Statement by Malaysia
Intersessional Working Group on the Universal Periodic Review
14 February 2007 AM

Mr. Facilitator,

Follow-up to the Review

2. On **follow-up to the review**, we can generally agree with the elements of convergence. ~~We would appreciate your clarification on the term "all relevant stakeholders".~~

3. As far as the points listed under "elements requiring further consideration" we have reservations to all the elements listed. We continue to maintain that States need only to report to the Council on implementation of UPR outcomes at their next review exercise. Here, we wish to underline that it should not be the purpose of the UPR to unnecessarily burden either states concerned or the HRC with reporting exercise. And as for other actors playing a role, that should be left to the State concerned.

4. Certainly we do not agree that a rapporteur should be nominated to ensure follow-up on UPR outcomes. The General Assembly has rightly envisaged the UPR as an intergovernmental process. This intergovernmental character of the UPR encourages cooperation from States, an important element for the success of the review. Monitoring of follow-up to UPR outcomes should therefore fall within the remit of the Council.

Mr. Facilitator,

5. We seek clarification on the idea of global report as we are of the view that such a report risks politicising the whole UPR process. We do not envisage the necessity or the utility of such a report. It would be much more feasible if we are to concentrate on enhancing the ability of each State to improve its human rights record. In doing so, we must recognise that States need to be allowed to do this on a gradual basis if the improvements on the

ground are to be sustainable and meaningful. Finally, we do not agree on measures to be taken in case of non-compliance. Resolution 60/251 provides that UPR shall be a cooperative mechanism based on interactive dialogue with full involvement of state concerned and with consideration given to its capacity building needs.

Thank you.