

MAR 13 2013

SENATE RESOLUTION

ADOPTING THE INTERNATIONAL LABOR ORGANIZATION CONVENTION 169
CONCERNING INDIGENOUS AND TRIBAL PEOPLES IN INDEPENDENT
COUNTRIES.

1 WHEREAS, Hawaii recognized the significance of indigenous
2 peoples' rights with the adoption of the United Nations
3 Declaration on the Rights of Indigenous Peoples in 2005, two
4 years ahead of its adoption at the United Nations General
5 Assembly on September 13, 2007; and
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7 WHEREAS, indigenous peoples have suffered from
8 marginalization, stigmatization, and discrimination throughout
9 time, mostly by their colonizing powers; and
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11 WHEREAS, since the 1950s a greater understanding and
12 awareness of the dire situations indigenous peoples often face
13 have emerged, and specialized bodies have been created in order
14 to effectively tackle the problems faced by indigenous peoples;
15 and
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17 WHEREAS, one example of such efforts is the 1989 Convention
18 169 adopted by the International Labor Organization (ILO)
19 concerning the Indigenous and Tribal Peoples in Independent
20 Countries, which revised the outdated 1957 Convention on the
21 same issue; and
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23 WHEREAS, only nineteen member states of the ILO have signed
24 and ratified this Convention, even though the Convention
25 outlines a large number of rights which are perceived as normal
26 to non-indigenous citizens; and
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28 WHEREAS, the people of Hawaii have come together to protect
29 and promote the human rights of the indigenous peoples of
30 Hawaii, the Kanaka Maoli; and
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32 WHEREAS, over the years the Legislature has been committed
33 to perpetuating the culture, language, practices, and beliefs of
34 the Kanaka Maoli; and
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1 WHEREAS, the tools to defend such rights should be
2 reflected upon as positive benchmarks for Hawaii as we move
3 forward; now, therefore,
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5 BE IT RESOLVED by the Senate of the Twenty-seventh
6 Legislature of the State of Hawaii, Regular Session of 2013,
7 that this body urges Hawaii to adopt ILO Convention 169
8 Concerning Indigenous and Tribal Peoples in Independent
9 Countries; and
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11 BE IT FURTHER RESOLVED that Hawaii and the international
12 community at large are urged to consult the indigenous and
13 tribal peoples concerned when considering legislative or
14 administrative measures that may directly affect them, as
15 mandated under Article 6 of ILO Convention 169; and
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17 BE IT FURTHER RESOLVED that Hawaii and the international
18 community at large are urged to grant indigenous and tribal
19 peoples in independent countries ownership and possession over
20 lands and natural resources which they traditionally occupy, as
21 mandated under Article 14 of ILO Convention 169; and
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23 BE IT FURTHER RESOLVED that this body urges the President
24 of the United States to sign and request the timely ratification
25 of ILO Convention 169; and
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27 BE IT FURTHER RESOLVED that certified copies of this
28 Resolution be transmitted to the United Nations Secretary
29 General, United Nations High Commissioner for Human Rights,
30 International Labor Organization, members of Hawaii's
31 Congressional delegation, Secretary of State, and Secretary of
32 Labor.
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OFFERED BY: 



