

Issue Analysis

- Indigenous Peoples - *Sessions 1-8*

Introduction

- The issue of indigenous peoples is not often raised within the context of the Universal Periodic Review.
- A total of 12 States posed advance questions on the issue while 68 States made recommendations.
- Out of 3533 advance questions in sessions 1 to 8, 81 questions concerned indigenous peoples.
- Out of 12385 recommendations in total, 243 focused on indigenous people.
- In order to facilitate further analysis of this issue, a division has been made between questions and recommendations that concern the situation of human rights of indigenous people, questions and recommendations that concern the Special Rapporteur on the Rights and Fundamental Freedoms of Indigenous Peoples and questions and recommendations that concern the ratification of the United Nations Declaration on the Rights of Indigenous Peoples, the ILO Convention No. 169 on Indigenous and Tribal Peoples in Independent Countries as well as national obligations associated with these international instruments.

Analysis

Situation of human rights of indigenous people

- This category contains all questions and recommendations that relate to the situation of the human rights of indigenous people, and any general remarks regarding the issue.
- Out of 81 questions posed on indigenous peoples, 67 of these focused on the situation of the human rights of the indigenous peoples.
- Out of 243 recommendations on indigenous people, 171 recommendations focused on the situation of human rights of the indigenous peoples.
- Questions and recommendations include, for example “What is the situation of indigenous population? How the government plans to reduce the disparity of service in areas such as education, housing, healthcare and fair law enforcement/investigation for indigenous and rural communities?” and “Implement measures aimed at eliminating discrimination against indigenous peoples”.

Top 4 States posing advance written questions on this issue

1. Denmark (17 questions)
2. United Kingdom (13 questions)
3. Sweden, The Netherlands (7 questions)
4. Germany (6 questions)

Top 4 States making recommendations on this issue

1. United Kingdom (8 recommendations)
2. Mexico, Azerbaijan and Austria (7 recommendations each)
3. Malaysia, Switzerland, Denmark, The Netherlands and Bolivia (6 recommendations each)
4. South Africa and Algeria (5 recommendations each)

Special Rapporteur on the Rights and Fundamental Freedoms of Indigenous Peoples

- This category contains all questions and recommendations that relate to the reports made by the Special Rapporteur on the Rights and Fundamental Freedoms of Indigenous Peoples.
- Out of 81 advances written questions, only 4 focused on Special Rapporteur on the rights and Fundamental Freedoms of Indigenous Peoples.
- Out of 243 recommendations on Indigenous Peoples, 11 recommendations focused on the issue of Special Rapporteur.
- Questions and recommendations include, for example, “Would your country consider extending a standing invitation to the Special Rapporteur on Rights and Fundamental Freedoms of Indigenous Peoples all in the future?” or “Agree to the request for visit by the Special Rapporteur on the Rights and Fundamental Freedoms of Indigenous Peoples”.

Top 2 States posing advance written questions on this issue

1. Germany (2 questions)
2. Sweden and Latvia (1 questions each)

Top 2 States making recommendations on this issue

1. Mexico (3 recommendations)
2. Norway, Ireland, Spain, Bolivia, Canada, Denmark, Guatemala and Pakistan (1 recommendation each)

United Nations Declaration on the Rights of Indigenous Peoples, the ILO Convention No. 169 on Indigenous and Tribal Peoples in Independent Countries

- This category contains all questions and recommendations that relate to the United Nations Declaration on the Rights of Indigenous Peoples, the ILO Convention No. 169 on Indigenous and Tribal Peoples in Independent Countries as well as national obligations associated with these international instruments including its signature or ratification, as well as the implementation of States' national obligations according to these documents.
- Out of 81 advance written questions, 10 questions concerned the United Nations Declaration on the Rights of Indigenous Peoples, the ILO Convention No. 169 on Indigenous and Tribal Peoples in Independent Countries
- Out of 243 recommendations on the indigenous peoples, 61 recommendations focus on the Declaration and/or Convention.
- Questions and recommendations urge states to ratify the Convention or to abide by obligations in the convention or Declaration, for example, “Does the government plan to reconsider its stance vis-a-vis the UN Declaration on the Rights of Indigenous Peoples? Or “Consider the ratification of the ILO Convention 169 on Indigenous and Tribal Peoples in Independent Countries”.

Top 2 States posing advance written questions on this issue

1. Denmark (4 questions)

2. United Kingdom (3 questions)

Top 3 States making recommendations on this issue

1. Mexico (14 recommendations)
2. Bolivia and Norway (9 recommendations each)
3. Denmark and Iran (4 recommendations each)