

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b>Right or area: 2.1. Acceptance of international norms</b>			
<p>108.99. Ensure that all ministerial decrees regulating religious life, as well as all local religiously founded bylaws, are in conformity with international human rights law ( Norway );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 5.1 Constitutional and legislative framework</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not yet implemented.</i></p> <p>The Indonesian Government has not yet adopted laws to protect freedom of religion and belief. In contrast, the Indonesian Government is still forcing its citizens to strictly embrace certain religions that are "recognized" by the Government.</p> <p>During 2012 – 2016, some local government issued some regulations that prohibited Millah Abraham and there're no any effort from Government to withdrawing the regulations.</p>
<p>108.100. Seek possible ways to speed up the adoption of the religious harmony bill currently discussed by national lawmakers ( Ukraine );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 5.1 Constitutional and legislative framework</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not implemented yet.</i></p> <p>Concerning the full protection and guarantees to freedom of religion and belief. In practice, the Government has punished its citizens that have different beliefs from the mainstream.</p>
<p>108.104. Revise any national legislation that may be in conflict with international obligations, and strengthen efforts to ensure that any assaults against persons regardless of their religious affiliation are investigated, and that those responsible for such assaults are brought to justice ( Sweden );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 16 Right to an effective remedy, impunity 5.1 Constitutional and legislative framework</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	
<p>108.105. Take legislative action and effectively prosecute the incitement of hatred and acts of violence against all religious minorities ( Austria );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 16 Right to an effective remedy, impunity 5.1 Constitutional and legislative framework 14.3 Freedom of opinion and expression</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not implemented yet.</i></p> <p>Recommendations on policies prohibiting hate speech and violence, being neutral and take legislative measures effectively, has not been undertaken by the Indonesian government. The Government defends the majority mainstream religious groups and strongly cooperated with such groups in the expulsion of the Millah Abraham/ex-Gafatar members.</p>

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<p>109.31. Amend or revoke laws and decrees that limit the right to freedom of thought, conscience and religion, including the 1965 Blasphemy Law, the 1969 and 2006 ministerial decrees on building houses of worship and religious harmony and the 2008 Joint Ministerial Decree on Ahmadiyah to bring these laws into line with international human rights standards (Denmark);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 109 &amp; A/HRC/21/7/Add.1 - Para. 6.12</p>	Noted	<p>14.2 Freedom of thought, conscience and religion 5.1 Constitutional and legislative framework</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not implemented yet.</i></p> <p>To review the content or withdraw the restrictive laws of religious freedom. Article 156a of the Criminal Code on blasphemy is not in accordance with the international policy on human rights and also contradictory to Article 28E paragraph 1 and 2 and Article 29 paragraph 2 of the 1945 Constitution.</p>
<b>Right or area: 6. Human rights education and training</b>			
<p>108.101. Institute trainings and awareness campaigns for provincial and municipal officials in respect for the rule of law and with regard to protecting the freedom of religion and other rights of members of religious groups (United States of America);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 6 Human rights education, trainings</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	
<b>Right or area: 7.1. Context, statistics, budget, cooperation with civil society</b>			
<p>108.58. Provide more resources for implementing the national policies and programmes in favour of social vulnerable groups like women, children, poor people, ethnic minorities and migrants (Viet Nam);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>7.1 Context, statistics, budget, dissemination, civil society</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- children</li> <li>- persons living in poverty</li> <li>- migrants</li> <li>- women</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not implemented yet.</i></p> <p>In the Millah Abraham/ex-Gafatar cases, the Indonesian government failed to pursue the elimination of all forms of discrimination and disrespecting of minority rights.</p>
<b>Right or area: 8. Non-discrimination</b>			
<p>108.68. Continue the efforts to fight against all forms of discrimination and to respect the rights of religious minorities (Argentina);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>8 Equality &amp; non-discrimination 14.2 Freedom of thought, conscience and religion</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	
<b>Right or area: 14.2. Freedom of thought, conscience and religion</b>			

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<p>108.97. Continue its efforts to enhance religious tolerance and harmony among the vast and diverse society of Indonesia through the existing Religious Harmony Forum both at the national and sub-national levels (Timor-Leste);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 4 Inter-State cooperation &amp; development assistance</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not Implemented yet.</i></p> <p>In many places, especially in Kalimantan island, government failed to build the tolerance atmosphere among society, especially toward Millah Abraham/Ex Gafatar.</p>
<p>108.98. Review existing laws and policies and repeal or amend where necessary to ensure their compatibility with the right to freedom of religion or belief, in line with Indonesia's Constitution and its international obligations (New Zealand);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 5 Legal, institutional and political framework 5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not implemented yet.</i></p> <p>Each of expulsion incidents of the Millah Abraham/eks-Gafatar members was provoked by the issuance of the local governments' decrees stating that the Gafatar is heretical. The recommendations addressed to the Indonesian government to review, revise or revoke all the local government's decrees that are contrary to the international standard of freedom of religion and belief was disregarded. In fact, the number continues to increase.</p>
<p>108.102. Guarantee freedom of religion or belief and the full respect of the rights of persons belonging to minorities (France);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 32 Members of minorities</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not yet implemented.</i></p> <p>Indonesian government fails to protect its citizens in freedom of religion/belief. In fact, in the Millah Abraham/ex-Gafatar case, the Indonesian Government was the perpetrator of human rights violations.</p>
<p>108.103. Review laws and decrees currently in force restricting the freedoms of religion, opinion, and of expression, in order to prevent any risk of discrimination (Switzerland);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 5.1 Constitutional and legislative framework 8 Equality &amp; non-discrimination 14.3 Freedom of opinion and expression</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	<p><i>Not implemented yet.</i></p> <p>The Indonesian Government did not undertake the recommendations of freedom of speech, thought and expression in their beliefs/religion. In fact the Indonesian government further added to the human rights violations by issuing the 3 Ministerial Joint Decree for the Millah Abraham/Gafatar.</p>
<p>108.106. Take further measures to ensure the full protection of the freedom of religion or belief for religious minorities (Japan);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</li> </ul>	

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<p>108.107. Intensify its efforts in taking all necessary measures to stop violence and discrimination against religious groups ( Netherlands );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 8 Equality &amp; non-discrimination 29.2 Violence against women, trafficking and exploitation of prostitution <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	
<p>108.108. Investigate and prosecute all cases of harassment and discrimination of religious minorities and non-believers ( Norway );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 29.2 Violence against women, trafficking and exploitation of prostitution <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p><i>Not implemented yet.</i></p> <p>No perpetrators of violence, arson, looting, and the destruction of houses and farmlands belonging to the Millah Abraham members were investigated, regardless of the fact that the offenders faces were clearly visible on video and on television. Moreover, none of the organizations that displayed hate speech banners and gave hate speeches in public and in mosques, which lead to public anger, were pursued by law enforcement.</p>
<p>108.109. Continue to promote religious tolerance and to hold to account the perpetrators of violence and threats against religious minorities ( Italy );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 16 Right to an effective remedy, impunity 32 Members of minorities <b>Affected persons:</b> - general - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p><i>Not fully implemented.</i></p>
<p>108.110. Take a resolute action against any act of religious violence and implement appropriate, efficient measures to prevent intolerance or discrimination on religious grounds ( Slovakia );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion 8 Equality &amp; non-discrimination 16 Right to an effective remedy, impunity 29.2 Violence against women, trafficking and exploitation of prostitution <b>Affected persons:</b> - general - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	
<p>108.111. Guarantee the full exercise of freedom of religion ( Spain );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion <b>Affected persons:</b> - general - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	

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<p>108.112. Undertake measures to protect members of religious groups, including Ahmadis, Bahais, Christians and Shias from harassment and acts of violence. This should commence with holding senior law enforcement accountable for their duties that include training for law enforcement officials at the local level to ensure an effective and adequate response to these incidents. This would also include reviewing laws and regulations which discriminate, directly or indirectly against one's religion or belief, including in particular the Blasphemy Act (Canada);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion            5.1 Constitutional and legislative framework            6 Human rights education, trainings            8 Equality &amp; non-discrimination            16 Right to an effective remedy, impunity            29.2 Violence against women, trafficking and exploitation of prostitution</p> <p><b>Affected persons:</b>            - general            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<i>Not implemented.</i>
<p>108.139. Continue to support ethnic and religious tolerance within a diversified society (Lebanon);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.2 Freedom of thought, conscience and religion            8 Equality &amp; non-discrimination            9 Racial discrimination</p> <p><b>Affected persons:</b>            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<i>Not fully implemented.</i>
<p>109.17. Accept a visit by the Special Rapporteur on Freedom of Religion or Belief, and to consider giving a standing invitation to Special Procedures (United Kingdom of Great Britain and Northern Ireland);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 109 &amp; A/HRC/21/7/Add.1 - Para. 6.4</p>	Supported	<p>14.2 Freedom of thought, conscience and religion            3.2 Cooperation with special procedures</p> <p><b>Affected persons:</b>            - general            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<i>Not implemented yet.</i>
<p>109.18. Accept the pending request and facilitate the visit of the UN Special Rapporteur on freedom of religion or belief (Netherlands);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 109 &amp; A/HRC/21/7/Add.1 - Para. 6.4</p>	Supported	<p>14.2 Freedom of thought, conscience and religion            3.2 Cooperation with special procedures</p> <p><b>Affected persons:</b>            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<i>Not implemented yet.</i>
<p>109.19. Extend an invitation to the Special Rapporteur on freedom of religion or belief (Norway);</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 109 &amp; A/HRC/21/7/Add.1 - Para. 6.4</p>	Supported	<p>14.2 Freedom of thought, conscience and religion            3.2 Cooperation with special procedures</p> <p><b>Affected persons:</b>            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<i>Not implemented yet.</i>
<b>Right or area: 14.3. Freedom of opinion and expression</b>			

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<p>108.113. Intensify its efforts to respect and uphold freedom of expression, including political expression, and the freedom to manifest one's religious belief, for all its citizens, including by ensuring effective state protection for minorities ( Australia );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.3 Freedom of opinion and expression            14.2 Freedom of thought, conscience and religion            29.2 Violence against women, trafficking and exploitation of prostitution  <b>Affected persons:</b>            - general            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p><i>Not implemented yet.</i></p> <p>Millah Abraham/Ex-Gafatar still have serious problems in term of expression and opinion of their belief.</p>
<p>108.116. Ensure that provisions of the Indonesian Criminal Code, such as articles 106 and 110 are not misused to restrict the freedom of speech ( Germany );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 108</p>	Supported	<p>14.3 Freedom of opinion and expression            5.1 Constitutional and legislative framework  <b>Affected persons:</b>            - general</p>	<p><i>Not implemented yet.</i></p> <p>The detention of three Millah Abraham's leaders and adding the allegation of treason without sufficient evidence associated with the case is a form of legal abuse, to restrict the freedom of speech toward this minority group.</p>
<p>109.30. Ensure free access for foreign journalists to Papua and West Papua ( France );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 109 &amp; A/HRC/21/7/Add.1 - Para. 6.11</p>	Noted	<p>14.3 Freedom of opinion and expression  <b>Affected persons:</b>            - media</p>	
<p>109.32. End prosecutions under Articles 106 and 110 of your criminal code for exercising the internationally protected right of freedom of expression, and re-evaluate the convictions and sentences of individuals prosecuted for those actions ( United States of America );</p> <p><b>Source of position:</b> A/HRC/21/7 - Para. 109 &amp; A/HRC/21/7/Add.1 - Para. 6.13</p>	Noted	<p>14.3 Freedom of opinion and expression            13.3 Arbitrary arrest and detention  <b>Affected persons:</b>            - general            - persons deprived of their liberty</p>	<p><i>Not implemented yet.</i></p> <p>The Indonesian Government once again convicts its citizens with article 110 in order to stop the spreading of the teachings.</p>