

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
Right or area: 32. Members of minorities			
<p>119.162. Strengthen the awareness campaigns on the rights of indigenous populations and persons of African descent, notably through the implementation of the provisions of the specific laws adopted in this domain (Morocco);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 19</p>	Supported	<p>32 Members of minorities 8 Equality & non-discrimination 33 Indigenous peoples Affected persons: - indigenous</p>	<p>The Brazilian Government failed to address this concern. The rights of indigenous populations and persons of African descents are increasingly under pressure since their indigenous territories are of interests of mining, logging, agriculture and infrastructure. There situation is deteriorating.</p>
Right or area: 33. Indigenous peoples			
<p>119.163. Further entrench in standard administrative procedures the right of indigenous peoples to be consulted, in accordance with ILO Convention 169(Netherlands);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 21</p>	Supported	<p>33 Indigenous peoples 18 Right to participation in public affairs and right to vote 26 Rights to protection of property; financial credit Affected persons: - general - indigenous</p>	<p>In some cases, the government conducts a consultation process, that does not have anything to do however with the free, prior and informed consent as requested by ILO convention 169, which Brazil ratified, and with the Declaration on the rights of indigenous peoples. Brazil does not provide the right to veto – an essential right of indigenous peoples.</p>
<p>119.164. Ensure the rights of indigenous peoples, in particular the rights to traditional lands, territories and resources, and their right to be consulted(Norway);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 21</p>	Supported	<p>33 Indigenous peoples 26 Rights to protection of property; financial credit Affected persons: - general - indigenous</p>	<p>During the last few years, the demarcation process slowed down significantly, and the congress is discussing legislation that weakens the both the process and the level of protection of the indigenous peoples reserves (terras indígenas) or weakens the position of Indigenous Peoples. Amongst them: PEC 215, Constitutional Amendment Bill 76/2011, Bill 1.610/1996, Bill 44/2007, Bill 3.654/2008, Constitutional Amendment 71/2011, Supplement bill 227/2012, Bill 5.807/2013 and bill 1.216/2015. Therefore the Government of Brazil is responsible for the deteriorating situation and protection of the rights of indigenous peoples.</p>
<p>119.165. Conclude pending demarcation processes, in particular related to the Guaraní Kaiowá (Norway);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 21</p>	Supported	<p>33 Indigenous peoples 26 Rights to protection of property; financial credit Affected persons: - general - indigenous</p>	dito

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<p>119.166. Continue promoting internal debates towards a better regulation of the consultation processes with indigenous peoples on issues that affect them directly (Peru);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 21</p>	Supported	<p>33 Indigenous peoples 18 Right to participation in public affairs and right to vote Affected persons: - general - indigenous</p>	dito
<p>119.167. Ensure that indigenous peoples are able to defend their constitutional right to ancestral lands without discrimination and their prior, informed consent is sought in cases of projects that may affect their rights (Slovakia);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 21</p>	Supported	<p>33 Indigenous peoples 18 Right to participation in public affairs and right to vote 26 Rights to protection of property; financial credit Affected persons: - general - indigenous</p>	dito
<p>119.168. Pay more attention, at all administrative levels, to the rights of indigenous peoples, especially to ensure their land rights (Poland);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 21</p>	Supported	<p>33 Indigenous peoples 26 Rights to protection of property; financial credit Affected persons: - general - indigenous</p>	dito
<p>119.169. Ensure indigenous peoples adequate consultation as well as full participation in all legislative or administrative measures affecting them (Germany);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 21</p>	Supported	<p>33 Indigenous peoples Affected persons: - general - indigenous</p>	dito
Right or area: 36. Human rights defenders			
<p>119.79. Adopt a policy of taking an explicit and published decision on instituting a federal investigation and prosecution in all cases involving violence against human rights defenders (Netherlands);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 14</p>	Supported	<p>36 Human rights defenders 5.2 Institutions & policies - General 16 Right to an effective remedy, impunity Affected persons: - human rights defenders - general</p>	<p>The CIMI-Report on violence against Indigenous Peoples 2015 data shows a depressing level of violation against indigenous peoples and Indigenous human rights defenders. Militia attacks against Guarani and Kaiowá-communities that includes tortures up to murder happened in Mato Grosso do Sul. Indigenous leaders such as Adenilson da Silva Nascimento and Euzébio Ka'apor. In total, 137 indigenous peoples were killed in 2015. The protection of human rights defenders failed completely.</p>

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<p>119.80. Pass legislation, without undue delay, to confirm the official status of the National Programme for the Protection of Human Rights Defenders, and give priority to its wide implementation (Norway);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 13</p>	Supported	<p>36 Human rights defenders 5.1 Constitutional and legislative framework Affected persons: - human rights defenders</p>	See above
<p>119.81. Ensure that the National Programme for the Protection of Human Rights Defenders be implemented in all states of the nation (Spain);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 13</p>	Supported	<p>36 Human rights defenders 5.2 Institutions & policies - General Affected persons: - human rights defenders - general</p>	See above
<p>119.82. Ensure the protection of human rights defenders, notably the leaders of indigenous communities fighting for their rights (Switzerland);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 13</p>	Supported	<p>36 Human rights defenders 13 Right to liberty and security Affected persons: - human rights defenders - indigenous</p>	See above
<p>119.84. Ensure adequate safeguards are in place to ensure protection of human rights defenders, including those working within indigenous communities (United Kingdom);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 13</p>	Supported	<p>36 Human rights defenders 13.1 Liberty and security - general Affected persons: - human rights defenders - indigenous</p>	See above
<p>119.85. Increase funding to provide human rights advocates with adequate protection (Australia);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 13</p>	Supported	<p>36 Human rights defenders 13.1 Liberty and security - general Affected persons: - human rights defenders - general</p>	See above
<p>119.87. Respect the rights of Human Rights Defenders and protect them in their everyday struggle (Poland);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 13</p>	Supported	<p>36 Human rights defenders 13.1 Liberty and security - general Affected persons: - human rights defenders</p>	See above

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<p>119.88. Intensify efforts for the security of human rights defenders and reinforce cooperation with all stakeholders, in particular, the states and military police (Czech Republic);</p> <p>Source of position: A/HRC/21/11 - Para. 119 & A/HRC/21/11/Add.1 - Para. 13</p>	Supported	<p>36 Human rights defenders 13.1 Liberty and security - general Affected persons: - human rights defenders</p>	See above