

# **Algeria – UPR Info Pre-session**

31 August 2022

# Human Rights & Counterterrorism



## Recommendations made during UPR III

***Supported:*** 129.69 (Hungary) and 129.70 (Lebanon)

## **Suggested recommendation for UPR IV:**

- Repeal or amend article 87 of the Penal Code with a concise definition of terrorist acts;
- Limit the period of initial police custody to a maximum of 48 hours, including in terrorism-related cases;
- End the use of terrorism accusations to crackdown on peaceful dissent.

# Torture and ill-treatment



## Recommendations made during UPR III:

**Accepted:** 129.76 (*Bosnia and Herzegovina*) **Accepted (as already implemented):** 129.77 (*Chile*)

## Suggested recommendation for UPR IV:

- Revise the Code of Criminal Procedure (CPP) to clearly integrate the invalidity of confessions extracted under torture and make it fully compliant with Articles 2 and 15 UNCAT and article 9-4 ICCPR;
- Conduct thorough and impartial investigations into all allegations of ill-treatment and violence during arrests, including in the event of the death of the person detained, and communicate the results at least to the families of the victims.

# Right to truth & fight against impunity



## Recommendations made during UPR III:

***Supported (as already implemented): 129.78 (Israel)***

## Suggested recommendations for UPR IV:

- Ratify ICPPED and Rome Statutes;
- Implement views of the HRCt and outstanding cases of the WGEID;
- Allow the WGEID to conduct an in-country visit;
- Repeal articles 45 and 46 of Ordinance 06-01 to guarantee victims' right to truth and accountability for perpetrators;
- Establish a national truth-seeking commission;
- End judicial harassment against individuals and organizations seeking justice for crimes committed in the 1990s

# Independence of the judiciary & violations of the right to a fair trial



## Recommendations made during UPR III:

***Supported (as already implemented):*** 129.81 (Spain), 129.82 (Angola), 129.83 (Maldives), 129.85(Burundi)

## Suggested recommendations for UPR IV:

- Ensure that judicial bodies such as the CSM and the Constitutional Court are fully independent;
- Stop sanctioning or prosecuting lawyers and members of the judiciary for their work, trade union activity or other peaceful activism;
- Ensure that the Penal Code/Code of Criminal Procedure are in full compliance with Articles 9 and 14 ICCPR, in legislation and in practice;
- Put an end to abusive practices of pre-trial detention, hasty trials and trials in absentia.