| **Recommendation** | **Position** | **Full list of themes** | **Assessment/comments on level of implementation** |
| --- | --- | --- | --- |
| ***Theme: A12 Acceptance of international norms*** |
| 102.1. Continue its accession process to the core human rights treaties (Azerbaijan);**Source of position:** A/HRC/25/17/Add.1 - Para. 5**Comments:** A/HRC/25/17/Add.1, para. 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43.  | Noted | A12 Acceptance of international norms**Affected persons:**- general |  |
| 102.25. Consider ratifying the Convention on the Prevention and Punishment of the Crime of Genocide (Armenia);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 12**Comments:** A/HRC/25/17/Add.1, para. 12. By means of Act No. XXIV of 2002, the crime of genocide was introduced in the Criminal Code and, therefore, punishable under domestic law.  | Noted | A12 Acceptance of international normsB13 Genocide**Affected persons:**- general |  |
| 102.2. Ratify the Convention for the Protection of All Persons from Enforced Disappearance and establish a national human rights institution which fully complies with the Paris Principles (Tunisia);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 7**Comments:** A/HRC/25/17/Add.1, para. 7: Malta will not be acceding to the Convention for the time being in view of the fact that Malta has not encountered cases of enforced disappearance.  | Noted | A12 Acceptance of international normsD32 Enforced disappearances**Affected persons:**- disappeared persons- general |  |
| 102.3. Ratify the International Convention for the Protection of All Persons from Enforced Disappearance (France);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 7**Comments:** A/HRC/25/17/Add.1, para. 7: Malta will not be acceding to the Convention for the time being in view of the fact that Malta has not encountered cases of enforced disappearance.  | Noted | A12 Acceptance of international normsD32 Enforced disappearances**Affected persons:**- disappeared persons- general |  |
| 102.4. Consider ratifying the International Convention for the Protection of All Persons from Enforced Disappearance (Spain);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 7**Comments:** A/HRC/25/17/Add.1, para. 7: Malta will not be acceding to the Convention for the time being in view of the fact that Malta has not encountered cases of enforced disappearance.  | Noted | A12 Acceptance of international normsD32 Enforced disappearances**Affected persons:**- disappeared persons- general |  |
| 102.5. Continue efforts carried out towards the ratification of CPED (Argentina);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 7**Comments:** A/HRC/25/17/Add.1, para. 7: Malta will not be acceding to the Convention for the time being in view of the fact that Malta has not encountered cases of enforced disappearance.  | Noted | A12 Acceptance of international normsD32 Enforced disappearances**Affected persons:**- disappeared persons- general |  |
| 102.24. Consider ratifying the Optional Protocol to the ICESCR, putting thereby at the same level the protection of these rights with the political and civil rights (Spain);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 11**Comments:** A/HRC/25/17/Add.1, para. 11. Malta is in the process of considering the possibility of putting in place the necessary structures to be able to ratify the Optional Protocols of these Conventions.  | Noted | A12 Acceptance of international normsE1 Economic, social & cultural rights - general measures of implementationB51 Right to an effective remedy**Affected persons:**- general |  |
| 102.14. Ratify the OP-CEDAW (Albania);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 9**Comments:** A/HRC/25/17/Add.1, paras. 5 and 9: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A12 Acceptance of international normsF12 Discrimination against womenB51 Right to an effective remedy**Affected persons:**- women |  |
| 102.15. Accede to OP-CEDAW (Brazil); **Source of position:** A/HRC/25/17/Add.1 - Para. 5, 9**Comments:** A/HRC/25/17/Add.1, paras. 5 and 9: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A12 Acceptance of international normsF12 Discrimination against womenB51 Right to an effective remedy**Affected persons:**- women |  |
| 102.16. Ratify the OP-CEDAW without reservations (Portugal);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 9**Comments:** A/HRC/25/17/Add.1, paras. 5 and 9: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A12 Acceptance of international normsF12 Discrimination against womenB51 Right to an effective remedy**Affected persons:**- women |  |
| 102.17. Consider ra tifying the OP-CEDAW (Belgium) (Spain);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 9**Comments:** A/HRC/25/17/Add.1, paras. 5 and 9: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A12 Acceptance of international normsF12 Discrimination against womenB51 Right to an effective remedy**Affected persons:**- women |  |
| 102.18. Ratify the Optional Protocol to CEDAW as soon as possible (Austria);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 9**Comments:** A/HRC/25/17/Add.1, paras. 5 and 9: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A12 Acceptance of international normsF12 Discrimination against womenB51 Right to an effective remedy**Affected persons:**- women |  |
| 102.19. Accede to the OP-CEDAW as well as review and withdraw the reservations to articles 11, 14, 15 a nd 16 of the CEDAW (Slovenia);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 10**Comments:** A/HRC/25/17/Add.1, paras. 5 and 10: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A12 Acceptance of international normsF12 Discrimination against womenB51 Right to an effective remedyA13 Reservations**Affected persons:**- women |  |
| 102.22. Ratify the third Optional Protocol to the Convention on the Rights of Child on a communications procedure (Montenegro);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 11**Comments:** A/HRC/25/17/Add.1, para. 11. Malta is in the process of considering the possibility of putting in place the necessary structures to be able to ratify the Optional Protocols of these Conventions.  | Noted | A12 Acceptance of international normsF31 Children: definition; general principles; protectionB51 Right to an effective remedy**Affected persons:**- children |  |
| 102.23. Ratify the Optional Protocol to the ICESCR and the Optional Protocol to the Convention on the Rights of the Child on a communications procedure (Portugal);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 11**Comments:** A/HRC/25/17/Add.1, para. 11. Malta is in the process of considering the possibility of putting in place the necessary structures to be able to ratify the Optional Protocols of these Conventions.  | Noted | A12 Acceptance of international normsF31 Children: definition; general principles; protectionB51 Right to an effective remedy**Affected persons:**- general- children |  |
| 102.6. Ratify the International Convention on the Protection of the Rights of All Migrant Workers and Membe rs of Their Families (Nigeria);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 Migrants**Affected persons:**- general- migrants |  |
| 102.8. Consider rat ifying the ICRMW (Philippines);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 Migrants**Affected persons:**- general- migrants |  |
| 102.9. Cons ider acceding to ICRMW (Egypt);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 Migrants**Affected persons:**- general- migrants |  |
| 102.10. Be a pioneer country in ratifying the ICRMW (Indonesia);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 Migrants**Affected persons:**- general- migrants |  |
| 102.11. Accede to the ICRMW (Uruguay);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 Migrants**Affected persons:**- general- migrants |  |
| 102.12. Recognize the competence of the Committee on Migrant Workers (Uruguay);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 Migrants**Affected persons:**- general- migrants |  |
| 102.7. Consider the possibility of ratifying ICRMW and CPED (Ecuador);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 MigrantsD32 Enforced disappearances**Affected persons:**- disappeared persons- general- migrants |  |
| 102.13. Ratify ICRMW, and adopt all necessary measures with the aim of improving the treatment of migrants and asylum seekers (Argentina);**Source of position:** A/HRC/25/17/Add.1 - Para. 6, 8**Comments:** A/HRC/25/17/Add.1, para. 8. Malta does not intend to sign the ICRMW, given that insufficient distinction is made in the Convention between the rights of regular and irregular migrants.  | Noted | A12 Acceptance of international normsG4 MigrantsG5 Refugees & asylum seekers**Affected persons:**- general- migrants- refugees & asylum seekers |  |
| ***Theme: A13 Reservations*** |
| 102.20. Remove the reservations from the CEDAW, incompatible with the principle of equality between men and women and ratify the optional protocol to CEDAW (France);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 10**Comments:** A/HRC/25/17/Add.1, paras. 5 and 10: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A13 ReservationsF12 Discrimination against women**Affected persons:**- women |  |
| 102.21. Withdraw its reservations to CEDAW (Iceland);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 10**Comments:** A/HRC/25/17/Add.1, paras. 5 and 10: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A13 ReservationsF12 Discrimination against women**Affected persons:**- women |  |
| ***Theme: A24 Cooperation with special procedures*** |
| 102.49. Continue to follow up on the implementation of conclusions and recommendations which resulted from the last visit of the Working Group on Arbitrary Detention, in 2009, and consider proposing a new mission by the refer red special procedure (Brazil);**Source of position:** A/HRC/25/17/Add.1 - Para. 51, 53**Comments:** A/HRC/25/17/Add.1, para. 53. Reforms to the detention framework will be introduced in compliance with the re-cast Reception Conditions EU Directive (Directive 2013/33/EU).  | Noted | A24 Cooperation with special procedures**Affected persons:**- general- persons deprived of their liberty |  |
| ***Theme: A41 Constitutional and legislative framework*** |
| 102.43. Continue its legal measures in further safeguarding the implementation of human rights (Azerbaijan);**Source of position:** A/HRC/25/17/Add.1 - Para. 5**Comments:** A/HRC/25/17/Add.1, para. 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43.  | Noted | A41 Constitutional and legislative framework**Affected persons:**- general |  |
| 102.27. Consider aligning its domestic legislations and enacting new laws, as appropriate, in order to fully implement its human rights obligations, particularly those relating to combating trafficking in persons, especially women, girls and children (Philippines);**Source of position:** A/HRC/25/17/Add.1 - Para. 28, 29-33**Comments:** A/HRC/25/17/Add.1, paras. 29-33: 29. Malta is currently implementing its second National Action Plan on Combating Trafficking in Persons, which covers the period January 2013–December 2014. 30. Whilst victim referral arrangements are in place, action is presently ongoing with a view to further improve liaison between stakeholders. 31. Act No. XVIII of 2013 amends Criminal Code provisions relating to human trafficking. The amendments provide for an increase in penalties applicable to human trafficking offences, whilst it introduces new offences, including the offence of knowingly utilising the services of a human trafficking victim. 32. The Act also makes relevant compensation accessible to victims of human trafficking. 33. Inspections are held by the competent Police authorities at premises deemed to be ‘at risk’ from a human trafficking point of view.  | Supported | A41 Constitutional and legislative frameworkD27 Prohibition of slavery, traffickingF33 Children: protection against exploitationF19 Girls**Affected persons:**- general- women- girls |  |
| ***Theme: A45 National Human Rights Institution (NHRI)***  |
| 102.28. Create a national human rights institution fully in conformity with the Paris Principles (Togo);**Source of position:** A/HRC/25/17/Add.1 - Para. 4, 13**Comments:** A/HRC/25/17/Add.1, para. 13. The National Commission for the Promotion of Equality (NCPE) is intended to be widened to become a Commission for Human Rights and Equality.  | Supported | A45 National Human Rights Institution (NHRI)**Affected persons:**- general |  |
| 102.29. Establish a national human rights institution which functions in accordance with the Paris Principles (Costa Rica);**Source of position:** A/HRC/25/17/Add.1 - Para. 4, 13**Comments:** A/HRC/25/17/Add.1, para. 13. The National Commission for the Promotion of Equality (NCPE) is intended to be widened to become a Commission for Human Rights and Equality.  | Supported | A45 National Human Rights Institution (NHRI)**Affected persons:**- general |  |
| 102.30. Establish a national human rights institution in line with the Paris Principles (Nigeria);**Source of position:** A/HRC/25/17/Add.1 - Para. 4, 13**Comments:** A/HRC/25/17/Add.1, para. 13. The National Commission for the Promotion of Equality (NCPE) is intended to be widened to become a Commission for Human Rights and Equality.  | Supported | A45 National Human Rights Institution (NHRI)**Affected persons:**- general |  |
| 102.31. Establish a national human rights institution fully compliant with the P aris Principles (Sierra Leone);**Source of position:** A/HRC/25/17/Add.1 - Para. 4, 13**Comments:** A/HRC/25/17/Add.1, para. 13. The National Commission for the Promotion of Equality (NCPE) is intended to be widened to become a Commission for Human Rights and Equality.  | Supported | A45 National Human Rights Institution (NHRI)**Affected persons:**- general |  |
| 102.32. Establish a national human rights institution in full conformity with the Paris Principles, which coordinates and articulates the work of different specialized bodies with competences over the extensive set of human rights (Uruguay);**Source of position:** A/HRC/25/17/Add.1 - Para. 4, 13**Comments:** A/HRC/25/17/Add.1, para. 13. The National Commission for the Promotion of Equality (NCPE) is intended to be widened to become a Commission for Human Rights and Equality.  | Supported | A45 National Human Rights Institution (NHRI)**Affected persons:**- general |  |
| 102.38. Work towards enhancing the status, powers and functions of the office of the Ombudsman to ensure full compliance with the Paris Principles (Hungary);**Source of position:** A/HRC/25/17/Add.1 - Para. 5, 14**Comments:** A/HRC/25/17/Add.1, paras. 5 and 9: 5. Malta accepts in part recommendations: 102.1, 102.14, 102.15, 102.16, 102.17, 102.18, 102.19, 102.20, 102.21, 102.38, 102.43. 9. The ratification of the Optional Protocol is still under consideration by the Maltese Government. The necessary legal requirements need to be fulfilled before ratification can be carried out.  | Noted | A45 National Human Rights Institution (NHRI)**Affected persons:**- general |  |
| 102.37. Revise the mandate of the Parliamentary Ombudsman to enable it to address racial discrimination in the private sphere and not just racial discrimination involving the government and State entities (Nigeria);**Source of position:** A/HRC/25/17/Add.1 - Para. 36, 38**Comments:** A/HRC/25/17/Add.1, para. 38. The Office of the Ombudsman is by law limited to the investigation of complaints against the public administration and entities and authorities over which the Government has effective control. It cannot investigate complaints in the private sphere.  | Noted | A45 National Human Rights Institution (NHRI)B32 Racial discrimination**Affected persons:**- general- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| ***Theme: A47 Good governance*** |
| 102.39. Strengthen the rule of law and good governance as vital conditions for better protecting and promoting human rights and freedoms (Viet Nam);**Source of position:** A/HRC/25/17/Add.1 - Para. 6 | Noted | A47 Good governance**Affected persons:**- general |  |
| ***Theme: B31 Equality & non-discrimination*** |
| 102.47. Adopt a comprehensive policy aimed at putting an end to traditional stereotypes (Belgium);**Source of position:** A/HRC/25/17/Add.1 - Para. 16 | Noted | B31 Equality & non-discrimination**Affected persons:**- general |  |
| 102.50. Continue its efforts aimed at combating all forms of discrimination (Algeria);**Source of position:** A/HRC/25/17/Add.1 - Para. 34 | Supported | B31 Equality & non-discrimination**Affected persons:**- general |  |
| 102.26. Take swift action to further enhance equality legislation, particularly in the area of partnership and cohabitation, as proposed by the current Maltese Government (Austria);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 17**Comments:** A/HRC/25/17/Add.1, para. 17. NCPE is working on the draft proposal on cohabitation legislation.  | Supported | B31 Equality & non-discriminationA41 Constitutional and legislative frameworkG2 Lesbian, gay, bisexual and transgender and intersex persons (LGBTI)**Affected persons:**- general- lesbian, gay, bisexual, transgender and intersex persons (LGBTI)  |  |
| 102.64. Adopt further measures to combat all forms of discrimination, including discrimination based on sexual orientation and gender identity (Norway);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 21, 22, 23, 24**Comments:** A/HRC/25/17/Add.1, paras. 21-24: 21. In 2012, the hate crime legislation (the Criminal Code) was extended to cover additional grounds, including gender identity and sexual orientation. 22. Another Bill currently being discussed proposes the introduction of protection from discrimination on the ground of sexual orientation. 23. The Government is also working on a ‘Gender Identity Bill’ to enhance the rights of every person to affirm their own gender, and to have their gender affirmation legally recognised. 24. Amendments to the Civil Code removed the legal obstacles for persons who have undergone a legally recognised change in sex to be considered as pertaining to the acquired sex for all intents and purposes of civil status, including marriage.  | Supported | B31 Equality & non-discriminationG2 Lesbian, gay, bisexual and transgender and intersex persons (LGBTI)**Affected persons:**- lesbian, gay, bisexual, transgender and intersex persons (LGBTI)  |  |
| 102.65. Further progress in combating all forms of discrimination, including against LGBT persons, through the introduction and implementation of appropriate legislation, policy and practice (United Kingdom of Great Britain and Northern Ireland);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 21, 22, 23, 24**Comments:** A/HRC/25/17/Add.1, paras. 21-24: 21. In 2012, the hate crime legislation (the Criminal Code) was extended to cover additional grounds, including gender identity and sexual orientation. 22. Another Bill currently being discussed proposes the introduction of protection from discrimination on the ground of sexual orientation. 23. The Government is also working on a ‘Gender Identity Bill’ to enhance the rights of every person to affirm their own gender, and to have their gender affirmation legally recognised. 24. Amendments to the Civil Code removed the legal obstacles for persons who have undergone a legally recognised change in sex to be considered as pertaining to the acquired sex for all intents and purposes of civil status, including marriage.  | Supported | B31 Equality & non-discriminationG2 Lesbian, gay, bisexual and transgender and intersex persons (LGBTI)**Affected persons:**- lesbian, gay, bisexual, transgender and intersex persons (LGBTI)  |  |
| 102.40. Intensify efforts and effective measures on social and economic development while protecting all vulnerable groups such as women, children, persons with disabilities and migrants, from all forms of discrimination (Viet Nam);**Source of position:** A/HRC/25/17/Add.1 - Para. 34, 39**Comments:** A/HRC/25/17/Add.1, para. 39. Research on underreporting of discriminatory cases has been carried out and to this end NCPE is working to further intensify efforts and ensure measures in this regard are effective.  | Supported | B31 Equality & non-discriminationG4 MigrantsE1 Economic, social & cultural rights - general measures of implementationB41 Right to development**Affected persons:**- general- children- migrants- women- persons with disabilities |  |
| ***Theme: B32 Racial discrimination*** |
| 102.57. Redouble efforts to stem the development of racism and xenophobia (Togo);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 40, 41**Comments:** A/HRC/25/17/Add.1, paras. 40-41: 40. The Maltese authorities will continue to combat racism and xenophobia, including by means of the prosecution of those responsible for racist and/or xenophobic acts. 41. The stemming of the development of racism and xenophobia is an ongoing process through training and awareness raising. It is envisaged that efforts will be strengthened in the context of the widening of the NCPE’s remit.  | Supported | B32 Racial discrimination**Affected persons:**- general- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| 102.61. Effectively enforce its legislation and other general and institutional measures to combat racial discrimination and adopt a comprehensive strategy to eliminate discrimination on any grounds whatsoever (Tunisia);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 40, 41**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63.37.  | Noted | B32 Racial discrimination**Affected persons:**- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| 102.62. Take measures to combat and condemn racism and hate speech by politicians and manifestations of racism in the media, particularly discriminatory and hate speech and the dissemination of ideas and racist remarks (Tunisia);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 40, 41**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63.37.  | Noted | B32 Racial discrimination**Affected persons:**- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| 102.63. Take concrete measures to stop racism and hate speech by politicians as well as racism in the media (Nigeria);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 40, 41**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63.37.  | Noted | B32 Racial discrimination**Affected persons:**- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| 102.34. Enhance the capacity of the National Commission for the Promotion of Equality to follow-up and monitor responses in all cases of racial violence and discrimination (Trinidad and Tobago);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 37**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63. 37. NCPE capacity is expected to be strengthened to enhance its resource capacity and knowledge on equality and non-discrimination on all the grounds within its remit, including race and ethnic origin.  | Noted | B32 Racial discriminationA45 National Human Rights Institution (NHRI)**Affected persons:**- general |  |
| 102.36. Widen the mandate of the Parliamentary Ombudsman to address racial discrimination in public and p rivate entities (Sierra Leone);**Source of position:** A/HRC/25/17/Add.1 - Para. 36, 38**Comments:** A/HRC/25/17/Add.1, para. 38. The Office of the Ombudsman is by law limited to the investigation of complaints against the public administration and entities and authorities over which the Government has effective control. It cannot investigate complaints in the private sphere.  | Noted | B32 Racial discriminationA45 National Human Rights Institution (NHRI)**Affected persons:**- general- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| 102.33. Provide the National Commission for the Promotion of Equality with adequate human, technical and financial capacity to handle racial violence and discrimination, and to institute legal proceedings (Sierra Leone);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 37**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63. 37. NCPE capacity is expected to be strengthened to enhance its resource capacity and knowledge on equality and non-discrimination on all the grounds within its remit, including race and ethnic origin.  | Noted | B32 Racial discriminationA45 National Human Rights Institution (NHRI)A63 Budget and resources (for human rights implementation)B51 Right to an effective remedy**Affected persons:**- general |  |
| 102.35. Strengthen the capacity of the National Commission for the Promotion of Equality with regards to the follow up, investigation, and monitoring of cases of racial discrimination and violence, and initiate the corresponding legal actions, in order to combat impunity (Ecuador);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 37**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63. 37. NCPE capacity is expected to be strengthened to enhance its resource capacity and knowledge on equality and non-discrimination on all the grounds within its remit, including race and ethnic origin.  | Noted | B32 Racial discriminationA45 National Human Rights Institution (NHRI)B51 Right to an effective remedy**Affected persons:**- general |  |
| 102.60. Intensify the initiatives to enforce its legislation aimed at combating racial discrimination and take measures to combat racist speech of politicians as well as manifestations of racism in the media, in particular by prosecuting those responsible (Costa Rica);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 40, 41**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63.37.  | Noted | B32 Racial discriminationB51 Right to an effective remedy**Affected persons:**- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| 102.58. Intensify its efforts to stem the development of racism and xenophobia and to ensure that the materials which are published in media do not contribute to creating an atmosphere of hostility, intolerance and rejection towards migrants (Iran (Islamic Republic of));**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 40, 41**Comments:** A/HRC/25/17/Add.1, paras. 35 and 37: 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63.37.  | Noted | B32 Racial discriminationG4 Migrants**Affected persons:**- general- migrants- minorities/ racial, ethnic, linguistic, religious or descent-based groups- non-citizens |  |
| ***Theme: B6 Business & Human Rights*** |
| 102.48. Ensure cooperation and responsiveness of financial institutions in respect of claims for the recovery of funds of illicit origin (Tunisia);**Source of position:** A/HRC/25/17/Add.1 - Para. 87 | Noted | B6 Business & Human RightsA47 Good governance**Affected persons:**- general |  |
| ***Theme: D21 Right to life*** |
| 102.74. Maintain protection of the right to life from conception to natural death (Holy See);**Source of position:** A/HRC/25/17/Add.1 - Para. 83, 85**Comments:** A/HRC/25/17/Add.1, para. 85. Although the position of the Government of Malta was expressed in paragraphs 113 and 114 of A/HRC/WG.6/17/MLT/1, Malta reiterates that the right to life is an inherent right of every human being – this includes the unborn child, from its conception. Abortion is a direct contradiction to the right to life.  | Supported | D21 Right to life**Affected persons:**- general- women |  |
| ***Theme: D26 Conditions of detention*** |
| 102.88. Address concerns over detention conditions (United States of America);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | D26 Conditions of detention**Affected persons:**- persons deprived of their liberty |  |
| 102.89. Improve the conditions in administrative detention centres and ensure that the open centres meet adequate standards of living at all times (Iran (Islamic Republic of));**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | D26 Conditions of detention**Affected persons:**- persons deprived of their liberty |  |
| 102.90. Strengthen the efforts to ensure that the conditions in detention centres meet international standards (Norway);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | D26 Conditions of detention**Affected persons:**- persons deprived of their liberty |  |
| ***Theme: D27 Prohibition of slavery, trafficking*** |
| 102.81. Improve identification of victims of trafficking in human beings, by establishing an efficient inter-agency mechanism of identification and referral of such cases (Republic of Moldova);**Source of position:** A/HRC/25/17/Add.1 - Para. 28-33**Comments:** A/HRC/25/17/Add.1, paras. 29-33: 29. Malta is currently implementing its second National Action Plan on Combating Trafficking in Persons, which covers the period January 2013–December 2014. 30. Whilst victim referral arrangements are in place, action is presently ongoing with a view to further improve liaison between stakeholders. 31. Act No. XVIII of 2013 amends Criminal Code provisions relating to human trafficking. The amendments provide for an increase in penalties applicable to human trafficking offences, whilst it introduces new offences, including the offence of knowingly utilising the services of a human trafficking victim. 32. The Act also makes relevant compensation accessible to victims of human trafficking. 33. Inspections are held by the competent Police authorities at premises deemed to be ‘at risk’ from a human trafficking point of view.  | Supported | D27 Prohibition of slavery, trafficking**Affected persons:**- general- children- women |  |
| 102.83. Further develop laws and practices with regard to legal proceedings and identification of victims of human trafficking (Thailand);**Source of position:** A/HRC/25/17/Add.1 - Para. 28-33**Comments:** A/HRC/25/17/Add.1, paras. 29-33: 29. Malta is currently implementing its second National Action Plan on Combating Trafficking in Persons, which covers the period January 2013–December 2014. 30. Whilst victim referral arrangements are in place, action is presently ongoing with a view to further improve liaison between stakeholders. 31. Act No. XVIII of 2013 amends Criminal Code provisions relating to human trafficking. The amendments provide for an increase in penalties applicable to human trafficking offences, whilst it introduces new offences, including the offence of knowingly utilising the services of a human trafficking victim. 32. The Act also makes relevant compensation accessible to victims of human trafficking. 33. Inspections are held by the competent Police authorities at premises deemed to be ‘at risk’ from a human trafficking point of view.  | Supported | D27 Prohibition of slavery, traffickingA41 Constitutional and legislative framework**Affected persons:**- general- women |  |
| 102.82. Strengthen efforts for providing appropriate assistance to victims of trafficking in human beings and disseminate information on their right to compensation and ways to access it (Republic of Moldova);**Source of position:** A/HRC/25/17/Add.1 - Para. 28-33**Comments:** A/HRC/25/17/Add.1, paras. 29-33: 29. Malta is currently implementing its second National Action Plan on Combating Trafficking in Persons, which covers the period January 2013–December 2014. 30. Whilst victim referral arrangements are in place, action is presently ongoing with a view to further improve liaison between stakeholders. 31. Act No. XVIII of 2013 amends Criminal Code provisions relating to human trafficking. The amendments provide for an increase in penalties applicable to human trafficking offences, whilst it introduces new offences, including the offence of knowingly utilising the services of a human trafficking victim. 32. The Act also makes relevant compensation accessible to victims of human trafficking. 33. Inspections are held by the competent Police authorities at premises deemed to be ‘at risk’ from a human trafficking point of view.  | Supported | D27 Prohibition of slavery, traffickingB51 Right to an effective remedy**Affected persons:**- general- children- women |  |
| 102.86. Amend the Criminal Injuries Compensation Regulations so that all victims of trafficking have access to State compensation (Iran (Islamic Republic of));**Source of position:** A/HRC/25/17/Add.1 - Para. 28-33**Comments:** A/HRC/25/17/Add.1, paras. 29-33: 29. Malta is currently implementing its second National Action Plan on Combating Trafficking in Persons, which covers the period January 2013–December 2014. 30. Whilst victim referral arrangements are in place, action is presently ongoing with a view to further improve liaison between stakeholders. 31. Act No. XVIII of 2013 amends Criminal Code provisions relating to human trafficking. The amendments provide for an increase in penalties applicable to human trafficking offences, whilst it introduces new offences, including the offence of knowingly utilising the services of a human trafficking victim. 32. The Act also makes relevant compensation accessible to victims of human trafficking. 33. Inspections are held by the competent Police authorities at premises deemed to be ‘at risk’ from a human trafficking point of view.  | Supported | D27 Prohibition of slavery, traffickingB51 Right to an effective remedy**Affected persons:**- general- children- women |  |
| 102.85. Apply a victim-centred approach towards victims of trafficking (Iran (Islamic Republic of));**Source of position:** A/HRC/25/17/Add.1 - Para. 28-33**Comments:** A/HRC/25/17/Add.1, paras. 29-33: 29. Malta is currently implementing its second National Action Plan on Combating Trafficking in Persons, which covers the period January 2013–December 2014. 30. Whilst victim referral arrangements are in place, action is presently ongoing with a view to further improve liaison between stakeholders. 31. Act No. XVIII of 2013 amends Criminal Code provisions relating to human trafficking. The amendments provide for an increase in penalties applicable to human trafficking offences, whilst it introduces new offences, including the offence of knowingly utilising the services of a human trafficking victim. 32. The Act also makes relevant compensation accessible to victims of human trafficking. 33. Inspections are held by the competent Police authorities at premises deemed to be ‘at risk’ from a human trafficking point of view.  | Supported | D27 Prohibition of slavery, traffickingB53 Support to victims and witnesses**Affected persons:**- general- children- women |  |
| 102.84. Strengthen efforts to proactively identify both domestic and international trafficking victims among vulnerable populations, particularly children and women in prostitution (United States of America);**Source of position:** A/HRC/25/17/Add.1 - Para. 28-33**Comments:** A/HRC/25/17/Add.1, paras. 29-33: 29. Malta is currently implementing its second National Action Plan on Combating Trafficking in Persons, which covers the period January 2013–December 2014. 30. Whilst victim referral arrangements are in place, action is presently ongoing with a view to further improve liaison between stakeholders. 31. Act No. XVIII of 2013 amends Criminal Code provisions relating to human trafficking. The amendments provide for an increase in penalties applicable to human trafficking offences, whilst it introduces new offences, including the offence of knowingly utilising the services of a human trafficking victim. 32. The Act also makes relevant compensation accessible to victims of human trafficking. 33. Inspections are held by the competent Police authorities at premises deemed to be ‘at risk’ from a human trafficking point of view.  | Supported | D27 Prohibition of slavery, traffickingF31 Children: definition; general principles; protectionF12 Discrimination against women**Affected persons:**- general- children- women |  |
| ***Theme: D51 Administration of justice & fair trial*** |
| 102.87. Take further steps to improve the operation of the judicial process so as to ensure the conclusion of cases within a reasonable time (United Kingdom of Great Britain and Northern Ireland);**Source of position:** A/HRC/25/17/Add.1 - Para. 86, 88**Comments:** A/HRC/25/17/Add.1, para. 88. Malta has set up a Commission for the Reform of Justice in order to address the problems associated with the conclusion of cases within a reasonable time.  | Supported | D51 Administration of justice & fair trial**Affected persons:**- general |  |
| ***Theme: D6 Rights related to name, identity, nationality*** |
| 102.97. Ensure birth registration for all children born in Malta (Sierra Leone); **Source of position:** A/HRC/25/17/Add.1 - Para. 45, 49**Comments:** A/HRC/25/17/Add.1, para. 49. In accordance with Article 272 of the Civil Code (Cap 16) of the Laws of Malta, persons specified by law, are bound to give notice of all births occurring in Malta. Furthermore, Article 288 indicates the obligation of the ‘drawing up’ and of the delivery of every act of birth to the Director, Public Registry. Finally, Article 247 places an obligation on the Director Public Registry to register each birth within 30 working days from receipt.  | Supported | D6 Rights related to name, identity, nationality**Affected persons:**- children |  |
| ***Theme: D8 Rights related to marriage & family*** |
| 102.96. Provide, in accordance with its obligations under international human rights law instruments, effective protection for the family as the fundamental and n atural unit of society (Egypt);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 25**Comments:** A/HRC/25/17/Add.1, para. 25. NCPE and The Forum for the Family are currently revisiting the definition of Family and updating the Family policy in order to better reflect today’s reality.  | Supported | D8 Rights related to marriage & family**Affected persons:**- general |  |
| 102.95. Sustain its policy that recognizes the family, based on the stable relationship between a man and a woman, as the natural and fundamental unit of society (Holy See);**Source of position:** A/HRC/25/17/Add.1 - Para. 16 | Noted | D8 Rights related to marriage & familyB31 Equality & non-discrimination**Affected persons:**- general |  |
| ***Theme: E1 Economic, social & cultural rights - general measures of implementation*** |
| 102.42. Place greater relevance to and adopt measures to ensure the realization of all economic, social and cultural ri ghts for its population (Cuba);**Source of position:** A/HRC/25/17/Add.1 - Para. 4 | Supported | E1 Economic, social & cultural rights - general measures of implementation**Affected persons:**- general |  |
| ***Theme: E41 Right to health - General*** |
| 102.45. Continue to carry out awareness programmes for children and adolescents a gainst substance abuse (Egypt);**Source of position:** A/HRC/25/17/Add.1 - Para. 45, 48**Comments:** A/HRC/25/17/Add.1, 48. Malta has well-developed prevention programmes both within the school context and in wider social contexts and every effort is being made to ensure that these are continued and further developed.  | Supported | E41 Right to health - GeneralA54 Awareness raising and dissemination**Affected persons:**- general- children |  |
| ***Theme: E43 Access to sexual and reproductive health and services*** |
| 102.75. Review legislation on abortion and ensure that women have access to legal abortion health services, especially in cases where their life or health is at risk (Belgium);**Source of position:** A/HRC/25/17/Add.1 - Para. 84, 85**Comments:** A/HRC/25/17/Add.1, para. 85. Although the position of the Government of Malta was expressed in paragraphs 113 and 114 of A/HRC/WG.6/17/MLT/1, Malta reiterates that the right to life is an inherent right of every human being – this includes the unborn child, from its conception. Abortion is a direct contradiction to the right to life.  | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- women |  |
| 102.76. Incite open, cognizant, public and expert discussions in Malta on introducing abortion legislation even though in limited cases where the mother’s or child’s li fe is at risk (Czech Republic);**Source of position:** A/HRC/25/17/Add.1 - Para. 84, 85**Comments:** A/HRC/25/17/Add.1, para. 85. Although the position of the Government of Malta was expressed in paragraphs 113 and 114 of A/HRC/WG.6/17/MLT/1, Malta reiterates that the right to life is an inherent right of every human being – this includes the unborn child, from its conception. Abortion is a direct contradiction to the right to life.  | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- women |  |
| 102.77. Consider exceptions from the general prohibition of abortion and remove punitive prohibitions for women who undergo abortion (Iceland);**Source of position:** A/HRC/25/17/Add.1 - Para. 84, 85**Comments:** A/HRC/25/17/Add.1, para. 85. Although the position of the Government of Malta was expressed in paragraphs 113 and 114 of A/HRC/WG.6/17/MLT/1, Malta reiterates that the right to life is an inherent right of every human being – this includes the unborn child, from its conception. Abortion is a direct contradiction to the right to life.  | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- women |  |
| 102.78. Decriminalize abortion, if not completely, at least when the life or the health of the mother is in danger, by bringing the law in line with obligations deriving from severa l human rights conventions (Netherlands);**Source of position:** A/HRC/25/17/Add.1 - Para. 84, 85**Comments:** A/HRC/25/17/Add.1, para. 85. Although the position of the Government of Malta was expressed in paragraphs 113 and 114 of A/HRC/WG.6/17/MLT/1, Malta reiterates that the right to life is an inherent right of every human being – this includes the unborn child, from its conception. Abortion is a direct contradiction to the right to life.  | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- women |  |
| 102.80. Review legislation on abortion, as advocated by various treaty bodies, to which Malta is party; Consider creating exceptions to the general prohibition of abortion, including for medical reasons or in cases of pregnancy resulting from rape or incest; Remove repressive provisions for women who have recourse to abortion (France);**Source of position:** A/HRC/25/17/Add.1 - Para. 84, 85**Comments:** A/HRC/25/17/Add.1, para. 85. Although the position of the Government of Malta was expressed in paragraphs 113 and 114 of A/HRC/WG.6/17/MLT/1, Malta reiterates that the right to life is an inherent right of every human being – this includes the unborn child, from its conception. Abortion is a direct contradiction to the right to life.  | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- women |  |
| 102.99. Take concrete steps in ensuring comprehensive sexuality education for chi ldren and young people (Finland);**Source of position:** A/HRC/25/17/Add.1 - Para. 90 | Supported | E43 Access to sexual and reproductive health and services**Affected persons:**- children |  |
| 102.100. Improve the availability of sexual and reproductive health services, incl uding family planning (Iceland);**Source of position:** A/HRC/25/17/Add.1 - Para. 84 | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- general |  |
| 102.101. Improve the availability of sexual and reproductive health services, including family planning (France);**Source of position:** A/HRC/25/17/Add.1 - Para. 84 | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- general |  |
| 102.102. Take all necessary actions to guarantee to the population, especially women in vulnerable situations, safe access to reproductive and sexual health services, including family planni ng and education on the matter (Mexico);**Source of position:** A/HRC/25/17/Add.1 - Para. 84 | Noted | E43 Access to sexual and reproductive health and services**Affected persons:**- women |  |
| 102.79. Fully implement the recommendations of the CEDAW and CRC on the decriminalization of abortion and on exceptions to the general prohibition of abortion for cases of therapeutic abortion and when the pregnancy is the result of rape or incest (Finland);**Source of position:** A/HRC/25/17/Add.1 - Para. 84, 85**Comments:** A/HRC/25/17/Add.1, para. 85. Although the position of the Government of Malta was expressed in paragraphs 113 and 114 of A/HRC/WG.6/17/MLT/1, Malta reiterates that the right to life is an inherent right of every human being – this includes the unborn child, from its conception. Abortion is a direct contradiction to the right to life.  | Noted | E43 Access to sexual and reproductive health and servicesA23 Follow-up to treaty bodies**Affected persons:**- women |  |
| ***Theme: F12 Discrimination against women*** |
| 102.54. Consider putting in place temporary special measures in areas where women are underrepresented or disadvantaged and provide additional resources to accelerate the improvement of the status of women (Belgium);**Source of position:** A/HRC/25/17/Add.1 - Para. 15 | Supported | F12 Discrimination against women**Affected persons:**- women |  |
| 102.51. Continue taking measures to eradicate gender discrimination and to promote effective equality and the overcoming of traditional stereotypes, for instance through awareness raising campaigns or programs at the education field (Spain);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 18**Comments:** A/HRC/25/17/Add.1, para. 18. NCPE will provide training to educators to further empower them to endorse equality and non-discrimination issues per ground, including gender and family responsibilities.  | Supported | F12 Discrimination against womenA54 Awareness raising and dissemination**Affected persons:**- general- women |  |
| 102.53. Further undergo awareness raising activities for overcoming the traditional stereotypes regarding the roles and responsibilities of women and men in the family and society, and for strengthening the principle of shared responsibility (Republic of Moldova);**Source of position:** A/HRC/25/17/Add.1 - Para. 16 | Noted | F12 Discrimination against womenA54 Awareness raising and dissemination**Affected persons:**- general- women |  |
| 102.52. Continue its efforts towards promoting equal opportunities between men and women, especially in rega rds to labour rights (Armenia);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 19, 20**Comments:** A/HRC/25/17/Add.1, paras 19 and 20: 19. The ‘Equality Mark’ is an ongoing commitment with a view to further develop the Mark in the future. 20. As a result of various measures carried out at a national level, the female employment rate in Malta increased by 8.7% in five years, and more women are employed in full-time jobs.  | Supported | F12 Discrimination against womenE31 Right to work**Affected persons:**- general- women |  |
| 102.55. Take further steps to reduce gender-based discrimination in the workforce (Australia);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 19, 20**Comments:** A/HRC/25/17/Add.1, paras 19 and 20: 19. The ‘Equality Mark’ is an ongoing commitment with a view to further develop the Mark in the future. 20. As a result of various measures carried out at a national level, the female employment rate in Malta increased by 8.7% in five years, and more women are employed in full-time jobs.  | Supported | F12 Discrimination against womenE31 Right to work**Affected persons:**- general- women |  |
| ***Theme: F13 Violence against women*** |
| 102.67. Proceed towards the criminalization of rape and violent attacks as crimes against physical and mental integrity of women and as a form of discrimination based on the grounds of sex and gender (Uruguay);**Source of position:** A/HRC/25/17/Add.1 - Para. 76, 78**Comments:** A/HRC/25/17/Add.1, paras. 76 and 78: 76. Malta accepts in part recommendation: 102.67. 78. Malta considers that these recommendations are already addressed in the Criminal Code and, therefore, Malta is not accepting these recommendations. The Criminal Code also provides for aggravating circumstances when rape is committed on the spouse, person engaged to be married, persons related with consanguinity amongst other aggravations.  | Noted | F13 Violence against womenA41 Constitutional and legislative frameworkF12 Discrimination against women**Affected persons:**- women |  |
| 102.71. Step-up its measures in addressing violence against women, including ensuring protection for the victims of the violence (Malaysia);**Source of position:** A/HRC/25/17/Add.1 - Para. 75, 79, 80**Comments:** A/HRC/25/17/Add.1, para. 79. Malta is currently in the process of reviewing national legislation with a view to ratifying the Istanbul Convention signed in May 2012. The recommendation in question is featured in the Convention.  | Supported | F13 Violence against womenB51 Right to an effective remedy**Affected persons:**- women |  |
| 102.70. Continue its fight against any form of violence against children, women, migrants, and persons with disabilities (Holy See);**Source of position:** A/HRC/25/17/Add.1 - Para. 77 | Noted | F13 Violence against womenD31 Liberty and security - generalG4 MigrantsF12 Discrimination against womenF41 Persons with disabilities: definition, general principles**Affected persons:**- migrants- women- persons with disabilities |  |
| 102.68. Review the definition of rape so that the lack of consent has a central place in this criminal conduct (Uruguay);**Source of position:** A/HRC/25/17/Add.1 - Para. 76, 78**Comments:** A/HRC/25/17/Add.1, para. 78. Malta considers that these recommendations are already addressed in the Criminal Code and, therefore, Malta is not accepting these recommendations. The Criminal Code also provides for aggravating circumstances when rape is committed on the spouse, person engaged to be married, persons related with consanguinity amongst other aggravations.  | Noted | F13 Violence against womenD51 Administration of justice & fair trial**Affected persons:**- general- women |  |
| 102.92. Raise the minimum age of marriage to 18 years (Albania);**Source of position:** A/HRC/25/17/Add.1 - Para. 16 | Noted | F13 Violence against womenD8 Rights related to marriage & family**Affected persons:**- general- children |  |
| 102.93. Raise the minimum age of marriage from 16 to 18 years (Iceland); **Source of position:** A/HRC/25/17/Add.1 - Para. 16 | Noted | F13 Violence against womenD8 Rights related to marriage & family**Affected persons:**- general- children |  |
| 102.94. Take steps to increase the minimum age of marriage from 16 to 18 years (Sierra Leone); **Source of position:** A/HRC/25/17/Add.1 - Para. 16 | Noted | F13 Violence against womenD8 Rights related to marriage & family**Affected persons:**- general- children |  |
| 102.69. Develop and implement a comprehensive national strategy to address all forms of violence against women and children (Sierra Leone); **Source of position:** A/HRC/25/17/Add.1 - Para. 75, 79, 80**Comments:** A/HRC/25/17/Add.1, paras. 79-80: 79. Malta is currently in the process of reviewing national legislation with a view to ratifying the Istanbul Convention signed in May 2012. The recommendation in question is featured in the Convention. 80. Malta will continue taking necessary measures to protect women from violence, including through the stepping up of law-enforcement measures as necessary.  | Supported | F13 Violence against womenF31 Children: definition; general principles; protection**Affected persons:**- children- women |  |
| ***Theme: F14 Participation of women in political and public life*** |
| 102.98. Consider ways by which participation of women in political life be further increased, both in terms of absolute numbers but also in terms of quality of participation (Cyprus);**Source of position:** A/HRC/25/17/Add.1 - Para. 15 | Supported | F14 Participation of women in political and public life D7 Right to participation in public affairs and right to vote**Affected persons:**- women |  |
| ***Theme: F31 Children: definition; general principles; protection*** |
| 102.44. Move forward and finalize the draft national children policy (Indonesia);**Source of position:** A/HRC/25/17/Add.1 - Para. 45, 47**Comments:** A/HRC/25/17/Add.1, para. 47. The National Children’s Policy is currently being reviewed.  | Supported | F31 Children: definition; general principles; protection**Affected persons:**- children |  |
| 102.56. Incorporate non-discrimi nation in its National Children policy, whilst expediting the process (Thailand);**Source of position:** A/HRC/25/17/Add.1 - Para. 45, 47**Comments:** A/HRC/25/17/Add.1, para. 47. The National Children’s Policy is currently being reviewed.  | Noted | F31 Children: definition; general principles; protection**Affected persons:**- general- children |  |
| 102.72. Prohibit and eliminate corporal punishment of children, as this is a key obligation under the Convention on the Rights of the Child and other international human rights instruments (Maldives);**Source of position:** A/HRC/25/17/Add.1 - Para. 75, 81**Comments:** A/HRC/25/17/Add.1, para. 81. Legislative amendments are being discussed in Parliament in order to ensure that corporal punishment of any form on minors be considered as a criminal offence.  | Supported | F31 Children: definition; general principles; protectionD25 Prohibition of torture and cruel, inhuman or degrading treatment**Affected persons:**- children |  |
| ***Theme: F33 Children: protection against exploitation*** |
| 102.73. Continue its steps to further promote and protect the rights of the child, including addressing child abuse and sexual exploitation of children (Malaysia);**Source of position:** A/HRC/25/17/Add.1 - Para. 75, 82**Comments:** A/HRC/25/17/Add.1, para. 82. Malta is currently committed towards reviewing current legislation in order to further enhance the protection of minors.  | Supported | F33 Children: protection against exploitation**Affected persons:**- children |  |
| ***Theme: F34 Children: Juvenile justice*** |
| 102.91. Bring the juvenile justice system in line with the Convention on the Rights of the Child, the Beijing Rules, the Riyadh Guidelines as well as to La Habana Rules in order to increase the age of criminal responsibility, expressly excluding criminal proceedings for all children in conflict with the law under the age of 18 years, and therefore also eliminate ‘the harmful intent’ criteria currently in force (Uruguay);**Source of position:** A/HRC/25/17/Add.1 - Para. 86, 89**Comments:** A/HRC/25/17/Add.1, para. 89. Legislative amendments are being discussed in Parliament in order to increase the age of criminal responsibility of minors from that of nine years to fourteen years.  | Supported | F34 Children: Juvenile justice**Affected persons:**- children- persons deprived of their liberty |  |
| ***Theme: F45 Persons with disabilities: independence, inclusion*** |
| 102.103. Continue its efforts to further eliminate barriers to the full and effective participation in mainstream society of disabled persons, including children, in particular with regard to education, independent living, accessibility to multimedia and full participation in political and public life (Hungary);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 26**Comments:** A/HRC/25/17/Add.1, para. 26. Government is steadfastly committed to eliminate all socially or culturally constructed barriers for persons with disabilities through the Equal Opportunities (Persons with Disability) Act 2000.  | Supported | F45 Persons with disabilities: independence, inclusion**Affected persons:**- children- persons with disabilities |  |
| 102.104. Strengthen its efforts to promote direct funding and develop a range of living options for persons with disabilities (Maldives); **Source of position:** A/HRC/25/17/Add.1 - Para. 15, 27**Comments:** A/HRC/25/17/Add.1, para. 27. There is a year-on-year increase in the Government’s funding of the provision of community, residential, day services and professional services to persons with disability.  | Supported | F45 Persons with disabilities: independence, inclusion**Affected persons:**- persons with disabilities |  |
| 102.105. Share its best practices in the field of education for children with disabilities (Oman);**Source of position:** A/HRC/25/17/Add.1 - Para. 90 | Supported | F45 Persons with disabilities: independence, inclusionE51 Right to education - GeneralA3 Inter-State cooperation & development assistance**Affected persons:**- persons with disabilities |  |
| ***Theme: G2 Lesbian, gay, bisexual and transgender and intersex persons (LGBTI)***  |
| 102.66. Continue to strengthen its legislative and institutional frameworks to enhance the rights of LGBTI people (Australia);**Source of position:** A/HRC/25/17/Add.1 - Para. 15, 21, 22, 23, 24**Comments:** A/HRC/25/17/Add.1, paras. 21-24: 21. In 2012, the hate crime legislation (the Criminal Code) was extended to cover additional grounds, including gender identity and sexual orientation. 22. Another Bill currently being discussed proposes the introduction of protection from discrimination on the ground of sexual orientation. 23. The Government is also working on a ‘Gender Identity Bill’ to enhance the rights of every person to affirm their own gender, and to have their gender affirmation legally recognised. 24. Amendments to the Civil Code removed the legal obstacles for persons who have undergone a legally recognised change in sex to be considered as pertaining to the acquired sex for all intents and purposes of civil status, including marriage.  | Supported | G2 Lesbian, gay, bisexual and transgender and intersex persons (LGBTI)B31 Equality & non-discriminationA41 Constitutional and legislative framework**Affected persons:**- lesbian, gay, bisexual, transgender and intersex persons (LGBTI)  |  |
| ***Theme: G4 Migrants*** |
| 102.46. Continue its cooperation with neighbouring countries regarding rescue operations at sea particularly for irregular migrants entering the country (Azerbaijan);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 52**Comments:** A/HRC/25/17/Add.1, para. 52. Malta will continue abiding by its international obligations as regards search and rescue and continue cooperating with neighbouring countries.  | Supported | G4 Migrants**Affected persons:**- migrants |  |
| 102.106. Noting the challenge presented to Malta ’s resources by irregular migration, the Government of Malta nonetheless should continue enhancing efforts to ensure that human rights of migrants are protected (Trinidad and Tobago);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G4 Migrants**Affected persons:**- migrants |  |
| 102.107. Pursue the implementation of programs of action aimed at slowing down and controlling the migration flow while continuing engaging with international efforts aimed at addressing the root causes of the illegal migration phenomenon (Morocco);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G4 Migrants**Affected persons:**- migrants |  |
| 102.108. Take measures to fully ensure the rights of migrants who arrive in the country (Cuba);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G4 Migrants**Affected persons:**- migrants |  |
| 102.109. Review periodically its migration policy in order to face the new challenges posed by this phenomenon (Nicaragua);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G4 Migrants**Affected persons:**- migrants |  |
| 102.111. Continue its efforts aimed at ensuring greater respect for the rights of migrants (Algeria);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 70-72**Comments:** A/HRC/25/17/Add.1, paraS- 70-72: 71. Malta will continue making necessary efforts to protect the rights of migrants.72. Those granted protection have access to all relevant rights provided for by the European Union’s acquis, including access to the labour market, health services and social benefits.  | Supported | G4 Migrants**Affected persons:**- migrants |  |
| 102.123. Seek effective ways of support and coordination with the European Union in order to deal with migrants within the international human rights law framework, regardless of their migrant status (Mexico);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G4 Migrants**Affected persons:**- migrants |  |
| 102.110. Promote a culture of non-discrimination and solidarity among its citizens towards migrants (Nicaragua);**Source of position:** A/HRC/25/17/Add.1 - Para. 34, 42, 43, 44**Comments:** A/HRC/25/17/Add.1, paras. 42-44: 42. NCPE will organise an Anti-Racism Theme Day to disseminate messages on anti-racism and promote diversity and inclusion through music, entertainment, activities for children and games. 43. Training on diversity management will be provided to employers within the public administration as well as within the private sector to create a culture for diversity and empower employers to actively deal with diversity within their workplace as an added value. 44. NCPE provides training to persons from the African minority residing in Malta on lobbying and advocacy, mainly focusing on human rights to empower them and further facilitate their integration in society.  | Supported | G4 MigrantsB31 Equality & non-discrimination**Affected persons:**- general- migrants |  |
| 102.121. Ensure that the conditions of detention of irregular migrants and asylum seekers do not constitute a degrading treatment. Limit the practice of detention of migrants, especially unaccompanied minors (France); **Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD25 Prohibition of torture and cruel, inhuman or degrading treatmentG5 Refugees & asylum seekers**Affected persons:**- refugees & asylum seekers- migrants |  |
| 102.115. That further efforts should be taken to improve the detention regime, taking into consideration the recommendations in the UNHCR Position Paper (Norway);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD26 Conditions of detention**Affected persons:**- refugees & asylum seekers- migrants- persons deprived of their liberty |  |
| 102.118. Implement greater measures to guarantee in an effective manner the legal safeguards for all detained migrants, improve the detention and living conditions of migrants, in particular by modernizing detention centres (Uruguay);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD26 Conditions of detention**Affected persons:**- migrants- persons deprived of their liberty |  |
| 102.114. Continue its efforts to improve the living conditions of migrants in detention and to bring its immigration detention system in line with the international human rights law and standards (Tunisia);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD26 Conditions of detentionE21 Right to an adequate standard of living - general**Affected persons:**- migrants- persons deprived of their liberty |  |
| 102.117. Consider less restrictive alternatives to blanket detention of migrants and guarantee to all migrants the right to seek judicial review of the lawfulness of their detention and to obtain a determination without delay and release if detention is determined unlawful (United States of America);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD33 Arbitrary arrest and detention**Affected persons:**- refugees & asylum seekers- migrants |  |
| 102.125. Bring an end to the detention of migrant children as well as adults in a vulnerable situation, such as pregnant women and persons with disabilities (Togo);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD33 Arbitrary arrest and detention**Affected persons:**- children- migrants- women |  |
| 102.134. Abide by international human rights law pertaining to migrants, including with regard to detention (Sweden).**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD33 Arbitrary arrest and detention**Affected persons:**- migrants- persons deprived of their liberty |  |
| 102.124. Reduce at minimum the administrative detention of migrants and asylum seekers, observing the legal safeguards for persons in vulnerable situations and respecting the principles of international law, also considering the provision of free legal assistance for detained migrant children (Mexico);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD33 Arbitrary arrest and detentionD51 Administration of justice & fair trialB51 Right to an effective remedyD26 Conditions of detentionG5 Refugees & asylum seekers**Affected persons:**- refugees & asylum seekers- migrants- persons deprived of their liberty |  |
| 102.128. Review its migration and criminal procedure codes with a view of deleting the provisions allowing for detaining non-accompanied children (Egypt); **Source of position:** A/HRC/25/17/Add.1 - Para. 51, 73**Comments:** A/HRC/25/17/Add.1, para. 73. Malta agrees with the principle that unaccompanied minors should not be detained. No amendments to its legislative framework are required since Maltese criminal law does not feature provisions relating to the detention of unaccompanied minors.  | Noted | G4 MigrantsD33 Arbitrary arrest and detentionF31 Children: definition; general principles; protection**Affected persons:**- refugees & asylum seekers- children- migrants |  |
| 102.129. Adapt the practice in which unaccompanied minors are being held in migrant detention together with unrelated adults, and give them the benefit of the doubt until their age has been determined (Netherlands);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD33 Arbitrary arrest and detentionF31 Children: definition; general principles; protectionD26 Conditions of detentionG5 Refugees & asylum seekers**Affected persons:**- refugees & asylum seekers- children- migrants- persons deprived of their liberty |  |
| 102.130. Take the necessary steps to end detention of unaccompanied minors, and pending such measures, ensure that they are detained separately from adults and receive adequate and free legal representation (Hungary);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD33 Arbitrary arrest and detentionF31 Children: definition; general principles; protectionD26 Conditions of detentionG5 Refugees & asylum seekers**Affected persons:**- refugees & asylum seekers- children- migrants- persons deprived of their liberty |  |
| 102.120. Promote the access of persons placed in migration detention centres to free legal aid (Djibouti);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD51 Administration of justice & fair trialB51 Right to an effective remedy**Affected persons:**- migrants |  |
| 102.122. Provide effective remedies to challenge a detention or expulsion in accordance with international law on human rights and refugees as well as wi th European standards (France);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsD51 Administration of justice & fair trialB51 Right to an effective remedyD26 Conditions of detentionG5 Refugees & asylum seekers**Affected persons:**- refugees & asylum seekers- migrants- persons deprived of their liberty |  |
| 102.112. Examine additional ways to accelerate and strengthen the integration of migrants into Maltese society, including in the work place, to allow them to contribute fully to the well -being of the country (Canada);**Source of position:** A/HRC/25/17/Add.1 - Para. 50**Comments:** A/HRC/25/17/Add.1, para. 50 | Supported | G4 MigrantsE32 Right to just and favourable conditions of work**Affected persons:**- migrants |  |
| 102.41. Continue its efforts to prot ect the rights and interests of special groups, including migrants, women, children and people with disabilities (China);**Source of position:** A/HRC/25/17/Add.1 - Para. 35**Comments:** A/HRC/25/17/Add.1, para. 35. Malta accepts in part recommendations: 102.33, 102.34, 102.35, 102.41, 102.58, 102.60, 102.61, 102.62, 102.63.  | Noted | G4 MigrantsF11 Advancement of womenF31 Children: definition; general principles; protectionF41 Persons with disabilities: definition, general principles**Affected persons:**- general- children- migrants- women- persons with disabilities |  |
| 102.131. Review the law on protection of minors in order to deal with vulnerable situations of migrant children (Nicaragua);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 74**Comments:** A/HRC/25/17/Add.1, para. 74. Maltese law currently provides for the protection of vulnerable situations of migrant children through the Children and Young Persons (Care Orders) Act.  | Supported | G4 MigrantsF31 Children: definition; general principles; protectionA41 Constitutional and legislative framework**Affected persons:**- children- migrants |  |
| 102.132. Continue to address the specific needs of children of migrants, refugees and asylum seekers and u naccompanied minors (Portugal);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G4 MigrantsF31 Children: definition; general principles; protectionG5 Refugees & asylum seekers**Affected persons:**- refugees & asylum seekers- children- migrants |  |
| 102.119. Continue efforts to improve the living conditions in immigration detention centres, especially for children victims of armed conflicts (Djibouti);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G4 MigrantsF35 Children in armed conflictD26 Conditions of detention**Affected persons:**- children- migrants- persons deprived of their liberty |  |
| 102.127. Ensure that unaccompanied migrant children receive free legal representation (Norway);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G4 MigrantsG5 Refugees & asylum seekersD51 Administration of justice & fair trialB51 Right to an effective remedyF31 Children: definition; general principles; protection**Affected persons:**- children- migrants |  |
| 102.113. Further implement legislation and policies that protect and promote the health, legal, social, educational, economic and labour rights of migrants, refugees, and asylum seekers (Holy See);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 70-72**Comments:** A/HRC/25/17/Add.1, paras- 71-72: 71. Malta will continue making necessary efforts to protect the rights of migrants.72. Those granted protection have access to all relevant rights provided for by the European Union’s acquis, including access to the labour market, health services and social benefits.  | Supported | G4 MigrantsG5 Refugees & asylum seekersE1 Economic, social & cultural rights - general measures of implementation**Affected persons:**- refugees & asylum seekers- migrants |  |
| 102.59. Carry out all possible efforts to combat racism, racial discrimination, xenophobia and other forms of related intolerance (Cuba);**Source of position:** A/HRC/25/17/Add.1 - Para. 35, 40, 41**Comments:** A/HRC/25/17/Add.1, paras. 40-41: 40. The Maltese authorities will continue to combat racism and xenophobia, including by means of the prosecution of those responsible for racist and/or xenophobic acts. 41. The stemming of the development of racism and xenophobia is an ongoing process through training and awareness raising. It is envisaged that efforts will be strengthened in the context of the widening of the NCPE’s remit.  | Supported | G4 MigrantsG8 Non-citizensB32 Racial discriminationG1 Members of minorities**Affected persons:**- general- migrants- minorities/ racial, ethnic, linguistic, religious or descent-based groups |  |
| ***Theme: G5 Refugees & asylum seekers*** |
| 102.133. Implement without delay the proposals for improved procedures and modalities as regards its asylum policy and to review its detention policy and that such review include how to ensure that children are not detained pending age determination (Sweden);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G5 Refugees & asylum seekersD33 Arbitrary arrest and detentionF31 Children: definition; general principles; protectionA41 Constitutional and legislative framework**Affected persons:**- refugees & asylum seekers- children |  |
| 102.126. Ensure that the best interests of the child, as spelled out in the Convention on the Rights of the Child, is the primary consideration in all asylum proceedings involving children (Austria);**Source of position:** A/HRC/25/17/Add.1 - Para. 50, 66-70**Comments:** See A/HRC/25/17/Add.1, paras. 66-70.  | Supported | G5 Refugees & asylum seekersF31 Children: definition; general principles; protection**Affected persons:**- refugees & asylum seekers- children |  |
| 102.116. Make every possible effort in order to reduce the detention period of asylum seekers, especially regarding unaccompanied children and pregnant women, and treat them with most proper manner (Maldives); **Source of position:** A/HRC/25/17/Add.1 - Para. 50, 54-65**Comments:** See A/HRC/25/17/Add.1, paras. 54-65 on Detention legislative framework, Reception conditions, Conditions at Detention Centre, Conditions at Open Centres, The utilisation of Detention by the Maltese authorities and Minimising the duration of detention for asylum seekers | Supported | G5 Refugees & asylum seekersG4 MigrantsD33 Arbitrary arrest and detentionD26 Conditions of detention**Affected persons:**- refugees & asylum seekers- migrants- women- persons deprived of their liberty |  |