

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
<p>138.1. Ratify the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and its Optional Protocol; the International Convention for the Protection of All Persons from Enforced Disappearance and the Statute of the International Criminal Court ( Spain );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/ Noted	<p>2.1 Acceptance of international norms 12.5 Prohibition of torture and cruel, inhuman or degrading treatment 13.2 Enforced disappearances 20.3 International humanitarian law</p> <p><b>Affected persons:</b> - disappeared persons - general</p>	

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.5. Continue efforts to accede to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, as well as its optional protocol, and the International for the Protection of All Persons from Enforced Disappearances; and ratify ILO Conventions No. 169 and no. 189 (Iraq);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            13.2 Enforced disappearances            33 Indigenous peoples            23.1 Right to work            23.2 Right to just and favourable conditions of work</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- disappeared persons</li> <li>- general</li> <li>- migrant workers</li> </ul>	

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.10. Accede to the ILO Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour; ratify the Statute of the International Criminal Court and the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and its Optional Protocol, the International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families, and the ILO Convention No. 189 concerning Decent Work for Domestic Workers (Uruguay);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            5.2 Institutions &amp; policies - General            30.3 Children: protection against exploitation            20.3 International humanitarian law            16 Right to an effective remedy, impunity            34 Migrants            23.1 Right to work            23.2 Right to just and favourable conditions of work</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- children</li> <li>- migrant workers</li> </ul>	

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.13. Ratify the International Convention for the Protection of All Persons from Enforced Disappearances, the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment, and the Rome Statute of the International Criminal Court (Austria);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            13.2 Enforced disappearances            16 Right to an effective remedy, impunity            20.3 International humanitarian law</p> <p><b>Affected persons:</b>            - disappeared persons            - general</p>	
<p>138.14. Ratify the Rome Statute of the International Criminal Court, including its Agreement on Privileges and Immunities (Slovakia);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>2.1 Acceptance of international norms            16 Right to an effective remedy, impunity            20.3 International humanitarian law</p> <p><b>Affected persons:</b>            - general</p>	

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### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p><b>138.18. Sign the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights</b>, the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and its Optional Protocol and ratify the International Convention for the Protection of All Persons from Enforced Disappearance ( Portugal );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms            21 Economic, social &amp; cultural rights - general measures of implementation            16 Right to an effective remedy, impunity            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            5.2 Institutions &amp; policies - General            13.2 Enforced disappearances  <b>Affected persons:</b>            - disappeared persons            - general</p>	India has not ratified the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights.
<p>138.24. Ratify, in the shortest time, the International Convention for the Protection of All Persons from Enforced Disappearance as well as the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and adopt related internal legislation (France);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            13.2 Enforced disappearances            5.1 Constitutional and legislative framework  <b>Affected persons:</b>            - disappeared persons            - general</p>	

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### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.26. Ratification of ILO Conventions Nos. 138 concerning Minimum Age for Admission to Employment; 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour; 169 concerning Indigenous and Tribal Peoples in Independent Countries; 155 concerning Occupational Safety and Health and the Working Environment and 170 concerning Safety in the use of Chemicals at Work (Ghana);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>2.1 Acceptance of international norms            30.3 Children: protection against exploitation            33 Indigenous peoples            23.1 Right to work            23.2 Right to just and favourable conditions of work  <b>Affected persons:</b>            - general            - children            - indigenous</p>	
<p>138.28. Ratify Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and the ILO Conventions no. 138 and 182 concerning child labour ( Sweden );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            30.3 Children: protection against exploitation  <b>Affected persons:</b>            - children</p>	

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### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 12.4. Death penalty</i></b>			
138.95. Maintain de facto moratorium on executions and ratify the Second Optional Protocol to the International Covenant on Civil and Political Rights with a view to definitive abolishment of the death penalty (France); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 2.1 Acceptance of international norms 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
138.101. Consider adhering to the Second Optional Protocol to the International Covenant on Civil and Political Rights aiming at the abolition of the death penalty (Portugal); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.128. Align its national regulations with the ILO Conventions 138 concerning Minimum Age for Admission to Employment and 182 concerning the prohibition and immediate action for the elimination of the worst forms of child labour and elaborate a timeline for the ratification of these instruments (Hungary); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 30.3 Children: protection against exploitation 5.1 Constitutional and legislative framework 30.1 Children: definition; general principles; protection <b>Affected persons:</b> - children	

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### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 3.1. Cooperation with treaty bodies</i></b>			
<p>138.65. Implement Treaty Body recommendations and develop a National Action Plan to eliminate all forms of discrimination (Slovenia);</p> <p><b>Source of position: A/HRC/21/10 - Para. 138</b></p>	Noted	<p>3.1 Cooperation with treaty bodies            40 Treaty body follow-up procedures            5.2 Institutions &amp; policies - General            8 Equality &amp; non-discrimination            9 Racial discrimination  <b>Affected persons:</b>            - general</p>	<p>Recommendations of treaty bodies (especially the 2008 Concluding Observations of the Committee on Economic, Social and Cultural Rights) have not been fully implemented.</p> <p>(See Annexure Two of the joint stakeholders' report submitted by Housing and Land Rights Network titled, <i>The Human Rights to Adequate Housing and Land in India</i>, for a list of treaty bodies that have made recommendations to India on housing and land issues.)</p> <p>There seems to be no initiative within the government to develop a national action plan on human rights. The last effort by the National Human Rights Commission in 2008 was abandoned without explanation.</p>
<b><i>Right or area: 3.3. Cooperation with other international mechanisms and institutions</i></b>			



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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.70. Continue cooperating with the United Nations and other international organisations and share good experience and practices with other countries in order to overcome the remaining challenges (Lao People's Democratic Republic);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</p>	Supported	<p>3.3 Cooperation with other international mechanisms and institutions</p> <p>3.2 Cooperation with special procedures</p> <p>3.3 Cooperation with other international mechanisms and institutions</p> <p>40 Treaty body follow-up procedures</p> <p>41 Follow-up to special procedures</p> <p>42 Follow-up to UPR</p> <p><b>Affected persons:</b></p> <p>- general</p>	<p>Partially implemented.</p> <p>India submitted its National Report for the UN Conference on Housing and Sustainable Urban Development (Habitat III) in July 2016.</p> <p>(<a href="https://www.habitat3.org/bitcache/32bdb91c56577eec10568b8368802f5d8f4435ad?vid=585624&amp;disposition=inline&amp;op=view">https://www.habitat3.org/bitcache/32bdb91c56577eec10568b8368802f5d8f4435ad?vid=585624&amp;disposition=inline&amp;op=view</a>)</p> <p>India ratified the Paris Agreement on climate change in October 2016.</p> <p>However, India's report to the Committee on Economic, Social and Cultural Rights is overdue.</p>
<p><b><i>Right or area: 3.2. Cooperation with special procedures</i></b></p>			
<p>138.66. Continue cooperating with Special Procedures and accept in particular requests for visits from Special Rapporteurs (Belgium);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Supported	<p>3.2 Cooperation with special procedures</p> <p>41 Follow-up to special procedures</p> <p><b>Affected persons:</b></p> <p>- general</p>	<p>Partially implemented.</p> <p>India invited the Special Rapporteur on adequate housing on an official mission in April 2016.</p>

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.67. Adopt the recommendations of the Special Rapporteur on the situation of human rights defenders and the necessary measures to its recognition and protection, guaranteeing that the human rights violations are timely, effectively and independently investigated (Spain);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>3.2 Cooperation with special procedures            41 Follow-up to special procedures            36 Human rights defenders            5.2 Institutions &amp; policies - General            15.1 Administration of justice &amp; fair trial            16 Right to an effective remedy, impunity</p> <p><b>Affected persons:</b>            - human rights defenders</p>	<p>Repression, arrest, and attacks against human rights defenders defending housing and land rights are prevalent across the country.</p> <p>The recommendations of the Special Rapporteur need to be implemented in their entirety.</p>
<p>138.69. Allow the visit of the Special Rapporteur on torture and other cruel, inhuman or degrading treatment or punishment, whose request had been pending for 18 years, in line with India's standing invitation issued in 2011 to all Special Procedures of the HRC (Hungary);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>12.5 Prohibition of torture and cruel, inhuman or degrading treatment            3.2 Cooperation with special procedures</p> <p><b>Affected persons:</b>            - general</p>	
<p><b>Right or area: 3.3. Cooperation with other international mechanisms and institutions</b></p>			
<p>138.56. Implement the 2011 recommendations of the International Coordinating Committee of National Institutions for the Promotion and Protection of Human Rights to ensure the high standards and independence of India's National Human Rights Institutions (United Kingdom of Great Britain and Northern Ireland);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>3.3 Cooperation with other international mechanisms and institutions            5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b>            - general</p>	
<p><b>Right or area: 5.1. Constitutional &amp; legislative framework</b></p>			

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.35. Review the law on the special powers of the armed forces to align it with its obligations under the International Convention on Civil and Political Rights (Switzerland); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	5.1 Constitutional and legislative framework 2.1 Acceptance of international norms 11 Civil & political rights - general measures of implementation <b>Affected persons:</b> - general	
138.37. Consider expediting the process to pass the 108 <sup>th</sup> Constitutional Amendment Bill which seeks to reserve a significant portion of seats for women at the Lower House and state legislative assemblies and consider the ratification of the Optional Protocol to Convention on the Elimination of All Forms of Discrimination against Women (Timor-Leste); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	5.1 Constitutional and legislative framework 29.1 Discrimination against women 18 Right to participation in public affairs and right to vote 2.1 Acceptance of international norms 5.2 Institutions & policies - General 16 Right to an effective remedy, impunity <b>Affected persons:</b> - general	
<b>Right or area: 30.3. Children: protection against exploitation</b>			
138.39. Strengthen legislations to combat sexual offences against minors (Algeria); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 6	Supported	30.3 Children: protection against exploitation 30.2 Children: family environment and alternative care 30.1 Children: definition; general principles; protection 5.1 Constitutional and legislative framework 12.5 Prohibition of torture and cruel, inhuman or degrading treatment 12.7 Prohibition of slavery, trafficking 29.2 Violence against women, trafficking and exploitation of prostitution <b>Affected persons:</b> - children - girls	
<b>Right or area: 5.1. Constitutional &amp; legislative framework</b>			

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.44. Repeal the Armed Forces Special Powers Act or adopt the negotiated amendments to it that would address the accountability of security personnel, the regulation concerning detentions as well as victims' right to appeal in accordance to international standards (Slovakia); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	5.1 Constitutional and legislative framework 12.6 Conditions of detention 16 Right to an effective remedy, impunity <b>Affected persons:</b> - general	
138.89. Study the possibility of eliminating any criminalisation of same sex relations (Argentina); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 3	Supported	8 Equality & non-discrimination 14.6 Right to private life, privacy 5.1 Constitutional and legislative framework <b>Affected persons:</b> - Lesbian, gay, bisexual and transgender persons (LGBT)	
<b>Right or area: 12.4. Death penalty</b>			
138.91. Establish a moratorium on executions with a view to abolishing the death penalty (Ireland); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.92. Abolish capital punishment and commute existing death sentences to life imprisonments terms (Slovakia); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.94. Consider abolishing the death penalty or establishing a moratorium (Chile); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.96. Introduce as quickly as possible a de jure moratorium on executions (Belgium); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.97. Adopt a de jure moratorium on capital punishment with a view to abolishing the death penalty (Italy); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.98. Establish an official moratorium against the death penalty and take the necessary measures in view of its abolition (Switzerland); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.99. Study the possibility of repealing the death penalty from its legal regime (Argentina); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.100. Make the de facto moratorium into a permanent one with a view to abolishing the death penalty (Norway); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
<b><i>Right or area: 12.5. Prohibition of torture and cruel, inhuman or degrading treatment</i></b>			

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.104. Introduce legislation to prohibit corporal punishment of children in all settings (Liechtenstein);</p> <p><b>Source of position:</b> A/HRC/21/10- Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 5: Introduce legislation to prohibit corporal punishment of children. (Liechtenstein)</p>	Supported/Noted	<p>12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p>5.1 Constitutional and legislative framework</p> <p>30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b></p> <p>- children</p>	
<b><i>Right or area: 29.2. Gender-based violence</i></b>			
<p>138.105. Adopt comprehensive legislation on fighting all forms of sexual harassment in relation to women and children (Kyrgyzstan);</p> <p><b>Source of position:</b> A/HRC/21/10- Para. 138</p>	Noted	<p>29.2 Violence against women, trafficking and exploitation of prostitution</p> <p>30.3 Children: protection against exploitation</p> <p>5.1 Constitutional and legislative framework</p> <p><b>Affected persons:</b></p> <p>- children</p> <p>- girls</p> <p>- women</p>	
<b><i>Right or area: 14.2. Freedom of thought, conscience and religion</i></b>			
<p>138.123. Take legislative action to ensure every person's right to freely choose one's religion in line with the Indian Constitution and effectively and swiftly prosecute acts of violence against religious minorities (Austria);</p> <p><b>Source of position:</b> A/HRC/21/10- Para. 138</p>	Noted	<p>14.2 Freedom of thought, conscience and religion</p> <p>32 Members of minorities</p> <p>5.1 Constitutional and legislative framework</p> <p>15.1 Administration of justice &amp; fair trial</p> <p>16 Right to an effective remedy, impunity</p> <p><b>Affected persons:</b></p> <p>- general</p> <p>- minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	

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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.124. Abolish anti-conversion laws in relation to religion and grant access to justice to victims of religious violence and discrimination ( Italy ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	14.2 Freedom of thought, conscience and religion 5.1 Constitutional and legislative framework 15.1 Administration of justice & fair trial 16 Right to an effective remedy, impunity <b>Affected persons:</b> - general - minorities/ racial, ethnic, linguistic, religious or descent-based groups	
<b><i>Right or area: 29.1. Discrimination against women</i></b>			
138.2. Intensify the efforts working towards the MDG5, including by withdrawing its reservation to Article 16 in Convention on the Elimination of All Forms of Discrimination against Women, and by ensuring access to information and counselling on SRHR as set out in its National Population Policy ( Sweden ); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 6 <b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 6: Intensify efforts towards the MDG5 by ensuring access to information and counseling on SRHR as set out in the National Population Policy. (Sweden)	Supported/ Noted	29.1 Discrimination against women 2.2 Reservations 24 Right to health - General 5.2 Institutions & policies - General 2.1 Acceptance of international norms <b>Affected persons:</b> - women	
<b><i>Right or area: 5.1. Constitutional &amp; legislative framework</i></b>			



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138.45. Carry out an annual review of the 1958 Armed Forces Special Powers Act aiming to gradually reduce its geographic scope ( France ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	5.1 Constitutional and legislative framework 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b><i>Right or area: 8. Non-discrimination</i></b>			
138.47. Take adequate measures to guarantee and monitor the effective implementation of the Prevention of Atrocities Act, providing legal means for an increased protection of vulnerable groups like the Dalit, including the access to legal remedies for affected persons (Germany); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	8 Equality & non-discrimination 9 Racial discrimination 5.2 Institutions & policies - General 32 Members of minorities 33 Indigenous peoples 16 Right to an effective remedy, impunity <b>Affected persons:</b> - refugees and asylum-seekers - indigenous - internally displaced persons - minorities/ racial, ethnic, linguistic, religious or descent-based groups	The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act 1989 is seldom used in cases of forced eviction, land alienation/grabbing, and violence against ST/SC/Dalits related to housing and land issues. There is thus no conviction of those responsible for such violations.
<b><i>Right or area: 37. Right to development – general measures of implementation</i></b>			
138.51. Continue its efforts to further spread in the country the model of rural growth in the Mahatma Gandhi National Rural Employment Guarantee Act (Greece); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 4	Supported	37 Right to development - general measures of implementation 22.1 Right to an adequate standard of living - general 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b><i>Right or area: 5.2. Institutions &amp; policies</i></b>			



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.54. Establishment and implementation of a National Human Rights Plan which cover access to education and health, including aspects of sexual and reproductive and health, as well as, concrete measures to eliminate violence against women (Spain);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>5.2 Institutions &amp; policies - General            29.1 Discrimination against women            29.2 Violence against women, trafficking and exploitation of prostitution            24 Right to health - General            6 Human rights education, trainings  <b>Affected persons:</b>            - women</p>	
<p><b>138.57. Intensify its efforts and measures to consolidate the state of law and its national mechanisms on human rights (Viet Nam);</b></p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>5.2 Institutions &amp; policies - General            5.1 Constitutional and legislative framework  <b>Affected persons:</b>            - general</p>	<p>Implementation is partial.</p> <p>National and state human rights institutions need to be strengthened and should independently investigate violations of housing and land rights and take action, and not just defer to state government reports.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p><b>138.58. Further coordination among relevant national authorities and human rights institutions (Egypt);</b>  <b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</b></p>	Supported	<p>5.2 Institutions &amp; policies - General  <b>Affected persons:</b>            - general</p>	<p>Coordination among and between various ministries and national human rights institutions needs to improve.</p> <p>The issue of urban housing in India is addressed by the Ministry of Housing and Urban Poverty Alleviation while the Ministry of Rural Development is responsible for rural housing issues. Land issues are mostly dealt with by state governments. There needs to be better coordination among all central government ministries and state and central governments to ensure a holistic and comprehensive human rights-based approach to housing and land. Rural and urban need to be treated as two ends of the same spectrum with consolidated policies to better address the linkages.</p> <p>While national human rights institutions are regularly approached for violations of housing and land rights, they often defer to the reports of government authorities and close cases without conducting independent investigations to verify facts and on-the-ground realities.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 6. Human rights education and training</i></b>			
<p>138.59. Intensify efforts in providing capacity building and training programmes on human rights for its law enforcement officials as well as judicial and legal officials in the rural areas (Malaysia);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 4</p>	Supported	<p>6 Human rights education, trainings 5.2 Institutions &amp; policies - General 15.1 Administration of justice &amp; fair trial <b>Affected persons:</b> - general</p>	<p>There needs to be better human rights education and legal awareness among judicial and legal officials, especially on international human rights law and guidelines, as well as on gender-related protections in existing laws/policies.</p>
<b><i>Right or area: 5.3. Political framework &amp; good governance</i></b>			
<p>138.62. Strengthen the process for ensuring independent and timely investigation mechanisms to address and eliminate corruption; and provide for and facilitate increased accountability and transparency in this process (United States of America);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>5.3 Political framework &amp; good governance 5.2 Institutions &amp; policies - General 16 Right to an effective remedy, impunity <b>Affected persons:</b> - general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 8. Non-discrimination</i></b>			
<p>138.71. Continue its efforts to eliminate discrimination against and empower marginalized and vulnerable groups particularly by ensuring effective implementation of relevant laws and measures through proper and active coordination among line ministries, national and state governments; by extending disaggregated data to caste, gender, religion, status and region; and by increasing sensitization and reducing discriminatory attitudes among law enforcement officers through human rights education and training (Thailand);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>8 Equality &amp; non-discrimination            5.2 Institutions &amp; policies - General            6 Human rights education, trainings            9 Racial discrimination  <b>Affected persons:</b>            - general</p>	<p>Discrimination against Scheduled Tribes and Scheduled Castes with regard to access to housing and land is severe. Over 40 per cent of those displaced from infrastructure projects are Scheduled Tribes while 20 per cent are Dalits/Scheduled Castes.</p> <p>Discrimination against Dalits and Muslims, especially with regard to rental housing, is prevalent. This is resulting in growing ghettoization and deteriorating living conditions in many areas.</p> <p>Intersectionality results in multiple levels of discrimination especially on intersecting axes of caste, gender, age, and income.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.72. Ensure that laws are fully and consistently enforced to provide adequate protections for members of religious minorities, scheduled castes, and adivasi groups, as well as, women, trafficking victims, and LGBT citizens (United States of America);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>8 Equality &amp; non-discrimination            5.2 Institutions &amp; policies - General            5.3 Political framework &amp; good governance            9 Racial discrimination            12.7 Prohibition of slavery, trafficking            29.1 Discrimination against women            32 Members of minorities            33 Indigenous peoples            34 Migrants  <b>Affected persons:</b>            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Partially implemented.</p> <p>While some progressive laws exist, such as the Forest Rights Act 2006, the Prevention of Women from Domestic Violence Act 2005, the Hindu Succession (Amendment) Act 2005, the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act 1989, and the Prohibition of Employment of Manual Scavengers and their Rehabilitation Act 2013, implementation is weak. LGBTQI communities continue to face discrimination, including with regard to housing; the law criminalizes them.</p>
<p>138.73. Monitor and verify the effectiveness of, and steadily implement, measures such as quota programmes in the areas of education and employment, special police and special courts for effective implementation of the Protection of Civil Rights Act and the Scheduled Caste and Scheduled Tribes Act, and the work of the National Commission for Scheduled Castes (Japan);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>8 Equality &amp; non-discrimination            5.2 Institutions &amp; policies - General            23.1 Right to work            25 Right to education - General            5.3 Political framework &amp; good governance            6 Human rights education, trainings            9 Racial discrimination            15.1 Administration of justice &amp; fair trial  <b>Affected persons:</b>            - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.74. Address the inequities based on rural-urban divide and gender imbalance (Botswana);</p> <p>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p>	Supported	<p>8 Equality &amp; non-discrimination            5.2 Institutions &amp; policies - General            29.1 Discrimination against women</p> <p><b>Affected persons:</b>            - women</p>	<p>The government has launched a National Rurban Mission with the ostensible aim of increasing investment in rural areas, bridging the rural-urban divide, and creating 'smart villages.' The scheme, however, does not mention concrete budgetary allocations and monitoring mechanisms.</p> <p>Pradhan Mantri Awas Yojana – Gramin (Prime Minister's Housing Scheme - Rural), intended to replace the rural housing scheme Indira Awas Yojana, commits to building 10 million houses in rural areas by 2019 with a sanctioned budget of Rs 820 billion.</p> <p>Issues of forced land acquisition, displacement, migration, landlessness and agrarian/land reform in rural areas are not being adequately addressed by the state.</p> <p>Discrimination with regard to women's ownership and control of land and housing is acute. Only about 13 per cent of women in India own land.</p> <p>India has 27 million female-headed households. They constitute 12 per cent of urban households and 10.4 per cent of rural households (Census 2011) but do not receive adequate attention in policy and practice.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<i>Right or area: 5.2. Institutions &amp; policies</i>			
<p>138.75. Put in place appropriate monitoring mechanisms to ensure that the intended objectives of the progressive policy initiatives and measures for the promotion and protection of the welfare and the rights of the vulnerable, including women, girls and children, as well as the scheduled castes and scheduled tribes and minorities are well achieved (Ghana);</p> <p>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 4</p>	Supported	<p>5.2 Institutions &amp; policies - General            5.3 Political framework &amp; good governance            8 Equality &amp; non-discrimination            29.1 Discrimination against women            30.1 Children: definition; general principles; protection            32 Members of minorities            33 Indigenous peoples  <b>Affected persons:</b>            - children            - women</p>	<p>Mechanisms to monitor the progressive realization of the right to adequate housing are absent, including for the Housing for All–2022 scheme and the Smart Cities Mission.</p> <p>Discrimination against Scheduled Tribes and Scheduled Castes with regard to access to housing and land is severe. Over 40 per cent of those displaced from infrastructure projects are Scheduled Tribes while 20 per cent are Dalits/Scheduled Castes.</p> <p>Discrimination against Dalits and Muslims, especially with regard to rental housing, is prevalent. This is resulting in growing ghettoization and deteriorating living conditions in many areas.</p> <p>Intersectionality results in multiple levels of discrimination especially on intersecting axes of caste, gender, age, and income.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p><b>138.76. Continue working on the welfare of children and women (Nepal);</b></p> <p><b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</b></p>	Supported	<p>5.2 Institutions &amp; policies - General            30.1 Children: definition; general principles; protection            29.1 Discrimination against women</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- children</li> <li>- women</li> </ul>	<p>Partially implemented.</p> <p>The feminisation of poverty is increasing in India, especially in rural areas.</p> <p>Women and children suffer the worst impacts of inadequate living conditions, forced evictions, homelessness, and displacement, including loss of livelihoods, education, healthcare, and security.</p> <p>Female-earning households are disadvantaged and disempowered, irrespective of their caste and religion affiliations. The lack of employment opportunities acts as an obstacle toward their financial inclusion. In the ‘emerging’ rural areas, the annual income of female-earning households is less than half that of male-earning households (at 46 per cent), while in the ‘underdeveloped’ rural areas it is 69 per cent.</p> <p>Homeless women face the most extreme forms of violence, including sexual assault.</p> <p>Street children witness the worst forms of marginalization and deprivation, but there is no national data or comprehensive policy on street children in India.</p>



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b>Right or area: 29.1. Discrimination against women</b>			
138.77. Continue the procedures and measures taken to enable women to be equal partners and participants in development ( Qatar ); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 5	Supported	29.1 Discrimination against women 5.2 Institutions & policies - General 37 Right to development - general measures of implementation <b>Affected persons:</b> - women	
<b>Right or area: 5.1. Constitutional &amp; legislative framework</b>			
138.79. Continue its legal efforts in the protection of women and children's rights as well as improve measures to prevent violence against women and girls, and members of religious minorities (Iran); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 4	Supported	5.1 Constitutional and legislative framework 5.2 Institutions & policies - General 29.1 Discrimination against women 29.2 Violence against women, trafficking and exploitation of prostitution 30.1 Children: definition; general principles; protection 32 Members of minorities <b>Affected persons:</b> - children - women	Implementation of laws and policies protecting women's rights, including recognizing their equal security of tenure, are not fully implemented. Often, awareness on these legal provisions is low.  Violence, including sexual violence, against homeless women is acute and continues to be unaddressed. Women living in resettlement sites and low-income settlements also face severe violations of their human rights, including to housing, health, water, sanitation, food, safety and security, and livelihood/work.
<b>Right or area: 29.1. Discrimination against women</b>			
138.80. Improve women empowerment and emancipation, and provide them with a bigger role to play in the society ( Kuwait ) ; <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 5	Supported	29.1 Discrimination against women 18 Right to participation in public affairs and right to vote 5.2 Institutions & policies - General <b>Affected persons:</b> - women	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.83. Continue incorporating the gender perspective in programmes and development plans with positive measures to the effective promotion and protection of women's rights (Venezuela (Bolivarian Republic of));</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 2</p>	Supported	<p>29.1 Discrimination against women 5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b> - women</p>	<p>Partially implemented.</p> <p>Laws and policies protecting women's rights to adequate housing, property, land, inheritance, and security are not sufficient.</p> <p>Though efforts have been made by the government to register housing/property in the names of women and to accord titles of state-provided housing jointly in the names of women and men, implementation is not always sufficient.</p> <p>While the Protection of Women from Domestic Violence Act 2005 and the Hindu Succession (Amendment) Act 2005 contain positive provisions for women's rights to housing and property, awareness on these laws is low and implementation is weak.</p> <p>Most of the new schemes such as the Smart Cities Mission and the Atal Mission for Rejuvenation and Urban Transformation, do not have a strong gender perspective. The Land Acquisition and Resettlement Act 2013 is also weak on women's rights.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.87. Continue to promote the rights of women in their choice of marriage and their equality of treatment independently of caste and tribe or other considerations (Holy See); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 6	Supported	29.1 Discrimination against women 8 Equality & non-discrimination 5.2 Institutions & policies - General 32 Members of minorities 33 Indigenous peoples <b>Affected persons:</b> - women	
138.88. Strictly enforce the legal provisions prohibiting harmful and discriminatory practices that violate the rights of women and girls, and that it undertake effective public education measures, including awareness-raising programmes designed to eliminate gender-based prejudices, traditional practices and provisions of personal status laws that are harmful and discriminatory to women and girls (Liechtenstein); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	29.1 Discrimination against women 5.2 Institutions & policies - General 25 Right to education - General 29.2 Violence against women, trafficking and exploitation of prostitution 30.1 Children: definition; general principles; protection <b>Affected persons:</b> - children - women	
<b><i>Right or area: 8. Non-discrimination</i></b>			
138.90. Take measures to address violence and discrimination directed towards persons based on their sexual orientation, especially related to employment (Canada); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	8 Equality & non-discrimination 5.2 Institutions & policies - General 13.1 Liberty and security - general 23.1 Right to work <b>Affected persons:</b> - Lesbian, gay, bisexual and transgender persons (LGBT)	
<b><i>Right or area: 12.4. Death penalty</i></b>			
138.93. Respect the de facto moratorium on the death penalty which had been in place since 2004 (Spain); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.4 Death penalty 5.2 Institutions & policies - General <b>Affected persons:</b> - general	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 30.1. Children: definition, general principles, protection</i></b>			
138.102. Take effective measures to dissuade child marriage and to protect the fundamental rights of the children (Switzerland); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. Page 2	Supported	30.1 Children: definition; general principles; protection 30.3 Children: protection against exploitation 30.2 Children: family environment and alternative care 5.2 Institutions & policies - General 29.2 Violence against women, trafficking and exploitation of prostitution <b>Affected persons:</b> - children	
<b><i>Right or area: 30.3. Children: protection against exploitation</i></b>			
138.103. Take more efforts to prevent children from sexual exploitation and separation from families, and give them the opportunity and assistance to grow up in an environment of freedom and dignity (Bahrain); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 3	Supported	30.3 Children: protection against exploitation 30.1 Children: definition; general principles; protection 30.2 Children: family environment and alternative care 5.2 Institutions & policies - General <b>Affected persons:</b> - children	
<b><i>Right or area: 29.2. Gender-based violence</i></b>			
138.106. Take the necessary legislative, civil and criminal measures to provide the appropriate protection to women, and children that are victims of sexual abuse (Mexico); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 6	Supported	29.2 Violence against women, trafficking and exploitation of prostitution 5.2 Institutions & policies - General 29.1 Discrimination against women 30.1 Children: definition; general principles; protection 30.3 Children: protection against exploitation 30.2 Children: family environment and alternative care <b>Affected persons:</b> - children - girls - women	
<b><i>Right or area: 13.1. Liberty &amp; security – general</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.127. Ensure a safe working environment for journalists and take proactive measures to address the issue of impunity, such as swift and independent investigations (Austria);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 6</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 6: Ensure a safe working environment for journalists. (Austria)</p>	Supported/Noted	<p>13.1 Liberty and security - general            5.2 Institutions &amp; policies - General            14.3 Freedom of opinion and expression            16 Right to an effective remedy, impunity</p> <p><b>Affected persons:</b>            - general</p>	
<b><i>Right or area: 21. Economic, social &amp; cultural rights – general measures of implementation</i></b>			
<p>138.129. Continue its efforts and actions in promoting social security and labour policy (Iran);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 4</p>	Supported	<p>21 Economic, social &amp; cultural rights - general measures of implementation            5.2 Institutions &amp; policies - General            22.4 Right to social security            23.1 Right to work            23.2 Right to just and favourable conditions of work            23.3 Trade union rights</p> <p><b>Affected persons:</b>            - general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p><b>138.130. Provide more resources for the enjoyment of economic and social rights, especially in favour of vulnerable groups like women, children, poor people and minorities (Viet Nam);</b></p> <p><b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 2</b></p>	Supported	<p>21 Economic, social &amp; cultural rights - general measures of implementation</p> <p>5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b></p> <p>- general</p>	<p>While some social sectors received budget cuts, the allocation for the Pradhan Mantri Awas Yojana (Prime Minister's Housing Scheme) was increased in the financial year 2016–17. Though the allocation to the Ministry of Housing and Urban Poverty Alleviation increased from the revised estimate of 2015–16, it is less than the budgeted estimate of 2015–16. Of the total budgetary allocation, the share for the Ministry of Housing and Urban Poverty Alleviation is just 0.27 per cent.</p> <p>Under the scheme of Pradhan Mantri Awas Yojana-Gramin (Rural), the government has declared the construction of 10 million dwelling units in rural areas by 2019, for which Rs 120,000 (in the plains) and Rs 130,000 (in hilly areas/difficult terrains) of financial assistance will be sanctioned for each unit of construction of a permanent house for the rural homeless and those living in dilapidated houses.</p>
<p><b>Right or area: 17. Rights related to name, identity, nationality</b></p>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.131. Take the necessary measures to ensure birth registration on a universal basis, particularly for persons living in extreme poverty, belonging to religious minorities or in remote areas ( Mexico ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	17 Rights related to name, identity, nationality 5.2 Institutions & policies - General 8 Equality & non-discrimination 24 Right to health - General 30.1 Children: definition; general principles; protection 32 Members of minorities <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups - persons living in poverty - persons living in rural areas	
138.132. Ensure timely registration of all births (Holy See); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	17 Rights related to name, identity, nationality 5.2 Institutions & policies - General 24 Right to health - General 30.1 Children: definition; general principles; protection <b>Affected persons:</b> - children	
<b><i>Right or area: 22.5. Human rights &amp; extreme poverty</i></b>			
138.140. Continue to strengthen its poverty alleviation strategies, as well as its child protection strategies, particularly against the exploitation of children ( South Africa ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Supported	22.5 Human rights & extreme poverty 30.1 Children: definition; general principles; protection 5.2 Institutions & policies - General 30.3 Children: protection against exploitation <b>Affected persons:</b> - children	
<b><i>Right or area: 21. Economic, social &amp; cultural rights – general measures of implementation</i></b>			



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.141. Continue consolidating its programmes and socio-economic measures essential to achieve poverty reduction and social exclusion to the utmost wellbeing of its people (Venezuela (Bolivarian Republic of));</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 2</p>	Supported	<p>21 Economic, social &amp; cultural rights - general measures of implementation</p> <p>5.2 Institutions &amp; policies - General</p> <p>22.5 Human rights &amp; extreme poverty</p> <p>8 Equality &amp; non-discrimination</p> <p><b>Affected persons:</b></p> <p>- general</p>	<p>Several new central government schemes related to housing and urban development have been launched. While some of these have positive provisions in theory and call for convergence, there is no concrete effort to consolidate them, resulting in confusion, overlap, and the possibility of financial leakages and poor implementation.</p> <p>The new schemes are touted as pro-poor but if not implemented within a human rights framework, they could result in increased segregation, exclusion, and denial of human rights to low-income and marginalized populations.</p>
<b>Right or area: 22.5. Human rights &amp; extreme poverty</b>			
<p>138.142. Continue efforts to eradicate poverty and to better living conditions as well as increase job opportunities (Kuwait);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</p>	Supported	<p>22.5 Human rights &amp; extreme poverty</p> <p>5.2 Institutions &amp; policies - General</p> <p>22.1 Right to an adequate standard of living - general</p> <p>22.3 Right to adequate housing</p> <p>23.1 Right to work</p> <p><b>Affected persons:</b></p> <p>- general</p>	<p>India has the world's largest number of people, 632 million, living in multidimensional poverty (UNDP, 2014).</p> <p>Though the Government of India has reported a reduction in national poverty, living conditions of the urban and rural poor are worsening in many areas.</p>
<p>138.143. Further strengthen the efforts in poverty eradication, paying special attention to the rural population (Myanmar);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</p>	Supported	<p>22.5 Human rights &amp; extreme poverty</p> <p>5.2 Institutions &amp; policies - General</p> <p>8 Equality &amp; non-discrimination</p> <p><b>Affected persons:</b></p> <p>- persons living in rural areas</p>	



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.144. Continue to advance the progress already underway on poverty eradication and improve the enjoyment of the most basic human rights of its people, especially women and children (Singapore);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 6</p>	Supported	<p>22.5 Human rights &amp; extreme poverty            5.2 Institutions &amp; policies - General            8 Equality &amp; non-discrimination            29.1 Discrimination against women            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b></p> <ul style="list-style-type: none"> <li>- general</li> <li>- children</li> <li>- women</li> </ul>	<p>The human right to adequate housing is not recognized and implemented as a human right in India.</p> <p>Census 2011 recorded a 37.14 per cent decadal growth in the number of ‘slum’ households. Over 17 per cent of the urban population or almost 14 million households (65-70 million people) live in inadequate settlements without access to basic services. Census 2011 reveals that 36 per cent of households in such settlements do not have basic facilities of electricity, tap water, and sanitation within house premises.</p> <p>Rural landlessness, agrarian distress, forced migration, and farmer suicides as a result of increased indebtedness and impoverishment are on the rise.</p> <p>India also has the largest number of homeless and landless persons (over 500 million) in the world. According to the Socio-economic and Caste Census 2011, about 30 per cent (53.7 million) of landless households derive a major part of their income from manual work.</p> <p>The national rural housing shortage was 40 million households at the end of 2012; 90 per cent of this shortage was for below poverty line families.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 21. Economic, social &amp; cultural rights – general measures of implementation</i></b>			
<b>138.145. Continue encouraging socio-economic development and poverty eradication (Cuba);</b> <b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</b>	Supported	21 Economic, social & cultural rights - general measures of implementation 5.2 Institutions & policies - General 22.5 Human rights & extreme poverty 37 Right to development - general measures of implementation <b>Affected persons:</b> - general	While efforts are underway by India to implement this recommendation, the alarming socio-economic indicators reveal that much more needs to be done and on a priority basis.
138.157. Continue to strengthen its programmes and initiatives geared towards guaranteeing the rights to health and education ( Cuba ); <b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</b>	Supported	21 Economic, social & cultural rights - general measures of implementation 5.2 Institutions & policies - General 24 Right to health - General 25 Right to education - General <b>Affected persons:</b> - general	
138.158. Redouble its efforts in the field of education and health ( Senegal ); <b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</b>	Supported	21 Economic, social & cultural rights - general measures of implementation 5.2 Institutions & policies - General 24 Right to health - General 25 Right to education - General <b>Affected persons:</b> - general	
<b><i>Right or area: 37. Right to development – general measures of implementation</i></b>			
138.168. Carry on its efforts in environmental and health policies, and continue to enforce its legislative measures on food security ( Iran ); <b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 4</b>	Supported	37 Right to development - general measures of implementation 5.2 Institutions & policies - General 22.2 Right to food 24 Right to health - General <b>Affected persons:</b> - general	
<b><i>Right or area: 20.1. Human rights &amp; counter-terrorism</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.169. Continue its efforts to achieve balance between its counterterrorism strategies and the need to forestall the spread of xenophobia (Trinidad and Tobago). <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	20.1 Human rights & counter-terrorism 5.2 Institutions & policies - General 8 Equality & non-discrimination 9 Racial discrimination <b>Affected persons:</b> - general	
<b><i>Right or area: 5.1. Constitutional &amp; legislative framework</i></b>			
138.48. Adopt the Prevention of Communal and Targeted Violence Bill addressing issues such as accountability of civil servants, standards of compensation for victims and elements of command responsibilities ( Germany ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	5.1 Constitutional and legislative framework 5.3 Political framework & good governance 16 Right to an effective remedy, impunity 32 Members of minorities <b>Affected persons:</b> - general	
<b><i>Right or area: 25. Right to education</i></b>			
138.52. Enhance the coordination of both the central and state governments in an effective manner in order to guarantee the smooth implementation of the 2010 Right of Children to Free and Compulsory Education Act (Indonesia); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 4	Supported	25 Right to education - General 5.3 Political framework & good governance 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b><i>Right or area: 6. Human rights education and training</i></b>			
138.55. Continue with action to include human rights education in the school curricula ( Sri Lanka ); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. Page 2	Supported	6 Human rights education, trainings 25 Right to education - General <b>Affected persons:</b> - children	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.60. Improve training on human rights by addressing law enforcement, especially police officers ( Iraq ); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 4	Supported	6 Human rights education, trainings <b>Affected persons:</b> - general	
<b><i>Right or area: 7.1. Context, statistics, budget, cooperation with civil society</i></b>			
138.63. Continue including civil society participation in the UPR process ( Nicaragua ); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 5	Supported	7.1 Context, statistics, budget, dissemination, civil society <b>Affected persons:</b> - general	
138.159. Increase the budget allocated to health from 1 percent of the GDP to 2 percent ( Luxembourg ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	24 Right to health - General 7.1 Context, statistics, budget, dissemination, civil society <b>Affected persons:</b> - general	
<b><i>Right or area: 8. Non-discrimination</i></b>			
138.53. Enact comprehensive anti-discrimination legislation and ensure that there are adequate means of redress ( Ireland ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	8 Equality & non-discrimination 9 Racial discrimination 5.1 Constitutional and legislative framework 16 Right to an effective remedy, impunity <b>Affected persons:</b> - general	
<b><i>Right or area: 23.1. Right to work</i></b>			
138.78. Continue to promote the right to equal opportunity for, and at, work ( Holy See ); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 6	Supported	23.1 Right to work 8 Equality & non-discrimination <b>Affected persons:</b> - general	
<b><i>Right or area: 29.1. Discrimination against women</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.81. Redouble efforts on ensuring gender equality and take measures to prevent gender discrimination (Bahrain );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p>	Supported	<p>29.1 Discrimination against women 8 Equality &amp; non-discrimination 5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b> - women</p>	
<p>138.82. Review the budgets and social laws taking into account gender issues (Morocco);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</p>	Supported	<p>29.1 Discrimination against women 8 Equality &amp; non-discrimination 7.1 Context, statistics, budget, dissemination, civil society 5.1 Constitutional and legislative framework</p> <p><b>Affected persons:</b> - women</p>	<p>Budgetary allocations to promote women's rights need to be increased, including for women's land and housing rights and entitlements, as well as for legal awareness and legal aid for women.</p>
<b><i>Right or area: 8. Non-discrimination</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p><b>138.134. Make efforts to eliminate the large gap that exists between the rich and the poor (Chad);</b>  <b>Source of position: A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</b></p>	Supported	<p>8 Equality &amp; non-discrimination            22.4 Right to social security            21 Economic, social &amp; cultural rights - general measures of implementation  <b>Affected persons:</b>            - general</p>	<p>Inequality is increasing, largely as a result of market-driven/neoliberal economic policies and the absence of human rights approaches to development.</p> <p>Intensive focus on the private sector and public-private partnership (PPP) models, including for housing, dilute state welfare functions, reduce state accountability and responsibility, and further income gaps.</p> <p>Adequate investment in, and enforcement of, housing for economically weaker sections (EWS), despite the rhetoric, is not sufficient.</p> <p>Forced evictions and demolitions of low-income settlements continue to increase the housing shortage, and exacerbate poverty and inequality between the rich and poor.</p> <p>The modalities of the Smart Cities Mission, including the focus on PPP, relocation of low-income settlements from city centres to peripheries, and the creation of a parallel governance structure – the Special Purpose Vehicle – have portents of increasing inequality in access to housing.</p> <p>Land acquisition and large infrastructure projects, especially with regard to large dams and mining, continue to displace the rural poor.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
<p>138.3. Expedite the ratification of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and its Optional Protocol, and adopt robust domestic legislation to this effect (United Kingdom of Great Britain and Northern Ireland);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/ Noted	<p>2.1 Acceptance of international norms</p> <p>12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p><b>Affected persons:</b></p> <p>- general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.4. Ratify the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and end impunity for security forces accused of committing human rights violations (United States of America);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            16 Right to an effective remedy, impunity</p> <p><b>Affected persons:</b>            - general</p>	



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.6. Accelerate its domestic procedure for ratification including the adoption of the Prevention against Torture Bill by its Parliament ( Republic of Korea );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            5.1 Constitutional and legislative framework</p> <p><b>Affected persons:</b>            - general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.7. Ratify promptly the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Italy);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported	<p>2.1 Acceptance of international norms 12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p><b>Affected persons:</b> - general</p>	
<p>138.8. Ratify the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment of Punishment as soon as possible (Maldives);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported	<p>2.1 Acceptance of international norms 12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p><b>Affected persons:</b> - general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.12. Ratify the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and ensure that the instrument of ratification is fully consistent with the Convention (Australia);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms</p> <p>12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p><b>Affected persons:</b></p> <p>- general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.15. Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment (Botswana);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported	<p>2.1 Acceptance of international norms</p> <p>12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p><b>Affected persons:</b></p> <p>- general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.16. Ratify the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment, as well as its Optional Protocol (Brazil);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms</p> <p>12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p>5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b></p> <p>- general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.17. Expedite ratification of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and its Optional Protocol (Czech Republic);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>2.1 Acceptance of international norms            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b>            - general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.29. Accelerate the ratification process of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Indonesia);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported	<p>2.1 Acceptance of international norms</p> <p>12.5 Prohibition of torture and cruel, inhuman or degrading treatment</p> <p><b>Affected persons:</b></p> <p>- general</p>	
<b>Right or area: 5.1. Constitutional &amp; legislative framework</b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.32. Conforms national legislation to international norms on the prevention of torture, to speed up the ratification of the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and receive the Special Rapporteur on Torture (Switzerland);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/Noted	<p>5.1 Constitutional and legislative framework            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            2.1 Acceptance of international norms            3.2 Cooperation with special procedures            5.2 Institutions &amp; policies - General  <b>Affected persons:</b>            - general</p>	
<p>138.33. Take the necessary measures to ensure that the existing national legislation against torture and cruel and inhumane and degrading treatment incorporates the highest international standards in this area (Costa Rica);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>5.1 Constitutional and legislative framework            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            2.1 Acceptance of international norms            5.2 Institutions &amp; policies - General  <b>Affected persons:</b>            - general</p>	



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.34. Prioritise the review and implementation of the Prevention Against Torture Bill, ensuring that it complies with the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment of Punishment (Maldives);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>5.1 Constitutional and legislative framework            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            2.1 Acceptance of international norms            5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b>            - general</p>	
<p>138.36. Consider introducing a new bill to the Parliament, taking into full consideration of the suggestions of the Select Committee, and take further actions towards the ratification of Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Timor- Leste);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 3: Finalise the ratification of the Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment. (Spain, Sweden, Switzerland, Timor-Leste, UK and Northern Ireland, USA, Australia, Austria, Botswana, Brazil, Czech Republic, Indonesia, Iraq, Italy, Maldives, Portugal, Republic of Korea)</p>	Supported/ Noted	<p>5.1 Constitutional and legislative framework            12.5 Prohibition of torture and cruel, inhuman or degrading treatment            2.1 Acceptance of international norms</p> <p><b>Affected persons:</b>            - general</p>	
<b>Right or area: 12.5. Prohibition of torture and cruel, inhuman or degrading treatment</b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.119. Guarantee effective access to justice in cases of human rights violations committed by security forces personnel with regard to the use of torture (Spain); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.5 Prohibition of torture and cruel, inhuman or degrading treatment 15.1 Administration of justice & fair trial 5.3 Political framework & good governance <b>Affected persons:</b> - general	
<b><i>Right or area: 12.7. Prohibition of slavery, trafficking</i></b>			
138.107. Accelerate its efforts on combating human trafficking (Iran); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 2	Supported	12.7 Prohibition of slavery, trafficking 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
138.108. Reinforce efforts to protect and rehabilitate the victims of trafficking (Ukraine); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 2	Supported	12.7 Prohibition of slavery, trafficking 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
138.109. Continue stepping up efforts in the area of fighting trafficking as well as consider the possibility of inviting the Special Rapporteur on trafficking in persons, especially in women and children, to visit the country (Belarus); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.7 Prohibition of slavery, trafficking 3.2 Cooperation with special procedures 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
138.110. Continue to strengthen its efforts to combat trafficking in persons by providing the necessary budget to establish a larger number of local bodies to combat this scourge (Paraguay); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	12.7 Prohibition of slavery, trafficking 7.1 Context, statistics, budget, dissemination, civil society 5.2 Institutions & policies - General <b>Affected persons:</b> - general	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.111. Implement monitoring mechanisms to stop people trafficking (Holy See); <b>Source of position:</b> A/HRC/21/10- Para. 138 & A/HRC/21/10/Add.1 - Para. page 2	Supported	12.7 Prohibition of slavery, trafficking 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
138.9. Ratify the International Convention for the Protection of All Persons from Enforced Disappearance and recognize the competence of its Committee, in accordance with articles 31 and 32 (Uruguay); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 13.2 Enforced disappearances <b>Affected persons:</b> - disappeared persons - general	
138.11. Consider the possibility of ratifying the International Convention for the Protection of All Persons from Enforced Disappearance (Argentina); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 13.2 Enforced disappearances <b>Affected persons:</b> - disappeared persons - general	
138.20. Evaluate the possibility of ratifying the International Convention for the Protection of All Persons from Enforced Disappearance (Chile); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 13.2 Enforced disappearances 5.2 Institutions & policies - General <b>Affected persons:</b> - disappeared persons - general	
<b><i>Right or area: 14.2. Freedom of thought, conscience and religion</i></b>			
138.49. Reconsider laws and bills on religious conversion in several Indian states in the light of freedom of religion or belief in order to avoid the use of vague or broad terminology and discriminatory provisions (Germany); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	14.2 Freedom of thought, conscience and religion 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.50. Reconsider current local legislation on freedom of religion, that uses vague or broad terminology and discriminatory provisions, and impedes the possibility for conversion of faith for those who wish to do so (Netherlands); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	14.2 Freedom of thought, conscience and religion 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
138.125. Strengthen the Federal Government's effort to guarantee freedom of religion to everyone in this world largest democracy (Holy See); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 4	Supported	14.2 Freedom of thought, conscience and religion 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b><i>Right or area: 14.3. Freedom of opinion and expression</i></b>			
138.126. Ensure that measures limiting freedom of expression on the internet is based on clearly defined criteria in accordance with international human rights standard (Sweden); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	14.3 Freedom of opinion and expression 2.1 Acceptance of international norms 5.1 Constitutional and legislative framework 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b><i>Right or area: 15.1. Administration of justice &amp; fair trial</i></b>			
138.117. Continue to carry out policies aimed at improving its judicial system, reforming the law enforcement bodies and reducing the level of crime and corruption (Russian Federation); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	15.1 Administration of justice & fair trial 5.2 Institutions & policies - General 5.3 Political framework & good governance <b>Affected persons:</b> - general	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.122. Further promote equal access to justice for all , including by reducing backlog and delays in the administration of cases in court, providing more legal aids to the poor and marginalized, as well as increasing the use of alternative measures to pre-trial detention ( Thailand);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. Page 2</p> <p><b>Comments:</b> A/HRC/21/10/Add.1 states at page 2: List of Recommendations Accepted by the Government of India; and at page 2: Further promote equal access to justice for all, including by reducing backlog and delays in the administration of cases in court, providing more legal aids to the poor and marginalized. (Thailand)</p>	Supported/Noted	<p>15.1 Administration of justice &amp; fair trial 8 Equality &amp; non-discrimination 22.5 Human rights &amp; extreme poverty 16 Right to an effective remedy, impunity</p> <p><b>Affected persons:</b> - general</p>	
<b><i>Right or area: 16. Right to an effective remedy, impunity</i></b>			
<p>138.120. Implement effective judiciary proceedings making possible the bringing to justice security forces personnel who have committed human rights violations ( France );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>16 Right to an effective remedy, impunity 12.5 Prohibition of torture and cruel, inhuman or degrading treatment 15.1 Administration of justice &amp; fair trial</p> <p><b>Affected persons:</b> - general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.121. Solve remaining cases of human rights violations and create an independent committee to receive claims against the police that were referred to by the Special Rapporteur on Human Rights Defenders (Iraq); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	16 Right to an effective remedy, impunity 5.2 Institutions & policies - General 15.1 Administration of justice & fair trial 41 Follow-up to special procedures <b>Affected persons:</b> - general	
<b>Right or area: 19. Rights related to marriage &amp; family</b>			
138.31. Amend the Special Marriage Act before its next review (Slovenia); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	19 Rights related to marriage & family 5.1 Constitutional and legislative framework <b>Affected persons:</b> - general	
<b>Right or area: 22.1. Right to an adequate standard of living - general</b>			
138.135. Allocate more resources in sectors that provide basic services such as health, education and employment opportunities (Malaysia); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 5	Supported	22.1 Right to an adequate standard of living - general 7.1 Context, statistics, budget, dissemination, civil society 23.1 Right to work 24 Right to health - General 25 Right to education - General <b>Affected persons:</b> - general	
<b>Right or area: 22.2. Right to food</b>			
138.136. Introduce a strategy to promote food security (Saudi Arabia); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 5	Supported	22.2 Right to food 5.2 Institutions & policies - General <b>Affected persons:</b> - general	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 22.3. Right to adequate housing</i></b>			
<p>138.137. Continue to implement plans adopted in the area of housing and rehabilitation, particularly the plan launched in 2011 aimed at preventing the construction of new slums (Algeria);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>22.3 Right to adequate housing 5.2 Institutions &amp; policies - General 22.1 Right to an adequate standard of living - general <b>Affected persons:</b> - general</p>	<p>Several schemes have been adopted to address housing, but they lack a human rights approach. The 2011 scheme (Rajiv Awas Yojana) has been replaced by the Pradhan Mantri Awas Yojana (Prime Minister's housing scheme) with ambitious targets to construct 20 million houses in urban and 30 million houses in rural areas by 2022. While this is a commendable and welcome step, the scheme needs to focus on the realization of the right to adequate (including affordable) housing for the most marginalized. The viability and implementation of housing targets also need to be ascertained.</p> <p>Financial irregularities have been reported in schemes for rural housing (Indira Awas Yojana) and the urban homeless (National Urban Livelihoods Mission – Scheme of Shelters for Urban Homeless).</p> <p>The 'slum-free city' and increasingly, the 'smart city' agenda are resulting in demolition of slums and forced evictions/relocation to city peripheries instead of focusing on in situ (on site) upgrading and housing improvement.</p>

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Right or area: 22.6. Human rights &amp; drinking water and sanitation</i></b>			
<p>138.138. Ensure that every household enjoys the right to safe drinking water and sanitation (Slovenia);</p> <p><b>Source of position: A/HRC/21/10 - Para. 138</b></p>	Noted	<p>22.6 Human Rights &amp; drinking water and sanitation</p> <p><b>Affected persons:</b></p> <p>- general</p>	<p>Partially implemented.</p> <p>India has the highest number of people practicing open defecation. This especially increases vulnerability of women and girls to violence, and also impacts their rights to security and to live with dignity. The government launched a large national campaign called Swachh Bharat Mission (SBM or Clean India Mission) in 2014. Its focus is to provide adequate sanitation facilities to all households across the country and make India ‘open-defecation free’ by 2019. While the scheme has noteworthy targets, reportedly, progress is slow. Also sanitation needs to address issues beyond toilet construction. The Ministry of Water and Sanitation tracks the number of toilets built under SBM:</p> <p><a href="http://sbm.gov.in/sbmdashboard/Default.aspx">http://sbm.gov.in/sbmdashboard/Default.aspx</a></p> <p>According to Census 2011, in rural areas, 69.3 per cent of households do not have toilets; in urban areas the figure is 18.6 per cent. Thirty-five per cent of the urban population does not have access to ‘treated’ tap water. Eighty-five million urban Indians do not have access to sanitation.</p>



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.139. Further accelerate the sanitation coverage and the access to safe and sustainable drinking water in rural areas (Myanmar);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 5</p>	Supported	<p>22.6 Human Rights &amp; drinking water and sanitation</p> <p><b>Affected persons:</b> - general</p>	<p>Discrimination, especially against Dalits, with regard to access to water and sanitation is acute, especially in rural areas. Instances of violence against Dalits, especially women, are rampant when they try to assert their right to water. Despite the Prohibition of Employment of Manual Scavengers and their Rehabilitation Act 2013, a large number of Dalits, especially women, are employed to do this inhuman work.</p>
<b><i>Right or area: 24. Right to health</i></b>			
<p>138.146. Continue its efforts aimed at improving the level of public health in the country to attain better results in the area of health and access to health (Saudi Arabia);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 6</p>	Supported	<p>24 Right to health - General 5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b> - general</p>	
<p>138.147. Establish measures at the national and state level to remove obstacles in terms of access by the population to pain palliative medicines (Uruguay);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>24 Right to health - General 5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b> - general</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.148. Provide every possible support and assistance to the national project for rural health to increase the standard of nutrition and improve public health and to strengthen the relationship between health and indicators such as sanitation and personal hygiene; ( United Arab Emirates );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 2</p>	Supported	<p>24 Right to health - General            5.2 Institutions &amp; policies - General            8 Equality &amp; non-discrimination            7.1 Context, statistics, budget, dissemination, civil society</p> <p><b>Affected persons:</b>            - general            - persons living in rural areas</p>	
<p>138.150. Take further practical steps to reduce the high level of maternal and child mortality, inter alia, through better access to maternal health services ( Austria );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p>	Supported	<p>24 Right to health - General            29.1 Discrimination against women            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b>            - general            - children            - girls            - women</p>	
<p>138.151. Further efforts towards addressing the challenge of maternal and child mortality ( Egypt );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 3</p>	Supported	<p>24 Right to health - General            29.1 Discrimination against women            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b>            - children            - women</p>	
<p>138.152. Strengthen its efforts to improve maternal health and acts to effectively balance the skewed sex-ratio among children, including by combating female foeticide ( Norway );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 6</p>	Supported	<p>24 Right to health - General            29.1 Discrimination against women            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b>            - children            - girls            - women</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.153. Take further measures to ensure all women without any discrimination access to adequate obstetric delivery services and sexual and reproductive health services, including safe abortion and gender-sensitive comprehensive contraceptive services (Finland);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 6</p>	Supported	<p>24 Right to health - General 29.1 Discrimination against women</p> <p><b>Affected persons:</b> - women</p>	
<p>138.154. Contribute to further reduction of maternal mortality through the establishment of an independent organ to accelerate programmes and projects in this area (Honduras);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>24 Right to health - General 29.1 Discrimination against women 5.2 Institutions &amp; policies - General</p> <p><b>Affected persons:</b> - women</p>	
<p>138.155. Intensify its efforts to sensitize and train medical professionals on the criminal nature of prenatal sex selection with a view to ensuring stringent enforcement of the legal prohibition of such practice (Liechtenstein);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. 155</p>	Supported	<p>24 Right to health - General 6 Human rights education, trainings 29.1 Discrimination against women 29.2 Violence against women, trafficking and exploitation of prostitution 30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b> - children - girls - women</p>	
<p>138.156. Take effective measures to fully implement National Rural Health Missions (Honduras);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 4</p>	Supported	<p>24 Right to health - General 5.2 Institutions &amp; policies - General 8 Equality &amp; non-discrimination</p> <p><b>Affected persons:</b> - general</p>	
<b>Right or area: 25. Right to education</b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.115. Extend the minimum age to 18 years for any form of labour that prevents children from accessing a full education (Ireland); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	25 Right to education - General 5.1 Constitutional and legislative framework 30.1 Children: definition; general principles; protection 30.3 Children: protection against exploitation <b>Affected persons:</b> - children	
138.149. Meet the stated commitment from the Common Minimum Program of 2004 to dedicate 3 percent of India's GDP to health and 6 percent to education (Slovenia); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	25 Right to education - General 5.2 Institutions & policies - General 7.1 Context, statistics, budget, dissemination, civil society 21 Economic, social & cultural rights - general measures of implementation <b>Affected persons:</b> - general - children - older persons - women	
138.160. Further promote children's right to education (Greece); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 4	Supported	25 Right to education - General 30.1 Children: definition; general principles; protection <b>Affected persons:</b> - children	
138.161. Reinforce its efforts in provision of free and compulsory primary education (Slovakia); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 1	Supported	25 Right to education - General 5.2 Institutions & policies - General 7.1 Context, statistics, budget, dissemination, civil society 30.1 Children: definition; general principles; protection <b>Affected persons:</b> - children	
138.162. Continue implementing a non-discriminatory and inclusive policy and guarantee quality education to all the girls and boys in its country (Ecuador); <b>Source of position:</b> A/HRC/21/10 - Para. 138 & A/HRC/21/10/Add.1 - Para. page 3	Supported	25 Right to education - General 30.1 Children: definition; general principles; protection 5.2 Institutions & policies - General <b>Affected persons:</b> - children	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.163. Strengthen human rights training aimed at teachers in order to eliminate discriminatory treatment of children of specific castes, as well as appropriately follow-up on the results of the training that has occurred thus far ( Japan );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>25 Right to education - General          6 Human rights education, trainings          8 Equality &amp; non-discrimination          9 Racial discrimination          30.1 Children: definition; general principles; protection  <b>Affected persons:</b>          - children</p>	
<p>138.164. Ensure universal, compulsory and free education, carrying out on a priority basis measures aimed at eradicating discrimination, particularly discrimination that affects girls, marginal groups and persons with disabilities (Mexico);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>25 Right to education - General          29.1 Discrimination against women          30.1 Children: definition; general principles; protection          31.1 Persons with disabilities: definition, general principles          5.2 Institutions &amp; policies - General          7.1 Context, statistics, budget, dissemination, civil society  <b>Affected persons:</b>          - children          - women          - persons with disabilities</p>	
<p>138.165. Continue its efforts to promote the right to children's education and ensure the importance of the principles of children's education in the country ( Qatar );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Supported	<p>25 Right to education - General          30.1 Children: definition; general principles; protection          30.3 Children: protection against exploitation  <b>Affected persons:</b>          - children</p>	
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
<p>138.19. Ratification of the Optional Protocol to the Convention on the Elimination of Discrimination against Women ( Brazil );</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>2.1 Acceptance of international norms          29.1 Discrimination against women  <b>Affected persons:</b>          - women</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.21. Consider signature and ratification of the Optional Protocol to the Convention on the Elimination of All Forms of Discrimination against Women (Czech Republic); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 29.1 Discrimination against women <b>Affected persons:</b> - women	
<b><i>Right or area: 2.2. Reservations</i></b>			
138.22. Remove reservations to the Article 16(1) of the Convention on Elimination of All Forms of Discrimination against Women (Finland); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.2 Reservations 29.1 Discrimination against women <b>Affected persons:</b> - women	
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
138.23. Withdraw its reservations to Convention on the Elimination of All Forms of Discrimination against Women and consider signing and ratifying its Optional Protocol (Republic of Korea); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 2.2 Reservations 29.1 Discrimination against women <b>Affected persons:</b> - women	
138.38. Consider signing and ratifying the Optional Protocol to Convention on the Elimination of All Forms of Discrimination against Women (Costa Rica); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 29.1 Discrimination against women <b>Affected persons:</b> - women	
<b><i>Right or area: 29.1. Discrimination against women</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.42. Enact those pending bills that are aimed at empowering women, including the women's Reservation Bill and the amendments to Panchayati Raj Act ( Netherlands ); <b>Source of position:</b> A/HRC/21/10- Para. 138	Noted	29.1 Discrimination against women 5.1 Constitutional and legislative framework 18 Right to participation in public affairs and right to vote <b>Affected persons:</b> - women	
<b>Right or area: 42. Follow-up to UPR</b>			
138.64. A fully integrated gender perspective in the follow up of this UPR ( Norway ); <b>Source of position:</b> A/HRC/21/10- Para. 138 & A/HRC/21/10/Add.1 - Para. page 5	Supported	42 Follow-up to UPR 29.1 Discrimination against women 5.2 Institutions & policies - General <b>Affected persons:</b> - general	
<b>Right or area: 29.1. Discrimination against women</b>			
138.84. Continue to promote its many initiatives for the eradication of all forms of discrimination against women ( Trinidad and Tobago ); <b>Source of position:</b> A/HRC/21/10- Para. 138 & A/HRC/21/10/Add.1 - Para. page 2	Supported	29.1 Discrimination against women 8 Equality & non-discrimination 5.2 Institutions & policies - General <b>Affected persons:</b> - women	
138.86. Continue following-up on steps taken to eliminate discrimination against women, including through awareness raising and continuous strengthening of the relevant legal and institutional frameworks ( Egypt ); <b>Source of position:</b> A/HRC/21/10- Para. 138 & A/HRC/21/10/Add.1 - Para. page 4	Supported	29.1 Discrimination against women 5.1 Constitutional and legislative framework 5.2 Institutions & policies - General 6 Human rights education, trainings <b>Affected persons:</b> - women	Partially implemented.
<b>Right or area: 29.2. Gender-based violence</b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.41. Enact comprehensive reforms to address sexual violence and all acts of violence against women, including “honour” crimes, child marriage, female feticide and female infanticide, and to remedy limitations in the definition of rape and the medico forensic procedures adopted for rape cases (Canada); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	29.2 Violence against women, trafficking and exploitation of prostitution 5.1 Constitutional and legislative framework 5.2 Institutions & policies - General 16 Right to an effective remedy, impunity 29.1 Discrimination against women <b>Affected persons:</b> - women	
138.85. Further strengthen measures to eliminate traditional harmful practices which are discriminatory against women and girls in particular child marriages, dowry related murders and honour killings ( Chile ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	29.2 Violence against women, trafficking and exploitation of prostitution 5.2 Institutions & policies - General 13.1 Liberty and security - general 29.1 Discrimination against women 30.1 Children: definition; general principles; protection <b>Affected persons:</b> - children - girls - women	
<b><i>Right or area: 30.1. Children: definition, general principles, protection</i></b>			
138.61. Set up State and District Commissioners for the Protection of Child Rights in all States and Districts (Ireland); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	30.1 Children: definition; general principles; protection 5.2 Institutions & policies - General 30.2 Children: family environment and alternative care 30.3 Children: protection against exploitation <b>Affected persons:</b> - children	
<b><i>Right or area: 30.3. Children: protection against exploitation</i></b>			
138.116. Implement the recommendations included in the OHCHR report on street children (A/HRC/19/35) (Hungary); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	30.3 Children: protection against exploitation 30.1 Children: definition; general principles; protection <b>Affected persons:</b> - children	
<b><i>Right or area: 30.1. Children: definition, general principles, protection</i></b>			



## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.133. Continue its measures in order to increase opportunities for consultations on child rights issues with relevant stakeholders (Iran);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138 &amp; A/HRC/21/10/Add.1 - Para. page 4</p>	Supported	<p>30.3 Children: protection against exploitation 30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b> - children</p>	
<b><i>Right or area: 30.3. Children: protection against exploitation</i></b>			
<p>138.27. Continue to take legislative as well as policy measures to combat child labour and to ratify ILO Conventions 138 concerning Minimum Age for Admission to Employment and 182 concerning the prohibition and immediate action for the elimination of the worst forms of child labour and elaborate a timeline for the ratification of these instruments (Portugal);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>30.3 Children: protection against exploitation 2.1 Acceptance of international norms 5.1 Constitutional and legislative framework 5.2 Institutions &amp; policies - General 23.1 Right to work 23.2 Right to just and favourable conditions of work 30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b> - children</p>	
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
<p>138.30. Consider an early ratification of the third Optional Protocol to the Convention on the Rights of the Child, on a communication procedure (Slovakia);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>2.1 Acceptance of international norms 30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b> - children</p>	
<b><i>Right or area: 30.3. Children: protection against exploitation</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.40. Strengthen protection of children's rights, including the ratification of the Convention on the Rights of the Child, by improving mechanisms and resources for the implementation of existing legislation, and by demonstrating higher conviction rates for crimes against children such as sexual exploitation, child labour, child forced-labour and child trafficking (Canada);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>30.3 Children: protection against exploitation            5.2 Institutions &amp; policies - General            7.1 Context, statistics, budget, dissemination, civil society            5.1 Constitutional and legislative framework            15.1 Administration of justice &amp; fair trial            16 Right to an effective remedy, impunity            12.7 Prohibition of slavery, trafficking            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b>            - children            - girls</p>	
<p>138.46. Effectively implement existing legislation on child labour in line with India's international obligations and strengthen the judicial powers of the National Commission for Protection of Child Rights (Germany);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>30.3 Children: protection against exploitation            2.1 Acceptance of international norms            5.2 Institutions &amp; policies - General            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b>            - children</p>	
<p>138.112. Ban all forms of child labour for children from ages 6 to 14 (Ireland) and ratify ILO Conventions No. 138 and no. 182 (Ireland);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>30.3 Children: protection against exploitation            2.1 Acceptance of international norms            5.2 Institutions &amp; policies - General            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b>            - children</p>	
<p>138.113. Amend the Child Labour Act to ban child labour, and to sign and ratify ILO Conventions 138 concerning Minimum Age for Admission to Employment and 182 concerning the prohibition and immediate action for the elimination of the worst forms of child labour and elaborate a timeline for the ratification of these instruments (Norway);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>30.3 Children: protection against exploitation            2.1 Acceptance of international norms            3.3 Cooperation with other international mechanisms and institutions            5.1 Constitutional and legislative framework            23.1 Right to work            23.2 Right to just and favourable conditions of work            30.1 Children: definition; general principles; protection</p> <p><b>Affected persons:</b>            - children</p>	

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.114. Continue the implementation of the national child labour project aiming at the rehabilitation of child labourers ( Angola ); <b>Source of position:</b> A/HRC/21/10- Para. 138 & A/HRC/21/10/Add.1 - Para. page 2	Supported	30.3 Children: protection against exploitation 5.2 Institutions & policies - General 16 Right to an effective remedy, impunity <b>Affected persons:</b> - children	
<b><i>Right or area: 8. Non-discrimination</i></b>			
138.167. Ensure better protection for persons with disabilities and the elderly ( Senegal ); <b>Source of position:</b> A/HRC/21/10- Para. 138 & A/HRC/21/10/Add.1 - Para. page 5	Supported	8 Equality & non-discrimination 31.1 Persons with disabilities: definition, general principles 31.3 Persons with disabilities: protection against exploitation, violence and abuse <b>Affected persons:</b> - persons with disabilities	Access to housing and basic services remains a struggle for these groups.  While several housing schemes contain provisions for persons with disabilities, including preferential allotment, they are not sufficient and implementation is weak.  Provisions to protect housing rights of persons with disabilities and older persons need to be strengthened, including in building codes, and existing provisions need to be implemented.
<b><i>Right or area: 31.1. Persons with disabilities: definition, general principles</i></b>			
138.166. Prioritise efforts to ensure that children with disabilities are afforded the same right to education as all children ( Australia ); <b>Source of position:</b> A/HRC/21/10- Para. 138 & A/HRC/21/10/Add.1 - Para. page 3	Supported	31.1 Persons with disabilities: definition, general principles 25 Right to education - General <b>Affected persons:</b> - children - persons with disabilities	
<b><i>Right or area: 32. Members of minorities</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
138.118. Prevent and pursue through the judicial process, all violent acts against religious and tribal minorities, Dalits and other casts (Holy See); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	32 Members of minorities 8 Equality & non-discrimination 9 Racial discrimination 15.1 Administration of justice & fair trial 16 Right to an effective remedy, impunity <b>Affected persons:</b> - general - minorities/ racial, ethnic, linguistic, religious or descent-based groups	
<b><i>Right or area: 2.1. Acceptance of international norms</i></b>			
138.25. Consider the recommendation made by UNHCR to ratifying the Conventions relating to refugees and stateless persons ( Ghana ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	2.1 Acceptance of international norms 35 Refugees & internally displaced persons 3.3 Cooperation with other international mechanisms and institutions <b>Affected persons:</b> - refugees and asylum-seekers - internally displaced persons	
<b><i>Right or area: 36. Human rights defenders</i></b>			
138.43. Enact a law on the protection of human rights defenders, with emphasis on those defenders facing greater risks, including those working on minority rights and the rights of scheduled castes and tribes ( Czech Republic ); <b>Source of position:</b> A/HRC/21/10 - Para. 138	Noted	36 Human rights defenders 5.1 Constitutional and legislative framework 8 Equality & non-discrimination 32 Members of minorities 33 Indigenous peoples <b>Affected persons:</b> - human rights defenders	
<b><i>Right or area: 41. Follow-up to special procedures</i></b>			

## STATUS OF IMPLEMENTATION OF RECOMMENDATIONS RELATED TO HOUSING AND LAND RIGHTS (highlighted)

### Submitted by Housing and Land Rights Network India

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>138.68. Implement the recommendations made by the Special Rapporteur on the rights of human rights defenders following her visit in 2011, with particular emphasis on recommendations that concern defenders of women's and children's rights, defenders of minorities rights, including Dalits and Adivasi, and right to information activists (Norway);</p> <p><b>Source of position:</b> A/HRC/21/10 - Para. 138</p>	Noted	<p>41 Follow-up to special procedures            5.2 Institutions &amp; policies - General            36 Human rights defenders  <b>Affected persons:</b>            - human rights defenders</p>	<p>The recommendations related to land and housing rights defenders are not being adequately implemented, as they continue to face repression, arbitrary arrests and detention, and attacks.</p>