

# COALITION PROVISIONAL AUTHORITY ORDER NUMBER 60

## MINISTRY OF HUMAN RIGHTS

*Pursuant* to my authority as Administrator of the Coalition Provisional Authority (CPA), and under the laws and usages of war, and consistent with relevant U.N. Security Council resolutions, including Resolutions 1483 and 1511 (2003),

*Recognizing* that the Iraqi people have long suffered from terrible abuses of their fundamental human rights and fundamental freedoms; and that the implementation of the rule of law and a system of protection for human rights and fundamental freedoms, as well as the adoption of international standards of human rights and the revival of traditional Iraqi standards of humane treatment are vital to Iraq's social and political stability,

*Furthering* the purposes of the Governing Council to create a ministry responsible for addressing past human rights atrocities and safeguarding the human rights and fundamental freedoms of all persons within the territory of Iraq in the future,

*Recalling* CPA Memorandum Number 6, publishing the appointment of the Interim Minister of Human Rights, and

*Recognizing* the obligations assumed by Iraq under international human rights treaties to which it is party, including the International Covenant on Civil and Political Rights, the Convention on the Elimination of All Forms of Racial Discrimination, the Convention on the Elimination of All Forms of Discrimination Against Woman, and the Convention on the Rights of the Child,

I hereby promulgate the following:

### **Section 1 Establishment**

- 1) The Ministry of Human Rights (MOHR) is hereby established.
- 2) All acts and decisions by the interim Minister of Human Rights (hereinafter "interim Minister") in connection with this office and within his authority, together with all acts and decisions by the Ministry made within its authority from its appointment by the Governing Council on September 3, 2003, are hereby ratified. For the purposes of this ratification, the Ministry of Human Rights is deemed to have been established on September 3, 2003.

## **Section 2 Functions**

- 1) The MOHR shall work to establish, through appropriate programs, services, initiatives, and studies, conditions conducive to the protection of human rights and fundamental freedoms in Iraq, and the prevention of human rights violations in Iraq.
- 2) The MOHR shall make formal recommendations regarding the establishment of new institutions, or the effective operation and reform of present institutions, as deemed necessary to prevent human rights violations in Iraq.
- 3) The MOHR shall establish programs to assist all the people of Iraq and Iraqi society in general in healing from the atrocities committed by the Ba`athist regime to include appropriate cooperation with the Iraqi Special tribunal or other judicial institutions. This shall include requesting and coordinating appropriate support from the CPA, Coalition Forces and non-governmental agencies.
- 4) The MOHR shall develop policies and implement programs as may be necessary to give effect to this Order.
- 5) The MOHR shall be the focal point in the transitional Iraqi administration for relations with the United Nations High Commissioner for Human Rights, the United Nations Commission on the Status of Women and other international, national, and nongovernmental organizations promoting human rights.
- 6) The MOHR shall provide advice to lawmakers on whether proposed legislation is consistent with international human rights law, including the obligations Iraq has assumed pursuant to international human rights treaties it has ratified.

## **Section 3 Organization**

- 1) The interim Minister shall organize the MOHR into such divisions and departments as he deems necessary and appropriate. The interim Minister shall ensure, at a minimum, that programs and policies are developed and implemented to address the atrocities committed by the Ba`athist regime; that institutions are in place and operating to protect the fundamental rights of all the people of Iraq, including women and children; that these institutions receive the support required to achieve their goals; that the Iraqi people are educated and knowledgeable on fundamental human rights, including the standards and norms of international human rights law; and that Iraq takes an active role in initiating a regional and international dialogue on human rights issues.

- 2) The interim Minister shall ensure, at a minimum, that the following administrative needs of the new MOHR are accomplished: hiring and training qualified personnel; developing a finance department; nominating an Inspector General and a senior Ministry legal advisor; establishing at least one Ministry facility; and creating an information and technology management office and a press relations office.
- 3) The interim Minister may establish a consultative body comprised of representatives from other Ministries to coordinate on policies and programs relating to human rights and fundamental freedoms of all persons in Iraq and to ensure that new legislation is adopted taking into account the obligations that Iraq has assumed pursuant to the international human rights treaties it has ratified.
- 4) The interim Minister may set up such regional offices as he deems necessary and appropriate to facilitate, implement, and coordinate the work of the MOHR at the local level.

#### **Section 4 Personnel and Administration**

- 1) The MOHR may hire and employ personnel in accordance with Iraqi law, as amended by CPA Orders and Memoranda, and subject to established budget constraints. Such hiring shall be consistent with CPA Order Number 1 and any authorized implementation thereof.
- 2) Salaries of MOHR personnel shall conform to the salary structure applicable to Iraqi government employees.

#### **Section 5 Property**

In accordance with CPA Order No. 9, Management and Use of Iraqi Public Property (June 8, 2003), the MOHR shall be granted the use of properties needed to accomplish its missions.

#### **Section 6 Budget**

The MOHR shall coordinate with the Ministry of Finance regarding its budget.

**Section 7**  
**Administrative Instructions**

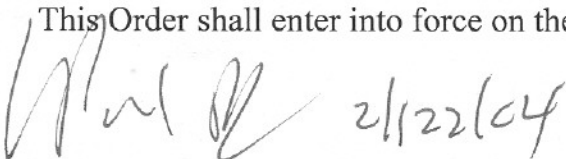
The interim Minister, in consultation with the CPA Senior Advisor for Human Rights, may issue administrative instructions prescribing all matters necessary for carrying out the duties described under this Order. These instructions must not be inconsistent with any CPA Order, Regulation or Memorandum, or any Iraqi law or obligation assumed by Iraq under international human rights instruments to which it is party.

**Section 8**  
**Durability and Precedence**

This order will remain in force unless repealed by the Administrator or superseded by legislation issued by an internationally recognized Iraq government. This order shall take precedence over all other laws and publications to the extent such other laws and publications are inconsistent.

**Section 9**  
**Entry into Force**

This Order shall enter into force on the date of signature.

A handwritten signature in black ink, followed by the date "2/12/04". The signature is cursive and appears to read "L. Paul Bremer".

L. Paul Bremer, Administrator  
Coalition Provisional Authority