

SECOND PART: APPLICATION FORM IN WORD FORMAT
Special Rapporteur on the human rights of migrants [[HRC res. 26/19](#)]
*Appointment to be made by the Human Rights Council at the 35th session
of the Human Rights Council (6 to 23 June 2017)*

How to apply:

The entire application process consists of two parts: **1. online survey** and **2. application form in Word format**. Both parts and all sections of the application form need to be completed and received by the Secretariat before the expiration of the deadline.

First part: Online survey (<http://ohchr-survey.unog.ch/index.php/412731?lang=en>) 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.

Second part: Application form in Word can be downloaded from <http://www.ohchr.org/EN/HRBodies/SP/Pages/HRC35.aspx> by clicking on the mandate. It should be fully completed and saved in Word format and then submitted as an attachment by e-mail. Information provided in this form includes a motivation letter of maximum 600 words. The application form should be completed in English only. It will be used as received to prepare the public list of candidates who applied for each vacancy and will also be posted as received on the OHCHR public website.

Once fully completed (including Section VII), the application form in Word should be submitted to hrcspecialprocedures@ohchr.org (by e-mail). A maximum of up to three reference letters (optional) can be attached in Word or pdf format to the e-mail prior to the expiration of the deadline. No additional documents, such as CVs, resumes, or supplementary reference letters beyond the first three received will be accepted.

Please note that for Working Group appointments, only citizens of States belonging to the specific regional group are eligible. Please refer to the list of United Nations regional groups of Member States at <http://www.un.org/depts/DGACM/RegionalGroups.shtml>

- **APPLICATION DEADLINE: 30 MARCH 2017 (12 NOON GREENWICH MEAN TIME / GMT)**
- **No incomplete or late applications will be accepted.**
- **Shortlisted candidates will be interviewed at a later stage.**

General description of the selection process is available at <http://www.ohchr.org/EN/HRBodies/SP/Pages/Nominations.aspx>

In case of technical difficulties, or if encountering problems with accessing or completing the forms, you may contact the Secretariat by e-mail at hrcspecialprocedures@ohchr.org or fax at + 41 22 917 9008.

You will receive an acknowledgment e-mail 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 e-mail.

Thank you for your interest in the work of the Human Rights Council.

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I. PERSONAL DATA

1. Family name: CORCUERA CABEZUT	6. Year of birth: 1960
2. First name: Santiago	7. Place of birth: Mexico City
3. Maiden name (if any):	8. Nationality (please indicate the nationality that will appear on the public list of candidates): Mexican
4. Middle name:	9. Any other nationality:
5. Sex: Male	

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.)

Law degree at the Universidad Iberoamericana, A.C., Mexico City. Admitted as an attorney at law based on professional examination taken on September 10, 1982. Master of Law (LLM) University of Cambridge, England; Member of Queens' College, 1983.

Mr. Corcuera was Dean of the Law School of Universidad Iberoamericana during the period of 1996-1997.

At the same University he has served as coordinator of a Masters degree programme and other academic responsibilities. He has lectured law at undergraduate and masters level in areas of constitutional and international law of human rights and related areas. He was a Visiting Fellow at the Lauterpacht Research Centre of International Law, at the University of Cambridge during the period of 1997-1998, where he conducted research on International Law of Human Rights.

Fluent in English and Spanish languages.

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. (Please state how this was acquired.)

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Proven work experience in the field of human rights. (Please state years of experience.)

2004 – 2010. Expert Member of the Working Group on Enforced or Involuntary Disappearances of the United Nations Human Rights Council.

Chairperson Rapporteur of the Working Group on Enforced or Involuntary Disappearances (2006 – 2009).

2009 – 2010. Chairperson of the Coordination Committee of Special Procedures of Human Rights Council of the United Nations.

2004. Member of the Committee of Experts of the United Nations High Commissioner for Refugees (UNHCR) for the commemoration of the 20th Anniversary of the Cartagena Declaration on Refugees. The members of the committee were Antonio A. Cançado Trindade –Brasil-, Jorge Santisteban–Peru-, Leonardo Franco –Argentina- and Santiago Corcuera –Mexico.

2008 – 2012. Commissioner at the International Commission of Jurists.

2013 – 2017. Member of the Committee against Enforced Disappearances of the United Nations,

Chairperson of the Committee against Enforced Disappearances (2016 - 2017)

3. ESTABLISHED COMPETENCE (200 words)

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

1995 – 1997. Vice President of International Affairs at the Mexican Commission of Human Rights (NGO).

January 2001 - 2011. Member of the Consultative Board of the Commission of Human Rights of Mexico City (Human Rights National Institution).

2002. Medal "University Merit" granted by Universidad Iberoamericana.

2004. Member of the Committee of Experts of the United Nations High Commissioner for Refugees (UNHCR) for the commemoration of the 20th Anniversary of the Cartagena Declaration on Refugees.

2004 - 2010. Expert Member of the Working Group on Enforced or Involuntary Disappearance of the United Nations Commission on Human Rights. In August 2006 he was elected Chairman Rapporteur of the Working Group for a three year period.

Commissioner (since January 2008) of the International Commission of Jurists.

2011 – to date. Member of the Consultative Board for Mexican Chapter of Article 19.

2013- to date Member of the Consultative Assembly of the National Board against Discrimination (Mexico).

2013 to date. Member of the Committee on Enforced Disappearances of the United Nations. Elected Chairperson of the Committee on October 3derec, 2016

Expert appointed by the Victims in the Case Rosendo Radilla v. Mexico before the Inter American Court of Human Rights.

Leading Counsel to the Victim in the case Jorge Castañeda v. Mexico before the Inter American Commission and Court of Human Rights

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4. PUBLICATIONS OR PUBLIC STATEMENTS

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

4.1 **Enter three publications in relation to the mandate for which you are applying in the order of relevance:**

1. Title of publication: International Migrants' Human Rights Law – An Overview

Journal/Publisher: De Legibus, Magazine of The Harvard Law School Association of Mexico

Date of publication: Year 5, number 5, 2006

Web link, if available:

2. Title of publication: Reflections on the application of the extended definition of refugee of the Cartagena Declaration in individual refugee status determination procedures

Journal/Publisher: UNHCR/ACNUR

Date of publication: 2004

Web link, if available:

www.acnur.org/t3/fileadmin/Documentos/Publicaciones/2012/8996.pdf

3. Title of publication: Chapter regarding expulsion of migrants under Mexican and International Human Rights law contained in the book Derecho Constitucional y Derecho Internacional de los Derechos Humanos.

Journal/Publisher: Oxford University Press

Date of publication: 2001

Web link, if available:

If more than three publications, kindly summarize (200 words): Other numerous publications regarding human rights law in various areas that are related to rights of migrants and enforced disappearances, refugees, trafficking in persons, etc.

4.2 **Enter three public statements or pronouncements made or events that you may have participated in relation to the mandate for which you are applying in the order of relevance:**

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

Petition to the Supreme Court of Justice of Mexico to assess the legality of detention of migrants, due process of law and related aspects of the rights of migrants in Mexican territory.

Event organizer: Comisión Mesoamericana de Juristas, A.C.

Date on which public statement/pronouncement made: August 27, 2014

Web link, if available: <http://cmjuristas.org/comunicados-de-prensa/>

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

Constitutional Reform on the right to seek asilum

Event organizer: Senate of the Republic of Mexico

Date on which public statement/pronouncement made: May 2, 2016

Web link, if available:

<http://comunicacion.senado.gob.mx/index.php/informacion/boletines/28487-destacan-que-reforma-al-articulo-11-constitucional-da-liderazgo-a-mexico-en-defensa-del-derecho-al-asilo.html>

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

Presentation of documentary on enforced disappearances of migrants

Event organizer:

Date on which public statement/pronouncement made: Commission of Human Rights of Mexico City

Web link, if available: <http://cdhdf.org.mx/2013/10/tragedia-humanitaria-la-desaparicion-de-los-migrantes-santiago-corcuera/>

If more than three, kindly summarize (200 words): Mr. Corcuera frequently participates in activities regarding the rights of migrants and accompanies NGOs in their pronouncements.

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".

Mr. Corcuera has served as a member of the Working Group on Enforced and Involuntary Disappearances and of the Committee on Enforced Disappearances and has always been able to attend the sessions and missions. His legal practice enables him to have broad readiness and availability to perform the function as special rapporteur and conduct the missions that may be necessary to the countries that could extend an invitation for the same. He will also be able to travel to Geneva and New York City to participate in the annual meeting of mandate holders of the Special Procedures, participate in the sessions of the General Assembly to render his respective report, as

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well as before the UN Human Rights Council. He has availability and experience in drafting special procedures reports and engaging with the various stakeholders. He can dedicate at least three months a year to the work of the mandate.

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III. MOTIVATION LETTER (600 word limit, must be included below and not in a separate e-mail or as an attachment)

(Text provided by the candidate)

Excellencies,

I hereby respectfully express my firm intention and resolution to be considered for election as Special Rapporteur on the human rights of migrants. I was encouraged by various stakeholders to accept the nomination contained in this document. After serene consideration, I have accepted to participate in this process, based on my conviction that I can serve the mandate independently and impartially, with the knowledge and experience that I have gathered over the years in the field of international human rights law and practice, particularly in numerous fields directly and indirectly connected to the protection and promotion of the rights of migrants, including asylum seekers. The questionnaire shows the knowledge and experience I have in the field over the last 15 years.

The current migration crisis in most parts of the world, which has reached levels only comparable to the one that Europe suffered during and after World War II, motivates me to deploy all my capabilities as special rapporteur, if I were to have the honor to be elected by the UN Human Rights Council. I am convinced that the role played by Special Procedures Mandate Holders is essential in providing creative solutions to human rights crisis situations. This is particularly the case in the area of migrants' human rights. The reason for this, is that, unlike other areas where a treaty on the respective field has reached high levels of universality, the Convention on the Protection of the Rights of All Migrant Workers and Members of their Families of 1990 has only 50 State parties. Furthermore, the Committee in charge of monitoring compliance of the Conventions not yet able to consider individual complaints or communications, since not even 10 States have accepted this procedure in accordance with article 77 of the Convention. Thus, the role of the Special Rapporteur on the rights of migrants is predominant over other mandates, since its competence to overview the situation of migrants is global, and may provide constructive and positive observations to governments of countries that are not parties to the Convention. One extremely important factor that should be considered by the new rapporteur is to improve and deepen the cooperation with other mandates which have an impact on the rights of migrants. That is the case, inter alia, of trafficking in persons and enforced disappearances. My knowledge and experience in those fields may be an important asset for the efficient performance of the mandate.

I have extensive knowledge of the United Nations Human Rights system, since 2004 when I was elected member of the Working Group on Enforced or Involuntary Disappearances for six years. and had the honour to be its Chairperson for three years. I also was the Chairperson of the Coordination Committee of the Special Procedures of the UN Human Rights Council in 2009-2010. I have been a member of the Committee on Enforced Disappearances since 2013 and its Chairperson since 2016, and my mandate expires in June 2017. These functions have given deep internal knowledge of the system. I understand the challenges that a UN human rights independent expert

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has to face in the performance of the duties, and I fully realize the high responsibility derived therefrom.

Based on the above, I once again wish to express my firm intention and resolution to be considered for election as Special Rapporteur on the human rights of migrants and also would like to express my gratitude for being considered as a candidate to hold such a high responsibility, giving you the assurance that I would deploy my best efforts to make a difference and an important contribution to the United Nations human rights work.

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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: **No** If yes,

Read: Easily or not easily:
Write: Easily or not easily:
Speak: Easily or not easily:

Russian: Yes or 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 type of degree, subject, and whether full or part-time, ex. *Masters in law, University of xxx, part-time*).

Name of degree and name of academic institution, full or part-time:	Years of attendance (provide a range from-to, for example 1999-2003):	Place and country:
Law Degree: Admitted as an attorney at law based on professional examination taken on September 10, 1982. Thesis name: Freedom of Thought – Some jus philosophical and constitutional aspects	1978-1982	Mexico
Master of Law (LLM): University of Cambridge, England; Member of Queens’ College.	1982-1983	United Kingdom

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VI. EMPLOYMENT RECORD

NOTE: Please briefly list ALL RELEVANT professional positions held in the area of human rights, beginning with your current occupation. Also indicate whether positions held were not full-time.

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):	Place and country:
Partner at Curtis, Mallet-Prevost, Colt & Mosle, S.C.	2007 to date	Mexico City
Coordinator of Masters Degree in Human Rights	2000-2005	Mexico City
Coordinator of the Human Rights Programme of Universidad Iberoamericana, Mexico City.	1998-2002	Mexico City
Dean of the Law School at the Universidad Iberoamericana, A.C.	1996-1997	Mexico

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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 his/her behalf.

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

No

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 his/her mandate? If yes, please explain:

No

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 she/he discharges his mandate? If yes, please explain:

No

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 you comply, NO if you do 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

5. Should the candidate be appointed as a mandate holder, he/she 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 relinquishing positions, occupations or activities. If applicable, please indicate the measures the candidate will take.

Not applicable. The candidate will end his mandate as a member of a treaty body on June 30, 2017, His position as partner of a law firm would not place him in any of the

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circumstances described and he would not accept any position in the government of his country or any other government while holding the mandate.

VIII. CERTIFY AND SUBMIT APPLICATION
To be completed by the candidate or by the nominating entity on his/her behalf.

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 e-mail (hrcspecialprocedures@ohchr.org).

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

Name: José Antonio Guevara Bermudez. President Comisión Mesoamericana de Juristas; e mail: ja_guevara1@me.com

Date: 29th March, 2017
