

## Recommendations & Pledges

### ROMANIA

#### Second Review Session 15

Review in the Working Group: 22 January 2013  
Adoption in the Plenary: 6 June 2013

#### Romania's responses to recommendations (as of 17.07.2013):

In the Report of the Working Group:	In the Addendum:	During the plenary:	Summary:
No response, all pending	130 recs accepted in full, 2 accepted in part (underlined in blue) <sup>1</sup> and 26 rejected (15 of which were considered as already implemented: n° 15, 21, 27, 31-34, 73, 74, 81, 99, 100, 102, 147, 151) <sup>2</sup>	No additional information provided	Accepted: 132 Rejected: 26 No clear position: 0 Pending: 0 Total: 158

*Paragraph headers are as in the Report of the Working Group, but the nature of responses to recommendations may have subsequently been changed.*

#### List of recommendations contained in Section II of the Report of the Working Group A/HRC/23/5:

<sup>1</sup> Another recommendation was also partially accepted but the part accepted and the part not accepted were clearly explained so the recommendation was split into two recommendations, one accepted and one rejected.

<sup>2</sup> The total number of recommendations is now 158 as one recommendation was split into two.

**109. The following recommendations will be examined by Romania, which will provide responses in due time, but no later than the twenty-third session of the Human Rights Council in June 2013:**

A - 109.1. Consider the ratification of the International Convention for the Protection of All Persons from Enforced Disappearance (Armenia) (Costa Rica);

R - 109.2. Consider ratifying the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families (Peru);

A - 109.3. Continue efforts aiming at ratifying the International Convention for the Protection of All Persons from Enforced Disappearance (Argentina);

R - 109.4. Consider ratifying the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families as well as ILO Convention no.189 (Philippines);

R - 109.5. Accede to the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families (Belarus);

R - 109.6. Ratify the Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families (Chile);

R - 109.7. Ratify the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families (Guatemala);

109.8. Encourage the ratification of

R - ICRMW and

A - CPED (Kuwait);

R - 109.9. Ratify the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights (The State of Palestine);

R - 109.10. Consider ratifying the Optional Protocol to the International Covenant on Economic Social and Cultural Rights (Costa Rica);

A - 109.11. Consider ratifying the Optional Protocol to the Convention on the Rights of the Child on a communications procedure (Thailand);

A - 109.12. Consider ratifying the Optional Protocol to Convention on the Rights of Persons with Disabilities (Costa Rica);

A - 109.13. Complete the process of fully implementing its obligations under the Rome Statute into domestic law, in particular by adopting provisions allowing for full cooperation with the International Criminal Court (Liechtenstein);

A - 109.14. Ratify the Kampala amendments to the Rome Statute, if possible with a view to contributing to the activation of the jurisdiction of the International Criminal Court over the crime of aggression at the beginning of 2017 (Liechtenstein);

R - 109.15. Ratify the International Convention on the Elimination of All Forms of Racial Discrimination (Algeria);

A - 109.16. Continue with the implementation of the new Civil and the Civil Procedure Codes, and the Criminal and the Criminal Procedure Codes, which will ease the jurisdiction procedures (Turkey);

A - 109.17. Carry on with legislative and administrative arrangements suggested by the treaty bodies, in order to further improve effective implementation of the Government's anti-discrimination strategy (Turkey);

A - 109.18. Continue to introduce the legislative and institutional measures necessary to enhance the independence and effectiveness of its National Human Rights Institution (Egypt);

A - 109.19. Consider reviewing the status and effectiveness of the NHRI to ensure its full compliance with the Paris Principles (Poland);

A - 109.20. Take all necessary measures to make its National Human Rights Institution fully compliant with the Paris Principles (France);

R - 109.21. Provide the Ombudsman institution with necessary resources to carry out its mandate in an effective way (Poland);

A - 109.22. Revise the status of the National Human Rights Institution with a view to ensure its full compliance with the Paris Principles (Ukraine);

A - 109.23. Consider establishing an independent Ombudsman for children (Ukraine);

A - 109.24. Consider establishing an independent Ombudsman for children (Poland);

A - 109.25. Heed the call of the Committee on the Rights of the Child for an independent ombudsman for children (Slovenia);

A - 109.26. Continue to develop the institutional framework with respect to the promotion and protection of human rights (Jordan);

R - 109.27. Specify the respective areas of competence of the various institutions and bodies combating discrimination to ensure the effectiveness of the system for preventing and combating discrimination, as recommended by CERD (Slovenia);

A - 109.28. Consider providing the National Council for Combating Discrimination, Ombudsman and relevant institutions with adequate resources to carry out their work and to minimize duplication of their functions and competence areas (Thailand);

A - 109.29. Continue its policies on improving the rights of the child (Jordan);

A - 109.30. Continue its work on improving the situation of children's rights, by taking further measures to develop comprehensive policies and strategies, and by strengthening the education system, healthcare and social protection (Norway);

R - 109.31. Apply the 2008-2013 National Strategy on children right's protection and promotion which should ensure that special attention will be paid to children belonging to the most vulnerable groups, such as children living in poverty, Roma children, children with disabilities, children with HIV/AIDS and streets children (Ecuador);

R - 109.32. Ensure the existence of sufficient budget allocations and follow-up and evaluation mechanisms for the full implementation of the "2008-2013 National Strategy on children right's protection" in order to support children and the most vulnerable population (Ecuador);

R - 109.33. Take effective measures to implement the National Strategy for the protection and promotion of children's rights (2008-2013) (Iran (Islamic Republic of));

R - 109.34. Fully implement the National Strategy for the protection and promotion of children's rights (Republic of Moldova);

A - 109.35. Continue paying special attention for the protection of the rights of children (Armenia);

A - 109.36. Continue taking legislative amendments and strengthen necessary policies to enhance child rights, particularly children with disabilities in light of relevant provisions of international conventions ratified by Romania (Qatar);

A - 109.37. That further efforts be deployed to assure that the respect of fundamental rights of the child and the fight against violence, sexual exploitation, human trafficking, child labour and any other form of child exploitation remain a priority of the Government (Italy );

A - 109.38. Continue working to promote human rights in the country, specifically the rights of minorities (Guatemala);

A - 109.39. Further intensify training for State and local authorities and the public at large on international human rights standards, particularly those in relation to sexual orientation and gender identity (Finland);

A - 109.40. Further consolidate achievements in domains such as legislative and judicial reform, education, health care and gender equality, and continue to put more priorities and national resources on other important fields of job creation and social security, with greater focus on improving the overall conditions of vulnerable groups of children, women, youth and persons with disabilities (Viet Nam);

A - 109.41. Transmit the overdue reports to the Human Rights Committee, the Committee on the Elimination of Discrimination against Women and the Committee against Torture (Czech Republic);

A - 109.42. Continue implementing legislation prohibiting all forms of discrimination (Chile);

A - 109.43. Intensify even further its efforts undertaken in regard to initiatives and awareness-raising programmes on gender equality and the protection of LGBT rights (Estonia);

A - 109.44. Continue implementing and strengthening measures to promote equality and protection against all forms of discrimination, placing special emphasis on the most vulnerable minority groups (Cuba);

A - 109.45. Take practical action to ensure that existing anti-discrimination legislation is properly enforced so as to combat discrimination against its citizens, both systemic and overt, based on in particular, ethnicity, sexual orientation and gender identity, and HIV status (Australia);

A - 109.46. Continue its efforts aiming to ensure full equality between all citizens and to combat discrimination, including discrimination against persons belonging to minorities, especially with regard to employment, education, health, and access to justice (Egypt);

A - 109.47. Continue efforts to combat discrimination and respect minority rights (Argentina);

A - 109.48. Implement measures to eliminate discrimination against minority groups, in particular the Roma and children in vulnerable situations, including children with disabilities, with HIV/AIDS, abandoned children or victims of violence and guarantee their access to education, housing, medical care and health services (Costa Rica);

A - 109.49. Continue its efforts in ensuring implementation of its strategy of antidiscrimination in order to guarantee the equal treatment of Romanian people, including the minority (Cambodia);

A - 109.50. Enforce legislation banning discrimination against Roma community (Bangladesh);

A - 109.51. Pursue further efforts to combat discrimination against the Roma (Brazil);

A - 109.52. Continue the efforts to eliminate discrimination against the Roma and carry out a major awareness campaign among the population regarding the situation of the Roma (Chad);

A - 109.53. Take further appropriate and effective measures to eliminate discrimination against Roma and ensure in particular their access to education, healthcare and employment without discrimination (Norway);

A - 109.54. Take the necessary measures to guarantee non-discrimination of ethnic Roma, through the full implementation of the 2012-2020 strategy and campaigns to combat all forms of discrimination and xenophobia against this group (Spain);

A - 109.55. Ensure the implementation of more comprehensive antidiscrimination measures to guarantee the equal treatment of the Roma people (Republic of Korea);

A - 109.56. Continue the efforts made in favor of the integration of the community of the Roma, the eradication of religious intolerance, human trafficking - especially of women and children -, and discrimination against people living with HIV / AIDS (Holy See);

A - 109.57. Take effective steps to implement its legislative measures and policies on discrimination and segregation of Roma people (India);

A - 109.58. Further strengthen legal provisions and comprehensive policies and strategies to ensure safety and fulfilment of rights of religious minority (Bangladesh);

A - 109.59. Ensure the systematic collection and publication of statistical data on hate crimes (Austria);

A - 109.60. Ensure, as established by the International Convention on the Elimination of All Forms of Racial Discrimination (CERD), access to housing without any discrimination, particularly to the most vulnerable groups, including the Roma (Chile);

A - 109.61. Amend current legislation on housing in order to explicitly prohibit all forms of discrimination based on ethnic origin as with regard to access to housing (France);

A - 109.62. Establish an effective legal framework to protect the right to adequate housing of persons belonging to the Roma minority and ensure that cases of discrimination against them are swiftly investigated (Austria);

A - 109.63. Continue its efforts to ensure equal access to housing and protection from discrimination and segregation on the basis of race or any other prohibited ground of discrimination (The State of Palestine);

A - 109.64. Guarantee without any discrimination to all disadvantaged groups of the population, including the Roma, access to adequate housing (Switzerland);

A - 109.65. Address inequalities in access to health services, in particular with regard to children affected by HIV/AIDS (Brazil);

A - 109.66. Continue training efforts in the area of human rights education for security personnel and in the field of discrimination against vulnerable groups (Tunisia);

A - 109.67. Intensify efforts to fight against discrimination and intolerance, and against racist and xenophobic political discourse (Tunisia);

A - 109.68. Combat racist stereotypes and incitement to hatred by intensifying efforts to promote tolerance (France);

A - 109.69. Developing a high-priority action plan to raise public awareness on all forms of discrimination and ill-treatment of children ((Iran (Islamic Republic of)));

A - 109.70. Ensure an adequate publicity and carry out awareness campaigns in order to increase the understanding among the population on the rights of LGBT persons (Belgium);

A - 109.71. Ensure that acts of discrimination against LGBT persons and persons belonging to other vulnerable groups are properly investigated and perpetrators held accountable (Austria);

A - 109.72. Adopt appropriate measures to counter discrimination of LGBT people and to develop policies in order to integrate existing legislation against discrimination at various societal levels in Romania (Netherlands);

R - 109.73. Include accurate Holocaust information in all public school lesson plans (United States of America);

R - 109.74. Promptly submit responsive, non-discriminatory legislation to Parliament for property restitution seekers as mandated by the European Court of Human Rights decision from January 2011 (United States of America);

A - 109.75. Publish an enhanced and updated national action plan by 2015, which will detail how the government will eliminate the excessive use of force and beatings against prisoners and pre-trial detainees including updating existing educational programmes for police officers (United Kingdom of Great Britain and Northern Ireland);

A - 109.76. Improve the condition of detainees, prevent cruel treatment in detention places and ensure the adequate level of medical services to detainees (Russian Federation);

A - 109.77. Take further measures to decrease serious challenges in access to justice by victims of domestic violence and human trafficking (Iran (Islamic Republic of));

A - 109.78. Redouble efforts to combat violence against women and girls, and ensure greater representation of women in managerial and decision-making positions (Peru);

A - 109.79. Take legal measures to guarantee the effective protection from sale of children, contemporary forms of slavery and forced labour (Iran (Islamic Republic of));

A - 109.80. Intensify the work regarding the protection of children from violence, promptly identify and suppress cases of cruel treatment of children (Russian Federation);

R - 109.81. Adopt a national strategy to protect the rights of children against all risk of violence, in particular, sexual abuse, neglect, abuse, and increase its efforts to combat child labour (France);

A - 109.82. Implement laws and policies to protect children from economic exploitation, including from all forms of child labor and child begging, and that aim at ensuring that street children go to school (Canada);

A - 109.83. Intensify the fight against the perpetrators operating in the area of human trafficking (Norway);

A - 109.84. Further strengthen efforts to combat trafficking in persons providing assistance and protection to victims, and ensuring that perpetrators of such crimes are brought to justice (Sri Lanka);

A - 109.85. Continue the good work in the area of addressing the problem of human trafficking (Greece);

A - 109.86. Intensify its efforts to address trafficking (Sweden);

A - 109.87. Step up national efforts in combating all forms of human trafficking (Egypt);

A - 109.88. Further ensure effective implementation of anti-trafficking legislation (Republic of Moldova);

A - 109.89. Step up efforts in the area of combating trafficking of human beings, as well as invite the Special Rapporteur on human trafficking to visit the country (Belarus);

A - 109.90. Intensify investigations of cases on trafficking of human beings for the purpose of labour exploitation and investigate all reports on alleged involvement of state officials in offenses related to human trafficking (Belarus);

A - 109.91. Provide the victims of human trafficking with the effective access to legal remedies and compensation (Belarus);

A - 109.92. Strengthen its efforts to come up with measures to prevent the crime of human trafficking and its participation in bilateral and regional cooperation to address the issue of human trafficking (Republic of Korea);

A - 109.93. Take urgent measures to fight trafficking in persons, particularly women and children, including through international and regional cooperation, also with countries of destination in order to prevent the spread of this phenomenon and work to prosecute perpetrators (Libya);

- A - 109.94. Address the root causes that result in human trafficking (Libya);
- A - 109.95. Strengthen its efforts to combat human trafficking and provide support services to victims, particularly for women and children and Roma people (Australia);
- A - 109.96. Step up its efforts for the protection and assistance of trafficking victims, including through adequate state financing for victims' shelters (Liechtenstein);
- A - 109.97. Take measure to prevent trafficking in children and their sexual exploitation by establishing education programmes and developing support services for them (Belgium);
- A - 109.98. Develop and implement a strategy to address the root causes of children living in the street, define preventive and protective measures and ensure that street children attend school and provide them with health-care services, shelter and food (Liechtenstein);
- R - 109.99. Strengthen the full implementation of legislation on corporal punishment of children, including through awareness raising, education programmes, and appropriate complaints mechanisms (Liechtenstein);
- R - 109.100. Consider introducing legislation prohibiting corporal punishment of children (Poland);
- A - 109.101. Continue to pursue reforms intended to ensure the independence of the judiciary and make judicial processes more transparent and efficient (Australia);
- R - 109.102. Appoint accomplished, independent prosecutors to lead the Prosecutor General and National Anti-Corruption Directorate offices, ensuring they remain free from political interference (United States of America);
- A - 109.103. Modernize the infrastructure of the country's penitentiaries and improve social reintegration programs for detainees, particularly ethnic Roma (Spain);
- A - 109.104. Intensify the support of the family as an institution (Holy See);
- A - 109.105. Amend the Citizenship Law to ensure that all persons born in Romania obtain a nationality; otherwise they would be stateless, regardless of the status of the parents (Mexico);
- A - 109.106. Take action to facilitate a prompt and consensual solution to the issue of the restitution to religion institutions of worship places confiscated under the communist regime, as a way of assuring the full enjoyment of the freedom of religion in the country (Italy);
- A - 109.107. Continue its policy to establish an environment for constructive dialogue and trust between the different religions in the country (Morocco);
- A - 109.108. Continue its efforts in eradicating poverty, with a focus to addressing the issue of inadequate housing affecting minority groups in the country (Malaysia);
- A - 109.109. Actively support the promotion and universal implementation of the human right to safe drinking water and sanitation in accordance with the recommendations made by the Human Rights Council in its various resolutions on this issue (Spain);
- A - 109.110. Increase the annual budget allocations for health section in order to provide for quality healthcare as well as adequate education, training and salaries for medical and paramedical staff (Iran (Islamic Republic of));
- A - 109.111. Adopt a national strategy on sexual and reproductive health and rights (Netherlands);
- A - 109.112. Provide comprehensive and age-appropriate sexuality education, including on prevention of unwanted pregnancies (Slovenia);
- A - 109.113. Implement comprehensive awareness raising strategies for hospital staff, administrators and other health professionals regarding their responsibilities to register births and facilitate the issuance of birth certificates, without any delay (Uruguay);

A - 109.114. Intensify efforts to address the underlying causes of mortality and malnutrition among children in the first years of life, including aspects related to the lack of access to health care services, poverty and the low level of education among Roma families and families living in rural areas. Also strengthen prenatal and postnatal services, implementing additional programs on maternal breastfeeding and hygiene for the development and survival in early childhood (Uruguay);

A - 109.115. Ensure that all children complete their 10-year compulsory education by taking concrete action to address reasons behind school non-attendance and by providing effective sanctions for those who obstruct children from attending schools (Czech Republic);

A - 109.116. Continue to fully implement the 2011 National Education Law and provide training for a sufficient number of teachers for education in or of minority languages (Hungary);

A - 109.117. Allocate adequate financial resources for education in the State Budget as provided for by the Law on Education 2011 (Timor-Leste);

A - 109.118. Establish appropriate policies in order to make the right to education for all a priority (Burundi);

A - 109.119. Take effective measures to remove the obstacles for vulnerable children to accede to quality education (Italy);

A - 109.120. Continue making efforts to realize the right to education of children, particularly those from remote rural areas (Peru);

A - 109.121. Continue its policy to ensure equality in the area of education, and particularly targeting Roma children (Indonesia);

A - 109.122. Continue its efforts related to human rights education and training as it represents a major gateway onto overcoming many long term difficulties (Lebanon);

A - 109.123. Continue its efforts with a view to the effective implementation of the provisions of the United Nations Declaration on Human Rights Education and Training (Morocco);

A - 109.124. Introduce the principle of anti-discrimination into school curricula and teaching practices at all levels of its education system (Cyprus);

A - 109.125. Facilitate the greater integration and participation in society of people with disabilities and, in particular, implement a more expansive sheltered housing strategy with measurable targets that will achieve a substantial reduction in the number of people with disabilities currently in institutional care (Ireland);

A - 109.126. Intensify efforts in the promotion of the rights of persons with disabilities (Greece);

A - 109.127. Strengthen the different measures aiming at respecting rights of persons with disabilities, particularly boys and girls (Argentina);

A - 109.128. Increase efforts to ensure the inclusion of children with disabilities in society, with special emphasis on access to education (Mexico);

A - 109.129. Take necessary measures to the effective implementation of the Convention on the Rights of Persons with Disabilities, with due regard to the disabled children experiencing discrimination in accessing mainstream education (Iran (Islamic Republic of));

A - 109.130. Enact legislation to ensure the unhindered participation of persons with disabilities in the education system and in the labour market (Austria);

A - 109.131. Ensure unhindered access of children with disabilities to quality and inclusive education (Slovakia);



A - 109.132. Continue to empower the Roma minority and provide them with a greater role in society (Kuwait);

A - 109.133. Continue the efforts to implement the Strategy of the Government of Romania for the inclusion of the Romanian citizens belonging to the Roma minority for the period 2012-2020 (Algeria);

A - 109.134. Set measurable objectives and allocate the necessary resources to ensure the effective implementation of the national Roma integration strategy, including with respect to existing initiatives in the various regions aimed at preventing the segregation of Roma children in schools (Canada);

A - 109.135. Ensure that its National Strategy for Roma Integration is implemented in full to enable the Roma community to better integrate into society, giving them greater access to public amenities, healthcare and public housing (United Kingdom of Great Britain and Northern Ireland);

A - 109.136. Effectively implement the Strategy for the inclusion of the Romanian citizens belonging to the Roma minority for the period 2012-2020 and make further efforts in guaranteeing the rights of the Roma in education, employment, housing and cultural fields (China);

A - 109.137. Implement the government's National Roma Strategy with appropriate funding to improve education, housing and employment opportunities for Roma citizens (United States of America);

A - 109.138. Ensure adequate financial resources, both from the national budget as well as through regional and international cooperation, for the implementation of the Strategy for the Inclusion of Romanian Belonging to Roma Minority (Timor-Leste);

A - 109.139. Maintain and intensify its positive engagement towards the full inclusion of Roma people (Rwanda);

A - 109.140. Continue pursuing sensitized policies designed for the integration and social inclusion of persons belonging to Romania's Roma community (Slovakia);

A - 109.141. Adopt additional measures for the protection of Roma. Provide Roma with conditions to receive full education and to have access to labour market and health services. Identify and suppress cases of discrimination against Roma, and their forced displacement and segregation. Make efforts to decrease the high level of intolerance towards Roma in the Romanian society (Russian Federation);

A - 109.142. Take special measures to guarantee Roma children equal access to inclusive quality education and ensure full participation of the Roma themselves in these efforts (Finland);

A - 109.143. Intensify its efforts to increase school attendance of the Roma children and to effectively implement the national strategy by correlating it with specific programs and by strengthening the implementation structures for the Roma at local level (Sweden);

R - 109.144. Implement an expanded social and voluntary housing programme for Roma families, and in this regard, enhance collaboration with civil society and full participation of all relevant stakeholders (Ireland);

A - 109.145. Continue to take measures aiming at improving the situation of its citizens of the Roma origin and continue to improve the framework of combating discrimination against them (Iraq);

A - 109.146. Continue conducting more awareness and sensitizations programmes regarding minority groups with the aim to changing the stereotype and negative perception of these groups in the long run (Malaysia);

R - 109.147. Establish effective ways that all migrant workers and their families could lodge complaints for violation of their rights without fear of reprisal (Mexico);

A - 109.148. Continue efforts to protect all migrant workers and their families, ensuring that abusive employers are held accountable and brought to justice (Sri Lanka);

A - 109.149. Consider amending the Citizenship Law to include safeguards against statelessness, providing that children born in the Romanian territory, who would otherwise be stateless, acquire Romanian nationality (Slovakia);

A - 109.150. Further strengthen measures to ensure rights of migrants (Bangladesh);

R - 109.151. Accelerate the resolution of pending property cases by adopting the relevant new legislative framework (Hungary);

A - 109.152. Accelerate its efforts to combat corruption in the country including through the effective implementation of the new National Anticorruption Strategy 2012-2015 (Indonesia);

A - 109.153. Combat corruption; ensure the independence of the judiciary. Take steps to increase the effectiveness of the judiciary and prosecutor's office, and the level of professionalism of their staff (Russian Federation);

A - 109.154. Through the national strategy against corruption 2012-2015, take the measures necessary to ensure the implementation of the recommendations relating the cooperation and verification mechanism (CVM) issued by the European Commission, and including continuing efforts to prevent and combat corruption in the political and judicial sectors (Canada);

R - 109.155. Conduct an independent, impartial, thorough and effective investigation into cooperation with the American authorities regarding illegal renditions and secret prisons in the context of the fight against terrorism (Switzerland);

A - 109.156. Investigate and publish the findings on the State's participation in the rendition and secret detention programmes of CIA, in particular, on the presumed existence of secret detention centres on the national territory (France);

R - 109.157. Conduct, jointly with Special Procedures of the Human Rights Council, comprehensive and transparent investigations regarding information/reports on participation of the Romanian authorities in CIA secret programs of arbitrary detention and secret transfers of suspects (Belarus);

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