

## Statement by Malaysia

### Agenda Item 2: Annual Report of the High Commissioner for Human Rights 10<sup>th</sup> Regular Session of the Human Rights Council 5 March 2009

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Mr. President,  
Madam High Commissioner,

On behalf of the Malaysian delegation, I wish to express our appreciation to Madam Navanethem Pillay, High Commissioner for Human Rights for introducing her report. My delegation fully associates itself with the statements delivered by Cuba and Pakistan, on behalf of the Non-Aligned Movement (NAM) and the Organisation of Islamic Conference (OIC), respectively.

2. As a member of the Council, Malaysia reaffirms its readiness to cooperate with all members to contribute positively to the process of refining and streamlining the various mechanisms and mandates of the Council.

Mr. President,

3. In our view, the UPR process constitutes an excellent avenue for earnest, sincere and non-confrontational dialogue among states, aimed at promoting and protecting human rights, while taking into account the particularities and specificities of the country under review.

4. My delegation notes that the work of several Special Procedures mandate holders will be up for discussion at this session. My delegation wishes to express its concern at an apparent trend among several mandate holders, who, in the course of their work for the Council, made pronouncements on areas which do not fall within their agreed mandates. This trend must not continue. While we acknowledged that member states have the right to seek the views of those mandate holders, my delegation is of the view that such rights should not be construed as a window by mandate holders to unilaterally expand the scope of their agreed mandate.

Mr. President,

5. My delegation wishes to express its satisfaction that the Council has convened two Special Sessions on thematic issues namely on Global Food Crisis and the Impact of the Global Economic and Financial Crisis on Human Rights. We hope that the Council and the Office of the High Commissioner will continue to respond immediately to urgent human rights situation that impacts negatively on the full and effective enjoyment of human rights.

6. My delegation welcomes and fully supports the efforts of the High Commissioner in striving to ensure the broadest possible geographic diversity and representation in the composition of OHCHR staff. Such efforts must continue as we feel that the principles of non-discrimination and equitable geographical representation would go a long way towards building confidence and respect for the Office of the High Commissioner.

7. On the Durban Review Conference, we are encouraged to note the serious efforts taken by the OHCHR in trying to accommodate diversity of opinions and promoting broad participation in the activities related to the Review Conference. Malaysia will continue to work with all delegations with the aim to achieving a mutually acceptable outcome.

9. In concluding, Mr. President, I wish to reaffirm my delegation's commitment to continue engaging constructively with all delegations on the many important issues to be discussed at this session of the Council.

I thank you, Mr. President.

**GENEVA**

**5 MARCH 2009**