

Questionnaire to the UN system agencies, funds and programmes and intergovernmental organizations

The United Nations Permanent Forum on Indigenous Issues was established by Economic and Social Council (ECOSOC) Resolution 2000/22. The Permanent Forum is mandated to provide expert advice and recommendations on indigenous issues to ECOSOC and through the Council to United Nations agencies, funds and programmes; to raise awareness and promote the integration and coordination of activities related to indigenous issues with the UN system; and prepare and disseminate information on indigenous issues.

The Permanent Forum's report of the sixteenth session of 2017 includes a number of recommendations within its mandated areas, some of which are addressed to UN system agencies, funds and programmes (attached).

The report can be found at:

<https://www.un.org/development/desa/indigenouspeoples/news/2017/06/new-16th-session-report-unpfi/>

The secretariat of the Permanent Forum on Indigenous Issues invites UN system agencies, funds and programmes and other inter-governmental organizations to complete the attached questionnaire on any action taken or planned in response to the Permanent Forum's recommendations and other relevant issues.

The responses will be compiled into two separate reports for the April 2018 session of the Permanent Forum: (a) Compilation of information received from the UN system and other entities on progress in implementation of PFII recommendations; and (b) Implementation of the System Wide Action Plan on Indigenous Peoples.

All responses will be placed on the DESA/DSPD website on Indigenous Peoples at:

<https://www.un.org/development/desa/indigenouspeoples>

If you have any objections for your response to be made available on our website, please inform our office accordingly.

Please submit your completed questionnaire by **29 December 2017** to:

Secretariat of the Permanent Forum on Indigenous Issues
Division for Social Policy and Development
Department of Economic and Social Affairs
Room: S-2954
United Nations Headquarters
New York, USA 10017
Telephone: 917-367-5100
Email: indigenous_un@un.org and sigurdarson@un.org

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The seventeenth session of the Permanent Forum on Indigenous Issues will be held at United Nations Headquarters from **16 to 27 April 2018**.

Provisional Agenda

1. Election of officers.
2. Adoption of the agenda and organization of work.
3. Follow-up to the recommendations of the Permanent Forum.
4. Implementation of the six mandated areas of the Permanent Forum with reference to the United Nations Declaration on the Rights of Indigenous Peoples.
5. Dialogue with indigenous peoples.
6. Dialogue with Member States.
7. Dialogue with the funds, programmes and specialized agencies of the United Nations system.
8. Discussion on the theme “Indigenous peoples’ collective rights to lands, territories and resources”.
9. 2030 Agenda for Sustainable Development.
10. Dialogue with the Special Rapporteur on the rights of indigenous peoples and the Chair of the Expert Mechanism on the Rights of Indigenous Peoples.
11. Follow-up to the outcome document of the World Conference on Indigenous Peoples:
 - (a) Implementation of national action plans, strategies and other measures;
 - (b) Ways to enhance the participation of indigenous peoples at the United Nations;
 - (c) Implementation of the United Nations system-wide action plan on indigenous peoples.
12. Future work of the Permanent Forum, including issues considered by the Economic and Social Council and emerging issues.
13. Provisional agenda for the eighteenth session.
14. Adoption of the report of the Permanent Forum on its seventeenth session.

Questionnaire

The theme of the Permanent Forum's session in 2018 will be:
“Indigenous peoples’ collective rights to lands, territories and resources”

Please provide information on the following:

A. Recommendations of the Permanent Forum on Indigenous Issues

With respect to the implementation of the recommendations of the Permanent Forum addressed specifically to your agency, fund and/or programme:¹

N/A

- i.* Please provide information on measures taken or planned to implement the recommendations of the Permanent Forum addressed specifically to your organization.
- ii.* What are the enabling factors that facilitate your agency's implementation of the Forum's recommendations?
- iii.* What are some of the obstacles your agency has encountered in implementing the recommendations of the Permanent Forum?

B. System Wide Action Plan to achieve the ends of the UN Declaration on the Rights of Indigenous Peoples

As requested in the Outcome Document of the World Conference on Indigenous Peoples (2014), a system-wide action plan (SWAP) to ensure a coherent approach to achieving the ends of the UN Declaration on the Rights of Indigenous Peoples was adopted in November 2015, and launched by the Secretary General at the UN Permanent Forum in May 2016. The Permanent Forum will follow up on progress made in the implementation of the system-wide action plan during its 2018 session.² For ease of reference, the questions have been framed under the six key elements of the SWAP-Indigenous Peoples as follows:

1. Raising awareness of the UN Declaration

Please provide information on any activities that raise awareness of the UN Declaration on the Rights of Indigenous Peoples, including key messages, advocacy and other media and outreach initiatives. Please provide information on publications, films, audio material, maps, or other materials that feature or focus on the UN Declaration and on indigenous peoples. Please also provide links to the relevant websites and other sources.

In February 2018 UN-Habitat is hosting the World Urban Forum 9 (WUF) in Malaysia. This major event brings together a variety of different stakeholders, including members of local and

¹ See attached document entitled 'Recommendations addressed to the UN Agencies' to facilitate your responses.

² See Report of the 15th session of the UN Permanent Forum on Indigenous Issues (E/2016/43) at para. 73.

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national government, urban practitioners, community groups and grassroots organisations. As part of WUF there will be a series of Stakeholder Roundtables, one of which will be the Indigenous Roundtable. This event is an opportunity for Indigenous People and interested parties to raise key issues, share experiences and form partnerships. The event will also serve as an opportunity to raise awareness on UN-DRIP.

2. Supporting the implementation of the UN Declaration, particularly at the country level

Please provide information on actions taken or planned by your agency, fund, programme, entity on the following:

- i.* Measures taken or planned to support national partners in reform and implementation of legal frameworks, policies, strategies and plans to implement the UN Declaration on the Rights of Indigenous Peoples, including any joint programming initiatives. Please also include information related to include indigenous women in your responses.

The Global Land Tool Network (GLTN) is a strong network of partners that develop tools for improving land rights for the most vulnerable, as well as undertaking a strong advocacy role. The Network has developed a number of tools for improving indigenous land rights, in particular see here: <https://unhabitat.org/books/securing-land-rights-for-indigenous-peoples-in-cities/>. The Network works on global advocacy, and supports use of the tools at the local and national levels.

- ii.* Support provided to Member States to mainstream the UN Declaration on the Rights of Indigenous Peoples and ILO Convention No. 169 on Indigenous and Tribal Peoples in national development plans and in the UN Development Assistance Frameworks and Common Country Assessments (CCA/UNDAFs).

UN-Habitat provides strong support to Member States to implement the New Urban Agenda, which has a strong focus on the rights of Indigenous peoples, in particular through paragraphs 1 and 20. In Country Teams, UN-Habitat advocates for a strong focus on equitable land distribution, urban planning for those furthest behind and improved access to basic services. By using the human rights based approach, the agency advocates for a focus on those furthest behind, particularly Indigenous peoples where relevant.

- iii.* Promote the establishment or strengthening of consultative mechanisms and platforms of dialogue including under the leadership of the Resident Coordinators.

UN-Habitat uses the Human Rights Based Approach to its programmatic work. A key component of this is establishment of consultative mechanisms for all projects. Consultation must be open and accessible to all, and specifically target particular groups. Projects in relevant countries must therefore target Indigenous group and ensure their voice in dialogue and consultation. Participation is ensured in all projects by the use of the Human Rights Marker. This Marker is applied to all projects at the design phase, and mandates participatory processes that

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target those furthest behind. In contexts where Indigenous peoples are living and working, their participation is mandatory.

3. Supporting indigenous peoples' rights in the implementation and review of the 2030 Agenda for Sustainable Development

The Permanent Forum on Indigenous Issues will continue to address indigenous issues in the follow up and review of the 2030 Agenda for Sustainable Development.

- i.* Has your agency/organization taken any measures to incorporate indigenous issues into policy and programming to implement the 2030 Agenda in line with the UN Declaration on the Rights of Indigenous Peoples?

UN-Habitat has advocated strongly for the inclusion of indigenous people under SDG 11, particularly through the gathering of disaggregated data for SDG 11.1, in order to measure the target and to progressively realise the right to adequate housing. Indicator 11.3.2 measures the inclusion of civil society in urban governance, and UN-Habitat has highlighted the need for representation of Indigenous Groups. Target 11.C also offers an opportunity for disaggregated data, referring to vernacular architecture and indigenous building knowledge.

- ii.* Has your agency/organization/entity supported the participation of indigenous peoples in the implementation and review of the 2030 Agenda for Sustainable Development, including at the national level? Please also include information on indigenous women, persons with disabilities, older persons and children and youth in your responses.

The World Urban Forum (WUF) in February will serve as a major review of progress made towards achieving SDG 11 and related targets, including 1.4. As part of the programme there will be a Stakeholder Roundtable session for Indigenous Peoples. This serves as a platform for Indigenous Peoples to review the implementation of the 2030 Agenda and SDG 11, raise collective concerns for achieving the targets and highlight priorities.

- iii.* Please provide information on any reports or other documents in implementing the 2030 Agenda for indigenous peoples. Also include information on any measures taken or planned for the collection of statistical data on indigenous peoples, in particular as related to the SDG indicators for target 1.4 (secure tenure rights to land), target 2.3 (income of small-scale food producers), target 4.5 (parity in access to education) and target 10.3/16.b (experience of discrimination).

UN-Habitat is working on the measuring of SDG target 11.4.2, relating to secure tenure rights to land. The indicator measures both the formal documentation and the perception of security of tenure. This will involve surveys of populations and will target indigenous populations, including indigenous women.

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4. Mapping of existing standards and guidelines, capacities, training materials and resources for the effective implementation of the UNDRIP

- i.* Please provide information on any specific standards and guidelines on indigenous peoples adopted or planned by your agency/organization.

Adoption of the 'Environmental and Social Safeguards System' (ESSS) that has a specific section relating to the rights of indigenous persons. This system specifically ensures that there are no negative unintended consequences of our work on Indigenous Peoples.

In addition, every project of UN-Habitat must pass the Human Rights Marker, which pushes projects to improve the participation and rights of indigenous peoples. This Marker is applied to projects at the project proposal stage, and projects cannot proceed without meeting the requirements of the Marker. The Marker and associated input into projects mandates participation of Indigenous Peoples in relevant projects.

- ii.* Please provide information on any training materials prepared or planned related to the implementation of the UN Declaration.

UN-Habitat has conducted training for programme personnel on Human Rights in Cities, with Indigenous peoples in cities as an important focus group, and a major stakeholder group. This training focused on the incorporation of the Human Rights Based Approach too all programmatic work, and targeting those furthest behind, including Indigenous peoples.

- iii.* Please provide information on current resources and funds allocated to effectively implement the UN Declaration. Please also provide information on any joint initiatives with other UN agencies in the implementation of the UN Declaration.

5. Developing the capacities of States, indigenous peoples, civil society and UN personnel

Please provide information on any capacity development initiatives that your organization is conducting for indigenous peoples, government officials and UN staff. Also include information on the participation of indigenous women, children and youth as well as indigenous persons with disabilities in your response.

We have undertaken a 2-day capacity building training for UN-Habitat personnel, from HQ and all regions. This training, on the theme of 'Human Rights in Cities' built capacity of personnel to implement the Human Rights Based Approach, at global, regional and country-level. This included sections on participation and engagement of indigenous persons.

6. Advancing the participation of indigenous peoples in UN processes

Please provide information on any support provided for the full and effective participation of indigenous peoples at relevant UN bodies, including at the country level. Please also provide

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information on any consultative mechanisms, tools and other measures to obtain free, prior and informed consent of indigenous peoples in processes that affect them.

The World Urban Forum (WUF) Stakeholder Roundtable for Indigenous Peoples is a consultative mechanism that involves Indigenous Peoples in global discussions on implementing the 2030 Agenda and the New Urban Agenda.

At country level, UN-Habitat has mandatory consultation processes that are verified by the use of the Human Rights Marker at project approval. This ensures that indigenous peoples are duly consulted in any work that specifically impacts upon them, or has potential to.