



Draft Resolution on Rule of “Law and Judicial Empowerment”

**SC- Political/Draft Res/2017/03
15 March 2017**

Recalling the principles of the Charter of the United Nations, which are indispensable foundations for a more peaceful, prosperous and a conflict free world;

Recognizing that the rule of law is essential for all states equally, and respect for and promotion of the rule of law and justice are the guiding principles for every state;

Further recognizing that all persons, institutions and entities, public and private, have a right to be accorded equal protection of the law and to be treated in accordance with the law, without any discrimination;

Recommending all members States Reaffirming the duty of all Member States to settle their international disputes through peaceful means, including, negotiation, dialogue, mediation, conciliation, arbitration and judicial settlement;

Further reaffirming that the rule of law is and the protection of human rights can realize through the empowerment of the judiciary;

Convinced that the rule of law and sustainable development are inextricably linked and mutually reinforcing, and are an essential prerequisite for the realization of all human rights and fundamental freedoms;

We, the members of the Asian Parliamentary Assembly

1. **Stress** the importance of civilian capacity development through rule of law;
2. **Stress** the importance of institutional strengthening by maintaining the rule of law;
3. **Urge** Member Parliaments to ensure compliance with international humanitarian laws, as they are an indispensable prerequisite for improving the situation of victims of armed conflict, through enactment of appropriate legislation and development of oversight mechanisms;
4. **Commit** to ensure that impunity is not tolerated for genocide, war crimes and crimes against humanity or for violations of international humanitarian law and gross violations of human rights law, based on the principles of shared responsibility and non-interference of States in the internal affairs of other States,

in accordance with international law;

5. **Encourage** the promotion of a system of justice which incorporates the full range of judicial and non-judicial measures to ensure accountability, justice, provide remedies to victims, reconciliation, and establish independent oversight;
6. **Reiterate** our strong and unequivocal condemnation of terrorism and extremism in all its forms and manifestations, committed by whomever, wherever and for whatever purposes, as it constitutes one of the most serious threats to the rule of Law; and
7. **Emphasize** the importance of our continued efforts for promotion of the rule of law in all its aspects, and to take steps to strengthen the rule of law for realization of peace and security, human rights and development.