

**Responses to Recommendations**

**PARAGUAY**

Review in the Working Group: 2 February 2011  
 Adoption in the Plenary: 9 June 2011

**Paraguay’s responses to recommendations (as of 09.08.2012):**

<b>In the Report of the Working Group:</b>	<b>In the Addendum:</b>	<b>During the plenary:</b>	<b>Summary:</b>
119 recs. accepted (among which 73 are considered as implemented or in the process of implementation); 5 pending	The 5 recs. pending were accepted and considered as in the process of implementation (n°86.1, n°86.2, n°86.3, n°86.4, n°86.5)	No additional information provided	Accepted: 124 Rejected: 0 No clear position: 0 Pending: 0

**List of recommendations contained in Section II of the Report of the Working Group A/HRC/17/18:**

A - 84.1. Implement all provisions in the Convention on the Rights of Persons with Disabilities, among others, the elimination of physical barriers to information, public transportation and buildings (Thailand);

A - 84.2. Work towards ending all forms of discrimination by passing the current Congressional Bill outlawing discrimination and ensuring all existing legislation is in conformity with the Bill's objectives (Australia);

A - 84.3. Continue its efforts in order to strengthen legislation to prevent and punish the use of boys and girls in pornography (Argentina);

A - 84.4. Continue to consolidate the Human Rights Network of the Executive branch (Bolivarian Republic of Venezuela, Honduras, Dominican Republic);

A - 84.5. Take additional efforts on children’s issues, including the compilation of statistical data, establishment of a monitoring system and overall enhancement of child protection measures (Japan);

A - 84.6. Ensure, within the mandate of the Department for the Rights of Children and Adolescents of the Ombudsman, that children's rights complaints mechanisms are easily accessible and child-sensitive (Slovakia);

A - 84.7. Strengthen the national system of protection and promotion of childhood and adolescence (Peru);

A - 84.8. Continue to make progress in the institutional consolidation of the mechanisms responsible for protecting and promoting the rights of persons with disabilities (Colombia);

A - 84.9. Further improve human rights records in the country (Azerbaijan);

A - 84.10. Put into practice the plan to establish a system of human rights indicators (Algeria);

A - 84.11. Make the National Plan for the Prevention and Eradication of Commercial Sexual Exploitation of Children operational by ensuring public funding (Poland);

A - 84.12. Expand the coverage of programmes that combat poverty, such as "Tekoporã" (Brazil);

A - 84.13. Continue to pursue its national poverty reduction plans and promote gender equality and empowerment of women (Palestine);

A - 84.14. Strengthen the protection of rights and interests of women and children and other vulnerable groups (China);

A - 84.15. Continue the efforts to implement plans and programmes for the promotion and protection of human rights of persons that are in conditions of vulnerability (Panama);

A - 84.16. Continue implementing programmes and measures to improve the enjoyment of the right to education and the right to health, including for the indigenous peoples (Cuba);

A - 84.17. Continue full cooperation with the international human rights mechanisms (Honduras, Dominican Republic);

A - 84.18. Continue with its full cooperation with the human rights international mechanisms, particularly with the treaty bodies (Bolivarian Republic of Venezuela);

A - 84.19. Continue efforts to ensure the submission of national reports to the treaty bodies (Honduras, Dominican Republic);

A - 84.20. Undertake a participatory and inclusive process with civil society organizations, including indigenous peoples organizations, in the implementation of universal periodic review recommendations (Norway);

A - 84.21. Continue to strengthen the gender approach in all spheres of national life with positive measures to achieve the effective promotion and protection of the rights of women (Bolivarian Republic of Venezuela);

A - 84.22. Take additional measures to implement recommendations on various issues as put forward by the Committee for the Elimination of Discrimination against Women, in particular the low participation of women in decisionmaking bodies and in public life, and the high rates of illiteracy and school dropout among women (Moldova);

A - 84.23. Continue affirmative action measures to strengthen the participation of women in publicly elected posts (Costa Rica);

A - 84.24. Continue promoting the prompt adoption of a law against all forms of discrimination, in accordance with its international human rights commitments (Plurinational State of Bolivia);

A - 84.25. Continue to make progress in measures to prevent discrimination against any person due to its sexual orientation or gender identity (Colombia);

A - 84.26. Ensure that persons with disabilities have appropriate access to facilities and services, including education, information, and public transportation (United States);

A - 84.27. Abolish the death penalty under the military legislation (Slovenia, Spain);<sup>1</sup>

A - 84.28. Continue its efforts to prevent and combat trafficking in persons, especially women and children, by entirely financing and implementing the National Plan for the Prevention and Eradication of the Sexual Exploitation of Girls, Boys and Adolescents. Amend the national legislation on the sexual exploitation and trafficking in children to bring it in line with the international instruments (Republic of Moldova);

A - 84.29. Increase attention to the protection of trafficked women and children (Holy See);

A - 84.30. Strengthen efforts aimed at combating trafficking in persons and sexual exploitation of women and children and the problem of street children (Malaysia);

A - 84.31. Strengthen the implementation of relevant policies, such as the Plan to Prevent and Eradicate Child Labour and the empowerment of its National Commission for the Elimination of Child Labour, in particular with regard to the ILO Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour, to address the phenomenon of child labour (Slovakia);

A - 84.32. Redouble its efforts to eradicate child labour, and accord all possible protection and assistance to children living or working in the streets (Republic of Korea);

A - 84.33. Continue working on the implementation of the recommendations of the Truth and Justice Commission, including the search for those who disappeared during the dictatorship (Cuba);

A - 84.34. Continue efforts to investigate human rights violations committed during the military dictatorship and provide victims and their families with the corresponding reparations (Uruguay);

A - 84.35. That the family, as defined in the Constitution, remains the genuine expression of national culture (Holy See);

A - 84.36. Continue with the design and implementation of programmes fighting poverty and extreme poverty with a human rights approach to overcome structural inequality (Uruguay);

A - 84.37. Continue with its plans and policies to ensure that economic improvements benefit socially all the population (Cuba);

A - 84.38. Strengthen policy that would protect, promote and facilitate the implementation of the right to food, especially for the population who live below poverty line (Malaysia);

A - 84.39. Continue promoting programmes protecting the right to food, through sustainable agriculture that preserve the eco-system (Plurinational State of Bolivia);

A - 84.40. Continue strengthening the decentralization of health-care services to increase coverage, particularly in rural areas (Plurinational State of Bolivia);

A - 84.41. Take on board the concerns expressed in connection with the implementation of the right to education for all citizens (Algeria);

A - 84.42. Step up efforts to improve the literacy rate among the indigenous communities and the people who live in rural areas (Malaysia);

A - 84.43. Continue with its literacy efforts, access to bilingual education and the promotion and protection of the Guaraní language, in all its territory (Plurinational State of Bolivia);

A - 84.44. Consider taking comprehensive measures to address indigenous peoples' claims, giving due consideration to the United Nations Declaration on the Rights of Indigenous Peoples (Republic of Korea);

A - 84.45. Redouble efforts to resolve the problem of indigenous lands and prioritize support for the National Indigenous Institute (Switzerland);

A - 84.46. Take further measures to protect the collective property rights of all indigenous citizens (Hungary);

**85. The following recommendations enjoy the support of Paraguay which considers that they are already implemented or in the process of implementation:**

A - 85.1 Ratify the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights (Republic of Moldova);<sup>2</sup>

A - 85.2. Conclude as soon as possible the ratification process of the Optional Protocol to the International Covenant of Economic, Social and Cultural Rights (Spain);<sup>3</sup>

A - 85.3. Adopt, as soon as possible, a bill against all forms of discrimination (Uruguay);

A - 85.4. Pass legislation implementing the Rome Statute of the International Criminal Court into domestic law (Australia);

A - 85.5. Adopt promptly the bill that brings the definitions of torture and enforced disappearances in line with the human rights international instruments (Peru);

A - 85.6. Ensure the full incorporation of CRC into its domestic legislation (Slovakia);

A - 85.7. Put into practice the plan to set up an institution dealing with matters related to justice and human rights (Algeria);

A - 85.8. Adopt and implement as soon as possible the draft law for the creation of the national mechanism for the prevention of torture (Mexico);

A - 85.9. Fully implement the National System for Comprehensive Protection and Advancement of Children and Adolescents to help protect vulnerable children and adolescents (Canada);

A - 85.10. Strengthen the role of the National Council for Childhood and Adolescence (Poland);

A - 85.11. Designate an appropriate institution for the implementation and observance of the Convention on Rights of Persons with Disabilities (United Kingdom);

A - 85.12. Develop and implement gender equality policies, particularly in the labour market, and policies to fight sexual and domestic violence (Brazil);

A - 85.13. Designate a coordinator for the implementation of the Convention on the Rights of Persons with Disabilities; establish indicators for compliance and supervision; ensure that the oversight mechanism has an adequate status to contribute and follow up on a national policy on disability, and ensure that disability is considered as a cross-cutting issue in its public policies (Spain);

A - 85.14. Continue to submit its reports on the implementation of the Convention on the Elimination of All Forms of Discrimination against Women (Norway);<sup>4</sup>

A - 85.15. Establish effective and speedy measures to guarantee gender equality at all levels of the civil society and State structure, bearing in mind that laws and current policies have not yet produced the desired results (Nicaragua);

A - 85.16. Take effective measures to ensure the equal treatment of women in law and practice, in accordance with its international obligations under the Convention on the Elimination of All Forms of Discrimination against Women (Sweden);

A - 85.17. Take measures to rectify the situation of low participation of women in decision-making bodies and public life, the wage gap between women and men, and the high illiteracy rate among women (Norway);

- A - 85.18. Address the problem of low participation of women in the political life and in the decision-making bodies, in particular through the consideration of affirmative measures (Slovenia);
- A - 85.19. Adopt the necessary measures to eliminate discrimination against women, both in law and practice, including with regard to remuneration, employment opportunities, access to educational and health services (Mexico);
- A - 85.20. Continue its efforts in order to increase the participation of women in decision-making bodies and public institutions (Argentina);
- A - 85.21. Adopt new measures to ensure greater participation and representation of women in the Public Administration, as well as equal remuneration for men and women (Peru);
- A - 85.22. Ensure equal remuneration between men and women in practice (Slovenia);
- A - 85.23. Promote gender equality, including equal remuneration for men and women for equal work (Ghana);
- A - 85.24. Pursue the necessary measures to promote the principle of equal remuneration between women and men (Turkey);
- A - 85.25. Take measures to end discrimination based on race and ethnicity (Sweden);
- A - 85.26. Adopt and promulgate as soon as possible the draft law on all forms of discrimination and to include in this draft law discrimination on the basis of sexual orientation and gender identity (France);
- A - 85.27. Take the necessary measures to effectively combat discrimination based on sexual orientation in law as well as practice (Sweden);
- A - 85.28. Stipulate a clear definition of the crime of torture in its national legal framework in compliance with the Convention against Torture and Cruel, Inhuman or Degrading Treatment or Punishment and ensures investigation of all allegations of torture and ill-treatment, bring perpetrators to justice in compliance with international fair trial standards, providing rehabilitation to victims (Slovakia);
- A - 85.29. Consider adopting legislation or other new measures to more fully monitor, report, investigate, and prosecute all allegations of torture, extrajudicial execution, or other abuse of those in prison (United States);
- A - 85.30. Fully investigate all allegations of torture or ill-treatment and, if appropriate, bring the perpetrators of such acts to justice, and consider bringing the Criminal Code into compliance with the Convention against Torture (Republic of Korea);
- A - 85.31. Ensure that cases of torture and ill-treatment are effectively investigated and that the perpetrators are prosecuted; and adapt the national definition of torture to that contained in the Convention against Torture (Switzerland);
- A - 85.32. Take effective steps in order to halt and prevent the frequent use of torture during the first days of police custody, in a manner which is consistent with its obligations under the Convention against Torture (Japan);
- A - 85.33. Adopt measures to fight impunity in cases of torture (Costa Rica);
- A - 85.34. Ensure that the complaints mechanisms of the Ombudsman are easily accessible to all in need, including children (Slovenia);
- A - 85.35. Ensure the effective exercise of the right to conscientious objection and ensure that no minor (under 18) is recruited into the Armed Forces (Slovenia);
- A - 85.36. Implement effectively the legislation prohibiting the forced military recruitment of children under the age of 18 (Ghana);

- A - 85.37. Comply with the legislation prohibiting the forced military recruitment of children (Hungary);
- A - 85.38. Put in place measures to effectively prevent underage military recruitment (Japan);
- A - 85.39. That the country's judicial and prison systems work toward the improvement of prison conditions in line with international standards (Holy See);
- A - 85.40. Take the necessary measures to ensure conditions of detention in prisons in conformity with the international standards (Switzerland);
- A - 85.41. Step up efforts to end abusive practices by security forces and improve prison and detention centre conditions (Australia);
- A - 85.42. Adopt a new prison policy in order to improve prison conditions and, if possible, increase the salaries of prison guards and administrative staff (Hungary);
- A - 85.43. Amend the penal code and domestic abuse laws to prohibit all forms of domestic abuse, not just abuse deemed habitual or excessive (Canada);
- A - 85.44. Strengthen its efforts in prevention, punishment and eradication of all forms of violence against women (Argentina);
- A - 85.45. Consider adopting legislation or other measures that enable investigation and prosecution for gender-based violence (United States);
- A - 85.46. Develop official statistics that record cases of domestic violence, femicide, abuse, sexual abuse and sexual exploitation, the latter especially of children and adolescents, and facilitate access to justice for victims and the prosecution of the perpetrators (Uruguay);
- A - 85.47. Bring domestic legislation on sexual exploitation and trafficking of minors in line with international standards (Slovenia);
- A - 85.48. Ensure that children living or working in the street be provided with adequate protection, assistance, nutrition and shelter as well as with health care and educational opportunities (Poland);
- A - 85.49. Implement the recommendations of the Committee on the Rights of the Child, particularly with regard to street children and child labour (France);
- A - 85.50. Ensure that children living and working on the street are provided with adequate protection, assistance, health care, education and shelter (Hungary);
- A - 85.51. Apply its anti-corruption legislation in a rigorous manner and ensure the effectiveness, independence and impartiality of the judicial system (Switzerland);
- A - 85.52. Continue to promote the modernization of the country's judicial and administrative systems (China);
- A - 85.53. Consider enacting and implementing objective and balanced criteria for the seating and removal of judges that limit political interference and place an emphasis on improving the objectivity and effectiveness of the Paraguay justice system (United States);
- A - 85.54. Pass legislation to ensure that unregistered children are not deprived of their rights, and that concrete steps be taken to decrease current obstacles to child registration (Canada);
- A - 85.55. Ensure the right to equal and satisfactory working conditions, particularly to domestic workers (Brazil);
- A - 85.56. Intensify its efforts regarding the fight against poverty with the aim of achieving the pertinent objectives of the Millennium Development Goals (Morocco);
- A - 85.57. Step up programmes against extreme poverty and improve the quality of life of the population (Algeria);

A - 85.58. Take effective measures to reduce the high maternal mortality rate (Slovenia);

A - 85.59. Make further efforts to ensure free education for all, since much of the burden still remains with the families (Nicaragua);

A - 85.60. Step up its efforts in providing equal opportunities to education and work to both vulnerable groups and minorities (Thailand);

A - 85.61. Accord special attention, within its public policy on teaching, to the education of indigenous persons and children living in poverty (Costa Rica);

A - 85.62. That constant protection be provided to indigenous people and their rights over their lands and the preservation of their culture (Holy See);

A - 85.63. Strengthen its efforts for the protection of the rights of the indigenous population. Create a specific national mechanism to address any complaint by the indigenous population in relation to the use of its traditional land, and ensuring the participation of indigenous groups and their representatives (Spain);

A - 85.64. Strengthen implementation of the comprehensive public policy for indigenous peoples, with a view to promoting and protecting all their rights, and strengthen the Paraguayan Indigenous Institute to ensure the right to consultation and participation of indigenous peoples in decision-making, in accordance with its obligations under the ILO Convention No. 169 (Plurinational State of Bolivia);

A - 85.65. Establish an effective mechanism to address the claims of indigenous people to their traditional lands, with the appropriate participation of indigenous groups, and that resulting decisions are implemented (United Kingdom);

A - 85.66. Take measures in order to ensure the compliance with the ILO Convention No. 169 and the Declaration on the Rights of Indigenous Peoples, including the recognition of the right to land and natural resources of all indigenous peoples in Paraguay (Norway);

A - 85.67. Develop a comprehensive and forgery-proof land registry to enable indigenous communities to hold legal titles to their ancestral land (Germany);

A - 85.68. Fully implement the rulings of the Inter-American Court on Human Rights regarding indigenous land claims by the Yakye Axa and Sawhoyamaxa indigenous communities quickly and effectively (Canada);

A - 85.69. Take measures to implement rulings from the Inter-American Court of Human Rights on land rights of indigenous communities in Paraguay (Norway);

A - 85.70. Implement the rulings of the Inter-American Court of Human Rights relating to the Yakya Axa and Sawhoyamaxa communities, rendered in 2005 and 2006 respectively, which stipulate, particularly, that the lands claimed by these two communities must be restored to them (France);

A - 85.71. Institutionalize a consultation mechanism with indigenous community assemblies in order to include them in any decision-making that might affect their rights and interests (Mexico);

A - 85.72. Pursue appropriate, efficient policies to address the access of its indigenous population to employment, medical services, education and housing (Slovakia);

A - 85.73. Ensure the enjoyment of all human rights by migrants and strengthen the efforts to regularize them (Brazil);

**86. The following recommendations will be examined by Paraguay which will provide responses in due time, but no later than the seventeenth session of the Human Rights Council in June 2011.**

A - 86.1. Brief regularly the Council on the follow up of universal periodic review recommendations (Hungary);

A - 86.2. Develop an action plan to address disparities in socio-economic indicators between persons belonging to indigenous communities and nonindigenous persons (Sweden);

A - 86.3. Incorporate a section on rehabilitation of victims of torture into the draft bill on the national system for the prevention of torture (Hungary);

A - 86.4. Survey the extent of unsafe illegal abortions and introduce measures to safeguard women's universal right to life and health (Norway);

A - 86.5. Take the necessary measures to eliminate the socio-economic disparities affecting indigenous populations (France);

#### Notes

1 The recommendation as read by Spain during the interactive dialogue: Adopt legislative measures with a view to abolish the death penalty for all instances Adopt legislative measures with a view to abolish the death penalty for all instances.

2 The recommendation as read during the interactive dialogue: "Ratify the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights and the International Convention for the Protection of All Persons from Enforced Disappearance"" .

3 The recommendation as read during the interactive dialogue: "Conclude as soon as possible the ratification process of the Optional Protocol to the International Covenant of Economic, Social and Cultural Rights and to the International Convention for the Protection of All Persons from Enforced Disappearance."

4 The recommendation as read during the interactive dialogue: Submit its report on the implementation of the CEDAW"".

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