

SECOND PART: APPLICATION FORM IN WORD FORMAT

Working Group on discrimination against women and girls, member from Latin American and Caribbean States

Appointment to be made by the Human Rights Council at its 45th session

APPLICATION DEADLINE: 30 JULY 2020 AT 12:00 NOON GREENWICH MEAN TIME

- The application process consists of two compulsory parts:
(1) online survey¹ (<https://ohchr-survey.unog.ch/index.php/797846>)
and
(2) application form in Word format² (to be downloaded from <https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/HRC45.aspx>)
- Once fully completed, the Word application form should be submitted by email to hrcspecialprocedures@ohchr.org
- A maximum of up to three optional reference letters may be attached to the email (in Word or PDF format).
- No additional documents (e.g. CVs, resumes or supplementary reference letters) will be accepted.
- Applicants will receive an acknowledgment email when both parts of the application process, i.e. the data submitted through the online survey and the Word application form, have been received by the Secretariat. Shortlisted candidates will be interviewed at a later stage.
- Please note that an application will only be considered if both parts and all sections of the Word application form have been completed and received by the Secretariat before the expiration of the deadline. **No incomplete or late applications will be accepted.**
- General description of the selection process and answers to frequently asked questions are available at <https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/Nominations.aspx> and <https://www.ohchr.org/EN/HRBodies/HRC/SP/Pages/BasicInformationSelectionIndependentExperts.aspx>
- In case of technical difficulties or problems with accessing or completing the forms, you may contact the Secretariat by email (hrcspecialprocedures@ohchr.org) or fax (+41 22 917 9008).

I. PERSONAL DATA

1. Family (last) name: Bergallo	5. Year of birth: 1971
2. First (given) name: Paola	6. Place of birth: City of Buenos Aires
3. Other name, if any:	7. Nationality (please indicate the nationality that will appear on the public list of candidates): Argentine
4. Gender: Female	8. Any other nationality: Spanish

¹ The short **online survey** is used to collect information for statistical purposes such as personal data (i.e. name, gender, nationality), contact details, mandate applying for and, if appropriate, nominating entity. The same name, gender and nationality must be used both in the online survey and in the Word application form.

² The **application form in Word format** includes a motivation letter of maximum 600 words (section III of the form). The application form should be completed in English or French only, the two working languages of the United Nations Secretariat. The application form will be used as received to prepare the public list of eligible candidates who applied for the vacancy. The application forms of eligible candidates will also be posted as received on the OHCHR public web page for the selection process.

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II. MANDATE-SPECIFIC COMPETENCE / QUALIFICATIONS / KNOWLEDGE

NOTE: Please describe why the candidate's competence / qualifications / knowledge is relevant in relation to the specific mandate:

1. QUALIFICATIONS (200 words)

Relevant educational qualifications or equivalent professional experience in the field of human rights; good communication skills (i.e. orally and in writing) in one of the six official languages of the United Nations (i.e. Arabic, Chinese, English, French, Russian, Spanish.)

I am a law professor, researcher, and advocate specialized in women's rights and social justice. Over the last 20 years I have been working on national and international legal reforms, policies and practices related to gender equality and the condemnation of discrimination and violence against women and girls. As a scholar and a law professor committed to the transformation of legal education, I have founded several law programs and have taught in prestigious universities of Argentina, the Americas, and Spain helping to educate a new generation of lawyers. I have also contributed to train public officers and health professionals on reproductive health rights and have worked with the gender mechanisms of the justice system to mainstream international women's rights. My research has been oriented to important legal reforms as well as to promote legal experimentation in judicial decisions on women, social and environmental rights. I have published extensively and directed several publication initiatives fostering access to new knowledge on gender justice. I have graduated with honors as a lawyer from the University of Buenos Aires and have pursued an LLM at Columbia University and a Master and PHD in Law at Stanford Law School. I am fluent in Spanish and English, and I read and understand French.

2. RELEVANT EXPERTISE (200 words)

Knowledge of international human rights instruments, norms and principles. (Please state how this was acquired.)

Knowledge of institutional mandates related to the United Nations or other international or regional organizations' work in the area of human rights and particularly in the area of the mandate. (Please state how this was acquired.)

Proven work experience in the field of human rights and particularly in the area of the mandate. (Please state years of experience.)

I have been working as a scholar and an advocate in human rights and gender matters for almost two decades. At the international level, I have acquired experience in human rights treaties and standards including CEDAW, the ICESCR, the Inter-American Convention, Belén do Pará and the most important universal and regional human rights treaties collaborating with NGOs such as the Center for Reproductive Rights, the LAC Campaign for a SSRR Convention, the Reproductive Health Program at Toronto University, Amnesty International, Human Rights Watch, and CEJIL, and with Argentine organizations such as the Centro de Estudios Legales y Sociales (CELS) and Equipo Latinoamericano de Justicia (ELA). Since Argentina has included human rights treaties into its Constitution, my domestic work on gender and public law has demanded a constant engagement with the field. Additionally, my socio-legal training and the collaboration with the Bergen Center for Law and Social Transformation (CLST) have provided me with qualitative and quantitative tools to understand law in action through diverse human rights agendas and through conversations with women from diverse backgrounds, in particular. Participation in several UN Agencies projects

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regarding the mainstreaming of human rights has also provided further opportunities to specialize on gender and international human rights law.

3. ESTABLISHED COMPETENCE (200 words)

Nationally, regionally or internationally recognized competence related to human rights. (Please explain how such competence was acquired.)

For my work on gender and human rights, I have been an expert witness before the Inter-American Court of Human Rights and a participant in several consultations run by the Inter-American Commission, the CEPAL, and Special Rapporteurs of the regional system. I have also conducted research on gender, health, food and human rights subjects for PAHO, UNFPA and FAO, and have leaded projects on social rights and public policies for the Nordic Trust Fund of the World Bank, its Land and Forrest Program, and the IDRC. More recently, I have participated at WHO's consultation to update its safe abortion guidelines. In Argentina, I have offered technical support on reproductive health and access to justice for the National Ministry of Health, congressional members, and the gender offices of judicial institutions. For several of these projects I have leaded research teams of younger scholars and students. Through a collaboration with the Bergen Exchanges in Law and Society I have also participated in larger global ventures with scholars from Asia and Africa. I have also taught classes on gender and human rights as well as health rights in Argentina, Latin America and universities in Europe and the US. In cooperation with national and international organizations, I have participated in multiple training workshops for women rights advocates, court officers, judges and health professionals.

4. PUBLICATIONS OR PUBLIC STATEMENTS

Please list significant and relevant published books, articles, journals and reports that the candidate has written or public statements, or pronouncements that the candidate has made or events participated in relation to the mandate.

4.1 Enter three publications in relation to the mandate applied for, in the order of relevance:

1. Title of publication: "Narratives of Essentialism and Exceptionalism: The Challenges and Possibilities of Using Human Rights to Improve Access to Safe Abortion." Co-editor of the Volume.

Journal/Publisher: Harvard Health and Human Rights, Volume 19, June 2017/ Harvard School of Public Health

Date of publication: July 2017

Web link, if available: <https://www.hhrjournal.org/volume-19-issue-1-june-2017/>

2. Title of publication: "The struggle against informal rules on abortion in Argentina." in R. Cook, J. Erdman & B. Dickens, Abortion Law in Transnational Perspective: Cases and Controversies.

Journal/Publisher: Book published by Penn University Press

Date of publication: 2014

Web link, if available:

<https://penn.degruyter.com/view/book/9780812209990/10.9783/9780812209990.143.xml>

3. Title of publication: Nuevas institucionalidades de género en el sistema de justicia.

Journal/Publisher: Book published by Jusbaire Argentina

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Date of publication: 2017.

Web link, if available: [file:///Users/paolabergallo/Downloads/descarga-editorial-jusbaires%20\(1\).pdf](file:///Users/paolabergallo/Downloads/descarga-editorial-jusbaires%20(1).pdf)

If more than three publications, kindly summarize (200 words): My Spanish works have been published in Argentina, Brazil, Chile, Colombia and México. My English publications include professional journals (i.e. Plos One and Journal of Gynecology and Obstetrics) and law reviews (Texas L.R.) as well as chapters in edited volumes at Harvard, Oxford, and Penn U. Press. I am a member of several editorial boards (i.e. The Latin American Law Review - Colombia, and the Journal of Controversial Ideas -Princeton) and the co-director of the Collection Derecho & Política at Siglo XXI Editores (over 30 volumes). I have compiled four edited books and other of my publications in Spanish include:

“Interpretando derechos: La otra legalización del aborto en América Latina” in L. Casas Becerra & D. Lawson, Debates y reflexiones en torno a la despenalización del aborto en Chile, Universidad Diego Portales, 2016.

“La recursividad del derecho globalizado en la lucha por una política de patentes farmacéuticas,” in R. Dreyfuss & C. Rodriguez Garavito, Entre la ganancia y la salud: el derecho global y la disputa sobre la propiedad intelectual y el acceso a los medicamentos, Bogotá: Uniandes and Siglo del Hombre, 2016, with A. R. Michel.

“El caso Mendoza, una experiencia de judicialización cooperativa,” in Roberto Gargarella, Justicia dialógica, Buenos Aires: Siglo XXI.

4.2 Enter three public statements or pronouncements made or events that the candidate may have participated in relation to the mandate applied for, in the order of relevance:

1. Platform/occasion/event on which public statement/pronouncement made: Public Hearings on the Adoption of New Abortion Legislation - Argentina, Responsible for the first presentation inaugurating the Hearings before Committees of the National House of Representatives.

Event organizer: National Congress of Argentina - Debate for a new abortion legislation

Date on which public statement/pronouncement made: April 12, 2018

Web link, if available: <https://www.youtube.com/watch?v=Nh00h06QVak> (minutes 7 to 14)

2. Platform/occasion/event on which public statement/pronouncement made:

Participation as Expert Witness before the Inter-American Court of Human Rights, on behalf of the Inter-American Court of Human Rights, Artavia Murillo vs. Costa Rica case, Costa Rica.

Event organizer: Inter-American Court of Human Rights

Date on which public statement/pronouncement made: October 2012

Web link, if available:

http://www.corteidh.or.cr/docs/casos/articulos/seriec_257_ing.pdf

3. Platform/occasion/event on which public statement/pronouncement made: XVIII CUMBRE JUDICIAL IBEROAMERICANA, Primer Encuentro Iberoamericano Sobre Igualdad de Género e Impartición de Justicia, Ciudad de México.

Event organizer: Suprema Corte de Mexico

Date on which public statement/pronouncement made: October 15 and 16, 2015

Web link, if available: www.cumbrejudicial.org

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If more than three, kindly summarize (200 words): As a scholar I have participated in multiple international academic events giving lectures and seminars in Universities of the Americas and Europe like the Universidad Autónoma de México, the Universidad do Brasilia, the European University Institute, the University of Birmingham and the Universities of Sevilla, Toronto, Princeton and Chicago, to name a few. I have testified before the Argentine Senate, the Ministry of Health, and the Colombian Constitutional Court. My papers have been discussed in international conferences organized by the Law and Society Association, the Latin American Studies Association, and the Nordic Trust Fund. As part of my collaboration with judicial and governmental training institutions I have given presentations in events convened by the gender offices of the Supreme Court of Argentina, the Mexican Supreme Court, the General Attorney and the Public Defender's Office

5. FLEXIBILITY/READINESS AND AVAILABILITY OF TIME (200 words)
to perform effectively the functions of the mandate and to respond to its requirements, including participating in Human Rights Council (HRC) sessions in Geneva and General Assembly sessions in New York, travelling on special procedures visits, drafting reports and engaging with a variety of stakeholders. Kindly indicate whether the candidate can dedicate an estimated total of approximately three months per year to the work of a mandate.

Please note that the work of mandate holders is unpaid. Those appointed as mandate holders serve in their personal capacities. They are not United Nations staff members, they are not based in United Nations offices in Geneva or at another United Nations location, and they do not receive salary or other financial compensation, except for travel expenses and daily subsistence allowance of "experts on mission".

As a full time professor and researcher I have a flexible schedule during the four months of the winter and the summer break. I can also organize my teaching load in order to dispose of time to travel. Moreover, I count with a sabbatical year for 2022. On a regular year I travel several times to international workshops and conferences and can organize my teaching through online resources. In the last decade, I have visited on a regular basis various academic institutions outside my country for a trimester or more.

I understand that the mandate is unpaid and believe that, as in prior collaborative research ventures I have lead, I can count with the infrastructure of my University and research team of colleagues and students to work on the agenda of subjects that I will need to further study in order to comply with the duties of the mandate.

6. NOMINATION FOR THE MANDATE

Indicate whether the candidate has been nominated by (check all that apply):

- Individual nominations (indicate this if the candidate is self-nominating)**
- Governments**
- Regional Groups operating within the United Nations human rights systems**
- International organizations or their offices**
- Non-governmental organizations**
- National human rights institutions**
- Other human rights bodies**

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Name of the nominating entity and additional information about the nomination (use if applicable, for third-party nominations only) (200 words):

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III. MOTIVATION LETTER

(600 word limit. Must be typed in the space below and not sent in a separate email or as an attachment. To be drafted and signed (i.e. with a typed signature) by the candidate himself/herself even if nominated by another entity.)

I hold a strong commitment to human rights, gender justice, and the strengthening of national and global democratic institutions. I believe that states need to do more and do better against gender discrimination and violence. With that goal in mind, states need to act together to develop appropriate laws, policies, and institutions for preventing the patriarchal and gender stereotypes that cause or perpetuate discrimination.

I have pursued my legal education guided also by a commitment to the rule of law and the enforcement of international and national laws focused on gender discrimination and social rights. For almost two decades, I have been teaching, researching, and advocating for gender equality and nondiscrimination against women, adolescents and girls at different levels of the international, the regional, and the national legal system. I have conducted my work studying laws, court decisions, and other legal materials but I have also developed an empirical approach towards policies and enforcement practices in action that I have supplemented with the observation of comparative law and legal mobilization.

My professional experience has provided the opportunity to approach diverse realities and complex challenges from the perspective of multiple countries. In working from a human rights and gender perspective with legislators, administrative regulators and policy-makers, courts and civil society organizations, I have contributed to repeal discrimination, to facilitate the economic empowerment of women and girls, to promote inclusive and gender responsive social protection systems, and to protect sexual and reproductive rights. In doing so, I have also learned to build consensus, political dialogues, and the articulations for long term compliance with the legal reforms.

This experience has also allowed me to develop legal and political perspectives of the Universal and Inter-American Human Rights Systems, international finance institutions, governmental organizations and national justice systems, domestic human rights institutions, and social organizations and movements around Latin America and the Caribbean. In collaborating with these organizations, I have worked to develop teams, among others, with social scientists, economists, and public health experts as well as with a variety women's rights advocates. I have also led several projects articulating academic institutions, research centers, NGOs and governmental actors of several nationalities and cultures.

During the last decade, the Working Group has documented attainments, good practices, and the main challenges in the quest for the elimination of discrimination against women. It has contributed to the advancement of commitments to substantive equality and the development of progressive standards in a variety of subjects relevant for women's human rights. The current pandemic is facing us with new social and economic challenges which reinforce prior critical situations stemming from democratic instability, climate disasters, and the backlash on gender matters. Former and new factors demand deepening the Working Group's contribution to the elimination of laws, policies, or practices with discriminatory effects. They also require working against anti-rights rhetoric and initiatives that hinder the upholding of human rights standards, particularly regarding gender equality. That challenge demands also to continue to

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advance the Working Group capacity to build dialogue and cooperation networks withing United Nations bodies, between the Universal and regional human rights systems -including the Inter-American system-, the States, national human rights institutions, civil society organizations and academic instituThanks in advance for the opportunity to participate in the selection process.

Best regards,

Paola Bergallo

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IV. LANGUAGES (READ / WRITTEN / SPOKEN)

Please indicate all language skills below.

1. Mother tongue: Spanish

2. Knowledge of the official languages of the United Nations:

Arabic: Yes or no: **No** If yes,

Read: Easily or Not easily:

Write: Easily or Not easily:

Speak: Easily or Not easily:

Chinese: Yes or no: **No** If yes,

Read: Easily or not easily:

Write: Easily or not easily:

Speak: Easily or not easily:

English: Yes or no: **Yes** If yes,

Read: Easily or not easily: **Easily**

Write: Easily or not easily: **Easily**

Speak: Easily or not easily: **Easily**

French: Yes or no: **Yes** If yes,

Read: Easily or not easily: **Easily**

Write: Easily or not easily: **Not easily**

Speak: Easily or not easily: **Not easily**

Russian: Yes or no: **No** If yes,

Read: Easily or not easily:

Write: Easily or not easily:

Speak: Easily or not easily:

Spanish: Yes or no: **Yes** If yes,

Read: Easily or not easily: **Easily**

Write: Easily or not easily: **Easily**

Speak: Easily or not easily: **Easily**

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V. EDUCATIONAL RECORD

NOTE: Please list the candidate's academic qualifications (university level and higher, indicating the type of degree and field of study, and whether full- or part-time; for example, *Masters in Law, University of XXX, part-time, 1975-1977, city and country*). If space in the table is insufficient, more than one degree may be listed in a single row below, separating them by a blank line.

Name of degree, field of study and name of academic institution, full or part-time:	Years of attendance (provide a range from-to, for example 1999-2003; for ongoing education, please put, for example, 2018-present):	Place and country:
JSD (Juris Science Doctor) -PHD in Law-, Stanford Law School, part-time.	2004-2013	Stanford, California, US & Buenos Aires, Argentina
JSM (Juris Science Master), Stanford Law School, full-time.	2003-2004	Stanford, California, US
LLM (Master in Laws), Columbia Law School, full-time.	1999-2000	New York, New York, US
Lawyer (Abogada), Universidad de Buenos Aires, full-time.	1990-1994	Buenos Aires, Argentina

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NOTE: Please briefly list ALL RELEVANT professional positions held in the area of human rights, beginning with the candidate's current (most recent) occupation. Also indicate whether positions held were full-time or part-time. If space in the table is insufficient, more than one position may be listed in a single row below, separating them by a blank line.

Name of employer, functional title, main functions of position, full- or part-time:	Years of work (provide a range from-to, for example 1999-2005; for ongoing activities, please put e.g. 2018-present):	Place and country:
Universidad Torcuato Di Tella, School of Law Associate Professor and Researcher. Professor, by courtesy, School of Government's Master in Public Policy. Director of research teams on gender and human rights; health, food and environmental rights; comparative constitutional law; and law and society. Undergraduate and postgraduate courses on Constitutional Law; Reproductive Justice; Gender, Law and Public Policy; Gender, Law and Society; Law and Society; Law and Public Policy. Research funding and fellowship provided by World Bank, UNFPA, FAO, IDRC, Norwegian Research Funding, Fundación Santander, Center for Justice for the Americas (CEJAS), and Red Alas/Ford Foundation Gender Program. Tenured position. Full-time.	2016-present	Buenos Aires, Argentina
Consejo Nacional de Investigaciones Científicas y Tecnológicas (CONICET) -National Research Foundation of Argentina-, Adjunct researcher, tenured position, full-time, based at Universidad Torcuato Di Tella.	Admitted 2014	Buenos Aires, Argentina
Universidad de Palermo, Professor of Law and researcher. Head of research team working on comparative law, gender institutions; and gender, health and human rights. Provided technical assistance to the National Ministry of Health, the Women's Office of the Supreme Court; the Supreme Court of the Province of Buenos Aires; and the Gender Observatory of the Judicial Council of the City of Buenos Aires. Full-time	2013-2016	Buenos Aires, Argentina

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Universidad de San Andrés, Professor of Law and researcher. Member of the founding team of the Law Program. Taught undergraduate courses on Law and Institutions; Constitutional Law; Gender and the Law; and Law and Society. Conducted research projects on the judicialization of health and gender and constitutional law. Full-time.	2006-2013	Buenos Aires, Argentina
Centro de Estudio de Estado y Sociedad (CEDES), Adjunct Researcher. Lead of legal research team on health and reproductive rights. Conducted empirical and legal research on access to reproductive health, priority setting in reproductive health, adolescents rights, adolescents and parenthood, abortion laws and regulation, human rights and health policy. Trained health professional and public policy makers on health, gender and human rights. Projects funded by Safe Abortion Fund IPPF, Ford Foundation, National Ministry of Health, PAHO, IDRC and UNFPA.	2007-2013	Buenos Aires, Argentina
Universidad de Palermo, Professor of Law and researcher. Conducted research on gender and public law, theories of justice, access to justice and pro bono work. Several research projects funded by the Ford Foundation. Taught graduate and undergraduate courses on gender and constitutional rights, theories of justice, empirical studies of law, and private law. Full-time.	2000-2006	Buenos Aires, Argentina
Lawyer, Klein & Franco, Abogados. Assisted senior lawyers in contract and corporate law matters. Worked on M&A, oil and gas, and other international business transactions.	1995-2000	Buenos Aires, Argentina

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**VII. COMPLIANCE WITH ETHICS AND INTEGRITY PROVISIONS
(of Human Rights Council resolution 5/1)**

To be completed by the candidate or by the nominating entity on the candidate's behalf.

1. To your knowledge, does the candidate have any official, professional, personal, or financial relationships that might cause the candidate to limit the extent of inquiries, to limit disclosure, or to weaken or slant findings in any way? If yes, please explain.

No, I do not have any official, professional, personal or financial relationship that might cause me to limit the extent of inquiries, to limit disclosure, or to weaken or slant findings in any way.

2. Are there any factors that could either directly or indirectly influence, pressure, threaten, or otherwise affect the candidate's ability to act independently in discharging the mandate? If yes, please explain:

No, there are no factors that could either directly or indirectly influence, pressure, threaten, or otherwise affect my ability to act independently in discharging the mandate.

3. Is there any reason, currently or in the past, that could call into question the candidate's moral authority and credibility or does the candidate hold any views or opinions that could prejudice the manner in which the candidate discharges the mandate? If yes, please explain:

No, there is no reason that could call into question my moral authority and credibility. I do not hold any view or opinion that could prejudice the manner in which I discharge the mandate.

4. Does the candidate comply with the provisions in paragraph 44 and 46 of the annex to Human Rights Council resolution 5/1? (Please answer YES if the candidate complies, NO if the candidate does not comply, together with an explanation.)

Para. 44: The principle of non-accumulation of human rights functions at a time shall be respected.

Para. 46: Individuals holding decision-making positions in Government or in any other organization or entity which may give rise to a conflict of interest with the responsibilities inherent to the mandate shall be excluded. Mandate holders will act in their personal capacity.

Yes, I comply with the provisions in paragraph 44 and 46 of the annex to the Human Rights Council resolution 5/1.

5. Should the candidate be appointed as a mandate holder, the candidate will have to take measures to comply with paragraphs 44 and 46 of the annex to Council resolution 5/1. In the event that the current occupation or activity, even if unpaid, of the candidate may give rise to a conflict of interest (e.g. if a candidate holds a decision-making position in Government) and/or there is an accumulation of human rights functions (e.g. as a member of another human rights mechanism at the international, regional or national level), necessary measures could include

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relinquishing positions, occupations or activities. If applicable, please indicate the measures the candidate will take.

Not applicable.

VIII. CERTIFY AND SUBMIT APPLICATION

To be completed by the candidate or by the nominating entity on the candidate's behalf. The candidate's name below should match how it is entered on the first page of the form and in the online survey.

I hereby certify that all of the statements made in this application are true, complete and are made in good faith. I understand that falsifying or intentionally withholding information will be grounds for not being selected or appointed or the withdrawal of any proposed appointment or, if an appointment has been made and accepted, for its immediate cancellation or termination.

Kindly note that whilst no changes can be made after this application form has been submitted and the deadline for applications has expired, any relevant change of current occupation, employment, or position, or any other relevant fact or circumstance should be brought to the attention of the secretariat by email (hrcspecialprocedures@ohchr.org).

Please review the application before you insert your name and date to indicate your agreement.

Name: Paola Bergallo

Date: July 29th, 2020
