto relativo a las enmiendas al Reglamento en su siguiente sesión.

### **SEGUIMIENTO DE LA IMPLEMENTACIÓN DE LAS RECOMENDACIONES DEL GRUPO DE TRABAJO SOBRE GOBERNANZA**

8. Mediante la [Resolución 39 C/87](#) , la Conferencia General aprobó las recomendaciones del grupo de trabajo sobre gobernanza, procedimientos y métodos de trabajo de los órganos rectores de la UNESCO<sup>5</sup> , respetando las enmiendas de la Comisión APX<sup>6</sup> en el [Documento 39 C/70](#) . A través de la misma resolución, la Conferencia General invitó al Consejo Ejecutivo, a la Directora General y a los órganos rectores de los distintos órganos a que aplicaran, según proceda, las recomendaciones mencionadas. Específicamente, revisando los textos relevantes de la UNESCO afectados por las recomendaciones del grupo de trabajo sobre gobernanza. En consecuencia, la Secretaría ha preparado el Documento C70/19/5.MSP/8 para que la quinta Reunión de los Estados Partes pueda examinar el seguimiento de estas recomendaciones.
9. Teniendo en cuenta que la cuarta Reunión de los Estados Partes se llevó a cabo antes de la 39.ª sesión de la Conferencia General, las propuestas de enmienda presentadas por los Estados no reflejan todas las recomendaciones relevantes del grupo de trabajo sobre gobernanza.
10. En consecuencia, el anexo adjunto refleja las propuestas presentadas por los Estados, junto con el trabajo realizado por el grupo de redacción mencionado previamente, y los debates celebrados durante la cuarta Reunión de los Estados Partes. Asimismo, refleja una serie de propuestas de la Secretaría, que se basa en las recomendaciones 56, 58, 59, 68 y 71 del grupo de trabajo sobre gobernanza.
11. El Anexo II, que contiene una versión en limpio de las enmiendas al Reglamento, se presenta para su examen y posible adopción por la Reunión de los Estados Partes.
12. La Reunión de los Estados Partes podría adoptar la siguiente Resolución:

#### **Proyecto de Resolución 5.MSP 13**

La Reunión de los Estados Partes,

1. *Habiendo examinado* el documento C70/19/5.MSP/13 y sus Anexos;
2. *Recordando* las Resoluciones 3.MSP 12 y 4.MSP 15;
3. *Reconociendo* el trabajo realizado por el grupo de redacción informal y las sugerencias de la Secretaría de acuerdo con el grupo de trabajo sobre gobernanza;
4. *Aprueba* las recomendaciones y sugerencias a las enmiendas al Reglamento, como se observa en el Anexo I.
5. *Decide* enmendar el Reglamento, tal como figura en el Anexo I.

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<sup>5</sup> En lo sucesivo, "Grupo de trabajo sobre gobernanza"

<sup>6</sup> Comisión de la Conferencia General sobre Cuestiones Financieras y Administrativas, Asuntos Generales, Apoyo del Programa y Relaciones Exteriores

**Annex I: Clean Draft Amendments to the Rules of  
Procedure of the Meeting of States Parties**

**Meeting of States Parties to the UNESCO Convention on the Means of  
Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership  
of Cultural Property (UNESCO, Paris, 1970)**

**Rules of Procedure**

**I. MANDATE AND COMPOSITION**

**Rule 1 Mandate**

- 1.1 The Meeting of States Parties to the 1970 Convention is the sovereign body of the Convention. It meets in ordinary session every two years and may convene extraordinary sessions if it deems it necessary.
- 1.2 The Meeting of States Parties gives strategic orientations for the implementation of the Convention and takes all measures it deems necessary for the promotion of the objectives of the Convention.

**II. PARTICIPATION**

**Rule 2 Participants**

The representatives of the States Parties to the Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property adopted by the General Conference on 14 November 1970 (hereinafter referred to as "the Convention") may participate, with the right to vote, in the Meeting of States Parties.

**Rule 3 Representatives and Observers**

- 3.1 The representatives of Member States of UNESCO not parties to the Convention, of Associate Members and of permanent observer missions to UNESCO may participate in the work of the Meeting of States Parties as observers, without the right to vote, and subject to Article Rule 10.3.
- 3.2 Representatives of the United Nations and organizations of the United Nations system and other intergovernmental organizations that have concluded mutual representation agreements with UNESCO, as well as observers of intergovernmental and international non-governmental organizations invited by the Director-General, may participate in the work of the Meeting of States Parties, without the right to vote, and subject to Article Rule 10.3.
- 3.3 Other representatives or observers invited by the Director-General may participate in the work of the Meeting of States Parties, without the right to vote.

### **III. SESSIONS**

#### **Rule 4 Ordinary and Extraordinary Sessions**

- 4.1 The Meeting of States Parties shall be convened every two years.
- 4.2 The Meeting of States Parties shall meet in extraordinary session at the request of at least two thirds of its Members.

### **IV. ORGANIZATION OF THE MEETING OF STATES PARTIES**

#### **Rule 5 Provisional Agenda**

- 5.1 The Provisional Agenda of an ordinary session of the Meeting of States Parties may include:
- a. Election of half of the Membership of the Subsidiary Committee of the Meeting of States Parties to the 1970 Convention (hereinafter referred to as the Committee);
  - b. Any questions required by the Convention and the present rules;
  - c. Any questions the inclusion of which has been decided by the Meeting of States Parties at a previous session;
  - d. Any question referred by the Committee;
  - e. Any question proposed by the States Parties to the Convention;
  - f. Any question proposed by the Director-General.
- 5.2 The Provisional Agenda for an extraordinary session shall include those questions for which the session has been convened.

#### **Rule 6 Election and Functions of the Bureau**

- 6.1 The Meeting of States Parties shall elect a Chairperson, four Vice-Chairperson and a Rapporteur, in conformity with the principle of equitable geographical representation, who shall together constitute its Bureau
- 6.2 Their Bureau's term of office will run from the Meeting of States Parties in which they are elected until the next session of the Meeting of States Parties, when a new Bureau will be elected.
- 6.3 Members of the Bureau are eligible for re-election, limited to two consecutive terms.
- 6.4 The Bureau, convened by the Chairperson, shall meet as frequently as it deems necessary. The Bureau may, if the Chairperson deems it appropriate, be consulted by correspondence, including electronic consultation.

#### **Rule 7 Duties of the Chairperson, Vice-Chairpersons and the Rapporteur**

- 7.1 In addition to exercising the powers conferred upon him/her elsewhere by the present Rules of Procedure, the Chairperson shall open and close each plenary

meeting of the Meeting of States Parties. He/She shall direct the discussions, ensure observance of these Rules of Procedure, accord the right to speak, put questions to the vote and announce decisions. He/She shall rule on points of order and, subject to the present Rules of Procedure, shall control the proceedings and the maintenance of order. He/She shall not vote, but he/she may instruct another member of his/her delegation to vote on his/her behalf.

- 7.2 Should the Chairperson be absent during a meeting, or any part thereof, he/she shall be replaced by one of the a Vice-Chairperson. The Vice-Chairperson acting as Chairperson shall have the same powers and duties as the Chairperson.
- 7.3 A Vice-Chairperson acting as a Chairperson shall have the same powers and duties as the Chairperson.
- 7.4 In addition to exercising powers which are conferred up him/her elsewhere by the present Rules, the Rapporteur shall certify that the Secretariat has accurately recorded the meeting of States Parties resolutions. He/She shall work with the Secretariat to monitor and record the Meeting's debates and amendments.
- 7.5 If the Rapporteur is unable to act at the meeting of States Parties, or meeting of the Bureau, or part thereof, his/her function shall be exercised by one of the Vice-Chairperson(s).
- 7.6 A Vice-Chairperson acting as a Rapporteur shall have the same powers and duties as the Chairperson.

## **V. CONDUCT OF BUSINESS**

### **Rule 8 Public Nature of Meetings**

Sessions shall be held in public unless decided otherwise by the Meeting of States Parties.

### **Rule 9 Quorum**

- 9.1 A quorum shall consist of a majority of the States referred to in Article Rule 2 and represented at the Meeting of States Parties.
- 9.2 The Meeting of States Parties shall not decide on any matter unless a quorum is present.

### **Rule 10 Order and time-limit of speakers**

- 10.1 The Chairperson shall call upon speakers in the order in which they signify their wish to speak.
- 10.2 For the convenience of the discussion, the Chairperson may limit the time allowed for each speaker
- 10.3 The consent of the Chairperson must be obtained whenever an observer wishes to address the Meeting of States Parties.

**Rule 11            Points of Order**

- 11.1            During a discussion, any State Party may raise a point of order; such a point of order shall be immediately decided upon by the Chairperson.
- 11.2            An appeal may be made against the ruling of the Chairperson. Such an appeal shall be put to the vote immediately and the Chairperson's ruling shall stand, unless overruled by a majority of the States Parties present and voting.

**Rule 12            Procedural Motions**

- 12.1            During a discussion, any delegation of the States Parties may move the suspension or adjournment of the meeting or the adjournment or closure of the debate.
- 12.2            Such a motion shall be put to the vote immediately. Subject to Article 11.1, such motions shall have precedence in the following order over all other proposals or motions before the meeting:
  - a) suspension of the meeting;
  - b) adjournment of the meeting;
  - c) adjournment of the debate on the question under discussion;
  - d) closure of the debate on the question under discussion.

**Rule 13            Working Languages**

- 13.1            The working languages of the Meeting of States Parties shall be Arabic, Chinese, English, French, Russian and Spanish
- 13.2            Speeches made at the Meeting of States Parties in one of the working languages shall be interpreted into the other languages.
- 13.3            Speakers may, however, speak in any other language, provided that they make their own arrangements for interpretation of their speeches into one of the working languages.

**Rule 14            Resolutions and Amendments**

- 14.1            Draft resolutions and amendments may be proposed by the participants referred to in Rule 2 and shall be transmitted in writing to the Secretariat of the Meeting of States Parties, which shall circulate copies to all participants.
- 14.2            Amendments may be proposed by the participants referred to in Rule 2. States Parties submitting amendments are strongly encouraged to transmit them in writing to the Secretariat in advance.
- 14.3            Adopted resolutions shall be published and distributed to States Parties within one month of the closure of the session and in the working languages of the meeting.



**Rule 15            Voting**

- 15.1            The representative of each State Party referred to in Rule 2 shall have one vote in the Meeting of States Parties.
- 15.2            Unless otherwise provided, decisions shall be taken by a majority of the States Parties present and voting.
- 15.3            For the purpose of the present Rules of Procedure, the expression “States Parties present and voting” shall mean States Parties casting an affirmative or negative vote. States abstaining from voting shall be regarded as having not voted.
- 15.4            Voting shall normally be carried out by show of hands. When the result of a vote by show of hands is in doubt, the Chairperson may take a second vote by roll-call. A vote by roll-call shall also be taken if it is requested by no less than two delegations States Parties before the voting takes place.
- 15.5            If one or more amendments are adopted, the amended proposal shall then be voted upon as a whole.
- 15.6            A motion is considered an amendment to a proposal if it adds to, deletes from or revises part of that proposal.

**VI.            SECRETARIAT OF THE MEETING OF STATES PARTIES**

**Rule 16            Secretariat**

- 16.1            The Director-General of UNESCO or his/her representative shall participate in the work of the Meeting of States Parties, without the right to vote. He/She may, at any time, make either oral or written statements to the Meeting of States Parties on any question under discussion.
- 16.2            The Director-General of UNESCO shall appoint an official of the Secretariat of UNESCO to act as Secretary to the Meeting of States Parties, as well as other officials who shall together constitute the Secretariat of the Meeting of States Parties.
- 16.3            The Secretariat shall prepare, in consultation with the Bureau, the provisional agenda of the sessions of the meeting, in accordance to Rule 5.1.
- 16.4            The Secretariat shall receive, translate and distribute in the six working languages and at least thirty days before the opening of the session of the Meeting of States Parties all official documents.
- 16.5            The Secretariat shall arrange for the interpretation of the discussions and also preform all other duties necessary for the proper conduct of the work of the Meeting of States Parties

## VII. MEETING OF STATES PARTIES

### Rule 17 The Subsidiary Committee to the Meeting of States Parties

17.1 The Meeting of States Parties shall establish a subsidiary committee (hereafter the Committee).

17.2 The Committee shall be convened by the Secretariat every year.

17.3 The Committee shall be composed of representatives of 18 States Parties, 3 per regional electoral group, as determined by the UNESCO General Conference at its most recent session, it being understood that 'Group V' shall consist of two separate groups for the African and Arab States, elected by the Meeting of States Parties. The election of the Committee shall obey the principles of equitable geographical representation and rotation.

17.4 Members of the Committee shall be elected for a term of four years. However, the term of office of half of the members to the Committee elected at the first election is limited to two years. These members shall be chosen by lot at the first election. Every two years, the Meeting of States Parties shall renew half of the members of the Committee. A member to the Committee may not be elected for two consecutive terms.

Members of the Committee shall be elected for a term of four years. Every two years, the Meeting of States Parties shall renew half of the members of the Committee. A member to the Committee may be re-elected for one additional term in office.

Members of the Committee shall be elected for a term of four years. A member to the Committee may be re-elected for two consecutive terms only.

17.5 The functions of the Committee are:

- a) To promote the purposes of the Convention, as set forth in the Convention;
- b) To review national reports presented to the General Conference by the States Parties to the Convention with a view to identify trends and challenges to strengthen the implementation of the Convention;
- c) To exchange best practices, and prepare and submit to the Meeting of the States Parties recommendations and guidelines that may contribute to the implementation of the Convention;
- d) To identify problem areas trends and challenges arising from the implementation of the Convention, including issues relating to the protection and return of cultural property;
- e) To initiate and maintain co-ordination with the Intergovernmental Committee for Promoting the Return of Cultural Property to its Countries of Origin or its Restitution in case of Illicit Appropriation in relation to capacity building measures combating illicit traffic in cultural property;
- f) To report to the Meeting of States Parties on the activities it has carried out.

- 17.6 The Committee shall adopt its own Rules of Procedure by a two-thirds majority of its Members;
- 17.7 Observers may participate in meetings of the Subsidiary Committee in accordance with its Rules of Procedure.

## **VIII. ELECTION OF MEMBERS OF THE COMMITTEE TO THE SUBSIDIARY COMMITTEE**

### **Rule 18 Elections of Members to the Subsidiary Committee**

- 18.1 The election of Members of the Committee shall be conducted by secret ballot except that, where the number of candidates within geographical distribution is the same as or less than the number of seats to be filled, the candidates shall be declared elected without the need to hold a ballot.
- 18.2 Before the election begins, the Chairperson shall appoint two tellers among the delegates present; he/she shall hand to them the list of States Parties entitled to vote and the list of candidate States Parties. He/She shall announce the number of seats to be filled.
- 18.3 The Secretariat shall prepare for each State Party having the right to vote an envelope without any distinguishing mark and separate ballot papers, one for each of the electoral groups. The ballot paper for each electoral group shall bear the names of all the candidate States Parties in that electoral group.
- 18.4 Each of the States Parties shall cast its vote by encircling the names of those States for which it desires to vote.
- 18.5 The tellers shall collect from each States Party the envelope containing the ballot papers and shall count the votes, under the supervision of the Chairperson.
- 18.6 The absence of any ballot paper in the envelope shall be considered an abstention.
- 18.7 Ballot papers on which more names have been circled than there are seats to be filled as also those containing no indication as to the intention of the voter shall be considered invalid.
- 18.8 The counting of the votes for each electoral group shall take place separately. The tellers shall open the envelopes, one by one, and shall sort the ballot papers into electoral groups. The votes cast for the candidate States Parties shall be entered on lists prepared for that purpose.
- 18.9 The Chairperson shall declare elected those candidates who obtain the greatest number of votes up to the number of seats to be filled. If two or more candidates obtain the same number of votes, and, as a result, there are still more candidates than seats to be filled, there shall be a second secret ballot restricted to those candidates who obtained the same number of votes. If in the second ballot two or more candidates obtain the same number of votes, the Chairperson shall draw lots to decide the elected candidate.
- 18.10 When the counting of the votes is completed, the Chairperson shall announce the results of the ballot separately for each of the electoral groups.

**IX. AMENDMENTS AND SUSPENSION OF THE RULES OF PROCEDURE**

**Rule 19 Amendments**

The Meeting of States Parties may amend these Rules of Procedure by a decision taken in plenary meeting by two-thirds majority of the representatives of States present and voting.

**Rule 20 Adoption**

The Meeting of States Parties shall adopt its Rules of Procedure by a decision taken in plenary meeting by a simple majority of the States present and voting.

**Rule 21 Suspension**

The Meeting of States Parties may suspend the application of any of these Rules of Procedure, except when they reproduce provisions of the Convention, by a decision taken in plenary meeting by a two-thirds majority of the States Parties present and voting.

## Annex II: Draft Amendments to the Rules of Procedure of the Meeting of States Parties to the 1970 Convention

Draft Amendments to the Rules of Procedure	Observations	
<b>I. Mandate and Composition</b>		
<i>Rule 1 – Mandate</i>		
<p>1.1            <i>The Meeting of States Parties to the 1970 Convention is the sovereign body of the Convention. It meets in ordinary session every two years and may convene extraordinary sessions if it deems it necessary.</i></p> <p>1.2            <i>The Meeting of States Parties gives strategic orientations for the implementation of the Convention and takes all measures it deems necessary for the promotion of the objectives of the Convention.</i></p>	<p>Proposal by the Secretariat in line with recommendation 56 of the Working Group on Governance</p>	
<b>II. PARTICIPATION</b>		
<b>Article Rule 2 - Participants</b>		
<p>The representatives of the States Parties to the Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property adopted by the General Conference on 14 November 1970 (hereinafter referred to as “the Convention”) may participate, with the right to vote, in the Meeting of States Parties.</p>		
<b>Article Rule 3 – Representatives and Observers</b>		
<p><b>3.1</b>            The representatives of Member States of UNESCO not parties to the Convention, of Associate Members and of permanent observer missions to UNESCO may participate in the work of the Meeting of States Parties as observers, without the right to vote, and subject to <u>Article Rule 10.3</u>.</p>		

Legend: Original text of the Rules of Procedure, ~~deleted text~~, displaced text, proposals by States Parties, *proposals by the Secretariat*.  
Leyenda: Texto original del Reglamento, ~~texto eliminado~~, texto desplazado, propuestas de los Estados Partes, *propuestas de la Secretaría*.

3.2	Representatives of the United Nations and organizations of the United Nations system and other intergovernmental organizations that have concluded mutual representation agreements with UNESCO, as well as observers of intergovernmental and international non-governmental organizations invited by the Director-General, may participate in the work of the Meeting of States Parties, without the right to vote, and subject to Article Rule 10.3	
3.3	Other representatives or observers invited by the Director-General may participate in the work of the Meeting of States Parties, without the right to vote.	Proposal to delete paragraph by Czechia – Drafting group 2017, decide to keep original paragraph
<b>III. SESSIONS</b>		
<i>Rule 4 – Ordinary and Extraordinary Sessions</i>		
4.1	<i><u>The Meeting of States Parties shall be convened every two years.</u></i>	Proposals by the Secretariat in line with recommendation 58 and 59 of the Working Group on Governance.
4.2	<i><u>The Meeting of States Parties shall meet in extraordinary session at the request of at least two thirds of its Members.</u></i>	
<b>IV. ORGANIZATION OF THE MEETING OF STATES PARTIES</b>		
<b>Article Rule 5 – <del>Election of Officers</del> Provisional Agenda</b>		
5.1	<u>The Provisional Agenda of an ordinary session of the Meeting of States Parties may include:</u> <u>a. Election of Members to the Subsidiary Committee of the Meeting of States Parties to the 1970 Convention (hereinafter referred to as the Committee);</u> <u>b. Any questions required by the Convention and the present rules;</u> <u>c. Any questions the inclusion of which has been decided by the Meeting of States Parties at a previous session;</u> <u>d. Any question referred by the Committee;</u>	Proposal by Czechia

Legend: Original text of the Rules of Procedure, ~~deleted text~~, displaced text, proposals by States Parties, *proposals by the Secretariat*.  
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<p>e. Any question proposed by the States Parties to the Convention;  <u>f. Any question proposed by the Director-General.</u></p> <p>5.2 <u>The Provisional Agenda for an extraordinary session shall include those questions for which the session has been convened.</u></p> <p><del>The Meeting of States Parties shall elect a Chairperson, one or more Vice-Chairperson(s) and a Rapporteur.</del></p>	
<p><b>Article Rule 6 – Election and functions of <del>officers</del> the Bureau <del>Duties of the Chairperson</del></b></p> <p>6.1 <del>The Meeting of States Parties shall elect a Chairperson, four Vice-Chairperson and a Rapporteur, in conformity with the principle of equitable geographical representation of the electoral groups of UNESCO, who shall together constitute its Bureau.</del></p> <p>6.2 <del>Their Bureau’s term of office will run from the Meeting of States Parties in which they are elected until the next session of the Meeting of States Parties, when a new Bureau will be elected.</del></p> <p>6.3 <i>Members of the Bureau are eligible for re-election, limited to two consecutive terms.</i></p> <p>6.4 <i>The Bureau, convened by the Chairperson, shall meet as frequently as it deems necessary. The Bureau may, if the Chairperson deems it appropriate, be consulted by correspondence, including electronic consultation.</i></p>	<p>Proposal by Czechia and Palestine</p>
<p><u>Rule 7 – Duties of the Chairperson, Vice-Chairpersons and the Rapporteur</u></p>	
<p><del>4.1</del> 7.1 In addition to exercising the powers conferred upon him/her elsewhere by the present Rules of Procedure, the Chairperson shall open and close each plenary meeting of the Meeting of States Parties. He/She shall direct the discussions, ensure observance of these Rules of Procedure, accord the right to speak, put</p>	

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	questions to the vote and announce decisions. He/She shall rule on points of order and, subject to the present Rules of Procedure, shall control the proceedings and the maintenance of order. He/She shall not vote, but he/she may instruct another member of his/her delegation to vote on his/her behalf.	
<b>4.2-7.2</b>	Should the Chairperson be absent during a meeting, or any part thereof, he/she shall be replaced by <u>one of the</u> a Vice-Chairperson. The Vice-Chairperson acting as Chairperson shall have the same powers and duties as the Chairperson.	Proposal by Czechia
7.3	<i>A Vice-Chairperson acting as a Chairperson shall have the same powers and duties as the Chairperson.</i>	
7.4	<i>In addition to exercising powers which are conferred up him/her elsewhere by the present Rules, the Rapporteur shall certify that the Secretariat has accurately recorded the meeting of States Parties resolutions. He/She shall work with the Secretariat to monitor and record the Meeting's debates and amendments.</i>	Proposals by the Secretariat in line with recommendation 96 of the Working Group on Governance
7.5	<i>If the Rapporteur is unable to act at the meeting of States Parties, or meeting of the Bureau, or part thereof, his/her function shall be exercised by one of the Vice-Chairperson(s).</i>	
7.6	<i>A Vice-Chairperson acting as a Rapporteur shall have the same powers and duties as the Chairperson.</i>	
<b>V. CONDUCT OF BUSINESS</b>		
<b>Article <del>Rule 5</del> 8 – Public Nature of Meetings</b>		
<b>Article <del>Rule 6</del> 9 – Quorum</b>		
<b>6.1-9.1</b>	A quorum shall consist of a majority of the States referred to in <del>Article</del> <u>Rule</u> 2 and represented at the Meeting of States Parties.	

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<del>6.2</del> -9.2	The Meeting of States Parties shall not decide on any matter unless a quorum is present.	
<b>Article Rule 7 10 – Order and time-limit of speakers</b>		
<del>7.1</del> -10.1	The Chairperson shall call upon speakers in the order in which they signify their wish to speak.	
<del>7.2</del> -10.2	For the convenience of the discussion, the Chairperson may limit the time allowed for each speaker	
<del>7.3</del> -10.3	The consent of the Chairperson must be obtained whenever an observer wishes to address the Meeting of States Parties.	
<b>Article Rule 8 11 – Points of Order</b>		
<del>8.1</del> -11.1	During a discussion, any <del>delegation</del> <i>State Party</i> may raise a point of order; such a point of order shall be immediately decided upon by the Chairperson.	Correction by the Secretariat for clarity
<del>8.2</del> -11.2	An appeal may be made against the ruling of the Chairperson. Such an appeal shall be put to the vote immediately and the Chairperson's ruling shall stand, unless overruled by a majority of the <del>delegations</del> <u>States Parties</u> present and voting.	Correction by the Secretariat for clarity
<b>Article Rule 9-12 – Procedural Motions</b>		
<del>9.1</del> -12.1	During a discussion, any <del>delegation of the States Parties</del> may move the suspension or adjournment of the meeting or the adjournment or closure of the debate.	Correction by the Secretariat for clarity
<del>9.2</del> -12.2	Such a motion shall be put to the vote immediately. Subject to Article 11.1, such motions shall have precedence in the following order over all other proposals or motions before the meeting:	

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<p>e) suspension of the meeting;</p> <p>f) adjournment of the meeting;</p> <p>g) adjournment of the debate on the question under discussion;</p> <p>h) closure of the debate on the question under discussion.</p>	
<p><b>Article Rule 13 – Working Languages</b></p>	
<p><del>9.2</del> 13.1 The working languages of the Meeting of States Parties shall be Arabic, Chinese, English, French, Russian and Spanish</p>	
<p><del>13.2</del> <u>Speeches made at the Meeting of States Parties in one of the working languages shall be interpreted into the other languages.</u></p>	<p>Proposal by Czechia and Palestine</p>
<p><del>13.3</del> <u>Speakers may, however, speak in any other language, provided that they make their own arrangements for interpretation of their speeches into one of the working languages.</u></p>	<p>Proposal by Palestine</p>
<p><b>Article Rule 14 – Resolutions and Amendments</b></p>	
<p><del>14.1</del> Draft resolutions and amendments may be proposed by the participants referred to in Rule 2 and shall be transmitted in writing to the Secretariat of the Meeting of States Parties, which shall circulate copies to all participants.</p>	
<p><del>14.2</del> <del>As a general rule, no draft resolution or amendment shall be discussed or put to the vote unless it has been circulated sufficiently in advance to all participants in the working languages of the Meeting of States Parties.</del></p>	<p>Deletion proposed by the Working Group (2017)</p>

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14.3	<u>Amendments may be proposed by the participants referred to in Rule 2. States Parties submitting amendments are strongly encouraged to transmit them in writing to the Secretariat in advance.</u>	Proposed addition by the Working Group (2017)
14.4	<u>Adopted resolutions shall be published and distributed to States Parties within one month of the closure of the session and in the working languages of the meeting.</u>	Proposal by Czechia
<b>Article Rule 125 – Voting</b>		
125.1	The representative of each State <i>Party</i> referred to in Rule 2 shall have one vote in the Meeting of States Parties.	
125.2	Unless otherwise provided, decisions shall be taken by a majority of the States <i>Parties</i> present and voting.	
125.3	For the purpose of the present Rules of Procedure, the expression “States <i>Parties</i> present and voting” shall mean States <i>Parties</i> casting an affirmative or negative vote. States abstaining from voting shall be regarded as having not voted.	
125.4	Voting shall normally be carried out by show of hands. When the result of a vote by show of hands is in doubt, the Chairperson may take a second vote by roll-call. A vote by roll-call shall also be taken if it is requested by no less than two delegations <i>States Parties</i> before the voting takes place.	
125.5	<del>When an amendment to a proposal is moved, the amendment shall be voted on first. When two or more amendments to a proposal are moved, the Meeting of States Parties shall first vote on the amendment deemed by the Chairperson to be furthest removed in substance from the original proposal, and then on the amendment next furthest removed therefrom, and so on, until all the amendments have been put to the vote.</del>	Proposed deletion by the Working Group (2017)

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<b>125.6</b>	If one or more amendments are adopted, the amended proposal shall then be voted upon as a whole.	
<b>125.7</b>	A motion is considered an amendment to a proposal if it adds to, deletes from or revises part of that proposal.	
<b>VI.</b>	<b>SECRETARIAT OF THE MEETING OF STATES PARTIES</b>	
<b>Article <u>Rule 136</u> – Secretariat</b>		
<b>136.1</b>	The Director-General of UNESCO or his/her representative shall participate in the work of the Meeting of States Parties, without the right to vote. He/She may, at any time, make either oral or written statements to the Meeting of States Parties on any question under discussion.	
<b>136.2</b>	The Director-General of UNESCO shall appoint an official of the Secretariat of UNESCO to act as Secretary to the Meeting of States Parties, as well as other officials who shall together constitute the Secretariat of the Meeting of States Parties.	
<b>136.3</b>	<del>The Secretariat is charged with the tasks of receiving, translating and distributing all official documents of the Meeting of States Parties, and of interpreting discussion in accordance with Article 10 of the present Rules of Procedure. It shall perform any other task necessary for the proper conduct of the work of the Meeting of States Parties.</del>	Deletion proposed by Working Group (2017)
<b>136.4</b>	<u>The Secretariat shall prepare, in consultation with the Bureau, the provisional agenda of the sessions of the meeting, in accordance to Rule 5.1.</u>	
<b>136.5</b>	The Secretariat shall receive, translate and distribute in the six working languages and at least thirty days before the opening of the session of the Meeting of States Parties all official documents.	Proposal by Palestine

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136.6	The Secretariat shall arrange for the interpretation of the discussions and also preform all other duties necessary for the proper conduct of the work of the Meeting of States Parties	Proposal by Palestine
<b>VII. MEETING OF STATES PARTIES</b>		
<del>Article</del> <u>Rule 147</u> – <i>The Subsidiary Committee to the Meeting of States Parties</i>		
147.4	<del>The Meeting of States Parties shall be convened every two years.</del>  <del>The Meeting of States Parties shall be convened in ordinary session every two years. It may meet in extraordinary session if it is so decided by the Meeting or at the request either of the Subsidiary Committee or of a one-third majority of the States Parties.</del>	Proposal by Palestine deleted by Secretariat as already elaborated under new section <b>III Sessions</b>
147.1.	The Meeting of States Parties shall establish a subsidiary committee (hereafter <b><i>the Committee</i></b> ).	
<del>14.3</del> 7.2	The Committee shall be convened by the Secretariat every year.	
14.47.3	The Committee shall be composed of representatives of 18 States Parties, 3 per regional <del>electoral</del> group, <u>as determined by the UNESCO General Conference at its most recent session, it being understood that ‘Group V’ shall consist of two separate groups for the African and Arab States,</u> elected by the Meeting of States Parties. The election of the Committee shall obey the principles of equitable geographical representation and rotation.	Proposal by Palestine
14.7.4	Members of the Committee shall be elected for a term of four years. However, the term of office of half of the members to the Committee elected at the first election is limited to two years. These members shall be chosen by lot at the first	Proposal by the Netherlands to keep as it is.

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<p>election. Every two years, the Meeting of States Parties shall renew half of the members of the Committee. A member to the Committee may not be elected for two consecutive terms.</p> <p>Members of the Committee shall be elected for a term of four years. <del>However, the term of office of half of the members to the Committee elected at the first election is limited to two years. These members shall be chosen by lot at the first election.</del> Every two years, the Meeting of States Parties shall renew half of the members of the Committee. A member to the Committee may not be <u>re</u>-elected for <del>two consecutive terms</del> one additional term in office.</p> <p>Members of the Committee shall be elected for a term of four years. <del>However, the term of office of half of the members to the Committee elected at the first election is limited to two years. These members shall be chosen by lot at the first election. Every two years, the Meeting of States Parties shall renew half of the members of the Committee.</del> A member to the Committee may not be elected for two consecutive terms <u>only</u>.</p>	<p>Proposal by Czechia</p> <p>Proposal by Palestine</p>
<p><b>14.47.5</b> The functions of the Committee are:</p> <ul style="list-style-type: none"> <li>g) To promote the purposes of the Convention, as set forth in the Convention;</li> <li>h) To review national reports presented to the General Conference by the States Parties to the Convention <u>with a view to identify trends and challenges to strengthen the implementation of the Convention;</u></li> <li>i) To exchange best practices, and prepare and submit to the Meeting of the States Parties recommendations and guidelines that may contribute to the implementation of the Convention;</li> <li>j) To identify <del>problem areas</del> <u>trends and challenges</u> arising from the implementation of the Convention, including issues relating to the protection and return of cultural property;</li> </ul>	<p>Proposal by Nordic States (Denmark, Finland, Iceland, Norway and Sweden)</p>

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	<p>k) To initiate and maintain co-ordination with the Intergovernmental Committee for Promoting the Return of Cultural Property to its Countries of Origin or its Restitution in case of Illicit Appropriation in relation to capacity building measures combating illicit traffic in cultural property;</p> <p>l) To report to the Meeting of States Parties on the activities it has carried out.</p>	
14.47.6	The Committee shall adopt its own Rules of Procedure by a two-thirds majority of its Members;	
14.47.7	Observers may participate in meetings of the Subsidiary Committee in accordance to its Rules of Procedures.	
<b>VIII.</b>	<u>Election of Members of the Committee to the Subsidiary Committee</u>	New Section proposal by Czechia
	<u>Rule 18 – Elections of Members to the Subsidiary Committee</u>	
18.1	<u>The election of Members of the Committee shall be conducted by secret ballot except that, where the number of candidates within geographical distribution is the same as or less than the number of seats to be filled, the candidates shall be declared elected without the need to hold a ballot.</u>	
18.2	<u>Before the election begins, the Chairperson shall appoint two tellers among the delegates present; he/she shall hand to them the list of States Parties entitled to vote and the list of candidate States Parties. He/She shall announce the number of seats to be filled.</u>	
18.3	<u>The Secretariat shall prepare for each State Party having the right to vote an envelope without any distinguishing mark and separate ballot papers, one for each of the electoral groups. The ballot paper for each electoral group shall bear the names of all the candidate States Parties in that electoral group.</u>	

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18.4	<u>Each of the States Parties shall cast its vote by encircling the names of those States for which it desires to vote.</u>	
18.5	<u>The tellers shall collect from each States Party the envelope containing the ballot papers and shall count the votes, under the supervision of the Chairperson.</u>	
18.6	<u>The absence of any ballot paper in the envelope shall be considered an abstention.</u>	
18.7	<u>Ballot papers on which more names have been circled than there are seats to be filled as also those containing no indication as to the intention of the voter shall be considered invalid.</u>	
18.8	<u>The counting of the votes for each electoral group shall take place separately. The tellers shall open the envelopes, one by one, and shall sort the ballot papers into electoral groups. The votes cast for the candidate States Parties shall be entered on lists prepared for that purpose.</u>	
18.9	<u>The Chairperson shall declare elected those candidates who obtain the greatest number of votes up to the number of seats to be filled. If two or more candidates obtain the same number of votes, and, as a result, there are still more candidates than seats to be filled, there shall be a second secret ballot restricted to those candidates who obtained the same number of votes. If in the second ballot two or more candidates obtain the same number of votes, the Chairperson shall draw lots to decide the elected candidate.</u>	
18.10	<u>When the counting of the votes is completed, the Chairperson shall announce the results of the ballot separately for each of the electoral groups.</u>	
<b>IX.</b>	<b>Amendments to and suspension of the Rules of Procedure</b>	Proposal by Palestine

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<p><b>Article Rule 159 – Amendments</b></p> <p>The Meeting of States Parties may amend these Rules of Procedure by a decision taken in plenary meeting by two-thirds majority of <u>the representatives of States present and voting.</u></p>	<p>Proposal by Czechia</p>
<p><i>Rule 20 – <u>Adoption</u></i></p> <p><u>The Meeting of States Parties shall adopt its Rules of Procedure by a decision taken in plenary meeting by a simple majority of the States present and voting.</u></p>	<p>Proposal by Czechia</p>
<p><i>Rule 21 – <u>Suspension</u></i></p> <p><u>The Meeting of States Parties may suspend the application of any of these Rules of Procedure, except when they reproduce provisions of the Convention, by a decision taken in plenary meeting by a two-thirds majority of the States Parties present and voting.</u></p>	<p>Proposal by Czechia</p>

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