

Recommendations

ENFORCED DISAPPEARANCES

Enforced disappearances; International Convention for the Protection of All Persons against Enforced Disappearance; Treaty bodies and Special Procedures

Session 1 (7-18 April 2008), Session 2 (5-19 May 2008), and Session 3 (1-15 December 2008)

In this document are contained all the recommendations made on enforced disappearances during session 1, 2 and 3 of the UPR and mentioned in Section II "Conclusions and/or recommendations" of the Reports of the Working Group:

ALBANIA

- **To Japan – A/HRC/8/44**

- To consider ratifying/ratify the First OP-ICCPR and the Second OP-ICCPR, the OP-CAT, the OP-CEDAW, and the International Convention on the Protection of All Persons from Enforced Disappearance

- **To France – A/HRC/8/47**

- To complete the domestic process in order to ratify the International Convention on the Protection of All Persons from Enforced Disappearance as soon as possible

ARGENTINA

- **To Romania – A/HRC/8/49**

- To ratify the Convention for the Protection of All Persons against Enforced Disappearance

- **To Burundi – A/HRC/10/71**

- To consider ratifying the International Convention for the Protection of All Persons from Enforced Disappearance and accept the competence of the relevant committee

- **To Luxembourg – A/HRC/10/72**

- To consider ratifying the International Convention for the Protection of All Persons from Enforced Disappearance recognize the competence of the Committee on Enforced Disappearances

- **To Israel – A/HRC/10/76**

- To consider the possibility of signing and ratifying the International Convention for the Protection of All Persons from Enforced Disappearance and accept the competence of its Committee

- **To Liechtenstein – A/HRC/10/77**

- To ratify the Convention for the Protection of All Persons from Enforced Disappearance and accept the jurisdiction of the Committee on Forced Disappearances

- **To Colombia – A/HRC/10/82**

- To consider the possibility of ratifying the International Convention for the Protection of All Persons from Enforced Disappearance

- To accept the jurisdiction of the Committee related to the International Convention for the Protection of All Persons from Enforced Disappearance

<u>BRAZIL</u>

- **To Pakistan – A/HRC/8/42**

- To ratify the International Convention for the Protection of All Persons from Enforced Disappearance

- **To Luxembourg – A/HRC/10/72**

- To consider ratifying the International Convention for the Protection of All Persons from Enforced Disappearance

- **To Serbia – A/HRC/10/78**

- To consider ratifying the International Convention for the Protection of All Persons from Enforced Disappearance

- **To Turkmenistan – A/HRC/10/79**

- To consider ratifying the Convention for the Protection of all Persons against Enforced Disappearance and the Optional Protocol to the Convention on the Elimination of All Forms of Discrimination against Women

- **To Cape Verde – A/HRC/10/81**

- To consider ratifying the Rome Statute of the International Criminal Court, the Convention for the Protection of All Persons against Enforced Disappearance, the Convention on the Rights of Persons with Disabilities and the Optional Protocols to the Convention against Torture and the Convention on the Elimination of All Forms of Discrimination against Women

<u>CANADA</u>

- **To Peru – A/HRC/8/37**

- To promptly, impartially and thoroughly investigate all reports of acts of torture and ill-treatment, and torture and forced disappearance perpetrated by agents of the State, ensuring that the military criminal justice system does not carry out these investigations, and take further efforts to ensure that those who report acts of torture or ill-treatment are protected from intimidation and reprisals and to implement the recommendations of the Committee against Torture made in this regard

- **To Guatemala – A/HRC/8/38**

- To take measures to address impunity and investigate and prosecute cases of enforced disappearances and torture

- **To Colombia – A/HRC/10/82**

- To fully prosecute extrajudicial killings, enforced disappearances and forced displacements and take strong action to stop their occurrence

<u>CUBA</u>

- **To Colombia – A/HRC/10/82**

- To consider the timely ratification of the Convention on Enforced Disappearance

<u>CZECH REPUBLIC</u>

- **To Sri Lanka – A/HRC/8/46**

- To adopt measures to strengthen the rule of law; prevent human rights violations, including enforced disappearances, extrajudicial executions and torture; ensure punishment of those responsible; and include, inter alia, systematic review of all detention areas; establish an independent complaint mechanism in prisons, and prompt, impartial investigation into allegations of torture as well as protection for witnesses and others alleging torture or ill-treatment against reprisals, intimidation and threats

<u>FRANCE</u>

- **To Bahrain - A/HRC/8/19**

- To sign the Convention on Enforced Disappearances

- **To the United Kingdom - A/HRC/8/25**

- To reflect upon and consider setting a date for signing the International Convention on the Protection of All Persons from Enforced Disappearance

- **To Algeria - A/HRC/8/29**

- To take steps to ratify the International Convention for the Protection of All Persons from Enforced Disappearance.

- **To Poland - A/HRC/8/30**

- To set a date for the ratification of the International Convention for the Protection of All Persons from Enforced Disappearance

- **To the Netherlands - A/HRC/8/31**

- To ratify as soon as possible the International Convention on the Protection of All Persons from Enforced Disappearance

- **To South Africa - A/HRC/8/32**

- To sign and ratify the International Convention on the Protection of All Persons from Enforced Disappearance

- **To Czech Republic - A/HRC/8/33**

- To sign and ratify the International Convention on the Protection of All Persons from Enforced Disappearance

- **To Gabon – A/HRC/8/35**
- To sign and ratify the International Convention for the Protection of All Persons from Enforced Disappearance
- **To Peru – A/HRC/8/37**
- To consider signing and ratifying the International Convention for the Protection of All Persons from Enforced Disappearance
- **To Guatemala – A/HRC/8/38**
- To ratify the International Convention on the Protection of All Persons from Enforced Disappearance
- **To South Korea – A/HRC/8/40**
- To sign the International Convention for the Protection of All Persons from Enforced Disappearance
- **To Switzerland – A/HRC/8/41**
- To sign the International Convention for the Protection of All Persons from Enforced Disappearance
- **To Pakistan – A/HRC/8/42**
- To ratify the International Convention for the Protection of All Persons from Enforced Disappearance
- **To Sri Lanka – A/HRC/8/46**
- To sign and ratify the International Convention for the Protection of All persons from Enforced Disappearance
- To adopt measures to shed light on a number of existing enforced disappearances and comply with the request to visit by the Working Group on Enforced or Involuntary Disappearances
- **To Romania – A/HRC/8/49**
- To ratify the Convention for the Protection of All Persons against Enforced Disappearance
- **To Bahamas – A/HRC/10/70**
- To consider the possibility of acceding to the International Convention for the Protection of All Persons from Enforced Disappearance
- **To Burundi – A/HRC/10/71**
- To take all necessary measures to ban secret places of detention, particularly by envisaging the signature and ratification of the International Convention for the Protection of All Persons from Enforced Disappearance
- **To Barbados – A/HRC/10/73**
- To sign and ratify the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and the Optional Protocol thereto, as well as the Convention for the Protection of all Persons against Enforced Disappearance
- **To United Arab Emirates – A/HRC/10/75**
- To sign the International Convention for the Protection of All Persons from Enforced Disappearance

- **To Israel – A/HRC/10/76**

- To consider the possibility of signing and ratifying the International Convention for the Protection of All Persons from Enforced Disappearance and accept the competence of its Committee

HOLY SEE

- **To Sri Lanka – A/HRC/8/46**

- To share the findings of the special bodies created to stop the persistent pattern of enforced disappearances and the measures put into place to address this problem

JAPAN

- **To Sri Lanka – A/HRC/8/46**

- To increase its efforts to further prevent cases of kidnapping, forced disappearances and extrajudicial killings; ensure that all perpetrators are brought to justice; and enhance its capacity in the areas of crime investigations, the judiciary and the NHRC, with the assistance of the international community

LUXEMBOURG

- **To Sri Lanka – A/HRC/8/46**

- To pursue the ongoing inquiries into allegations of violations of children's rights in armed conflict, such as conscriptions and abductions of children anywhere and to adopt vigorous measures to prevent such violations

MEXICO

- **To the Philippines - A/HRC/8/28**

- To sign and ratify the International Convention on the Protection of All Persons from Enforced Disappearance

- **To Peru – A/HRC/8/37**

- To consider signing and ratifying the International Convention for the Protection of All Persons from Enforced Disappearance

- **To Guatemala – A/HRC/8/38**

- To ratify the International Convention on the Protection of All Persons from Enforced Disappearance

- **To Switzerland – A/HRC/8/41**

- To sign the International Convention for the Protection of All Persons from Enforced Disappearance

- **To Pakistan – A/HRC/8/42**

- To ratify the International Convention on the Protection of All Persons from Enforced Disappearance and the 1977 Additional Protocols to the Geneva Conventions

- **To Romania – A/HRC/8/49**

- To ratify the Convention for the Protection of All Persons against Enforced Disappearance, the Convention on the Rights of Persons with Disabilities and the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading or Punishment

- **To Burundi – A/HRC/10/71**

- To consider ratifying the International Convention for the Protection of All Persons from Enforced Disappearance

- **To Liechtenstein – A/HRC/10/77**

- To ratify the Convention for the Protection of All Persons from Enforced Disappearance

- **To Cape Verde – A/HRC/10/81**

- To ratify the Convention for the Protection of All Persons from Enforced Disappearance

- **To Colombia – A/HRC/10/82**

- To consider the ratification of the Convention for the Protection of all Persons against Enforced Disappearance

NETHERLANDS

- **To the Philippines – A/HRC/8/28**

- To provide a follow-up report on efforts and measures to address extrajudicial killings and enforced disappearances, taking into account the recommendations of the Special Rapporteur on extrajudicial, summary or arbitrary executions

NIGERIA

- **To India – A/HRC/8/26**

- To ratify the Convention on Enforced Disappearances

SLOVENIA

- **To the Philippines – A/HRC/8/28**

- To sign and ratify the International Convention on the Protection of All Persons from Enforced Disappearance

SWEDEN

- **To Sri Lanka – A/HRC/8/46**

- To adopt measures to investigate, prosecute and punish those responsible for serious human rights crimes such as enforced disappearances, in accordance with international norms and in a transparent manner

- **To Colombia – A/HRC/10/82**

- To intensify efforts to bring down the high number of enforced disappearances and kidnappings in the country, with particular attention to indigenous human rights defenders

SWITZERLAND

- **To Colombia – A/HRC/10/82**

- To investigate all cases of disappearances and homicides under civil courts and punish those responsible, and to this effect, strengthen the human rights unit of the *Fiscalía General de la Nación*