

Tables for UN Compilation on New Zealand

I. Scope of international obligations¹

A. International human rights treaties²

	<i>Status during previous cycle</i>	<i>Action after review</i>	<i>Not ratified/not accepted</i>
<i>Ratification, accession or succession</i>	ICERD (1972)	--	ICRMW
	ICESCR (1978)		ICPPED
	ICCPR (1978)		
	ICCPR-OP 2 (1990)		
	CEDAW (1985)		
	CAT (1989)		
	OP-CAT (2007, ratification not extended to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand)		
	CRC (1993, ratification extended to Tokelau only upon notification)		
	OP-CRC-AC (2001, ratification not extended to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand)		
	OP-CRC-SC (2011, ratification not extended to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand)		
CRPD (2008, ratification not extended to Tokelau unless and until a Declaration to this effect is lodged by the Government of New Zealand)			
<i>Complaints procedures, inquiries and urgent action³</i>	ICCPR, art. 41 (1978)	OP-CRPD, art. 6 (2016, ratification not extended to Tokelau unless and until a	ICERD, art. 14
	ICCPR-OP 1 (1989)		OP-ICESCR

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OP-CEDAW, art. 8 (2000, non-application to Tokelau)	Declaration to this effect is lodged by the	OP-CRC-IC
CAT, arts. 20, 21 and 22 (1989)	Government of New Zealand)	ICRMW ICPPED

<i>Reservations and / or declarations</i>	<i>Status during previous cycle</i>	<i>Action after review</i>	<i>Current Status</i>
	ICESCR (Reservation, art. 8, 1978 / Withdrawal of reservation, art. 10(2) except in Tokelau, 2003)	--	ICESCR (Reservation, art. 8 / Reservation, art. 10(2) only in Tokelau)
	ICCPR (Reservations, arts. 10(2)(b), 10(3), 14(6), 20 and 22, 1978)	--	ICCPR (Reservations, arts. 10(2)(b), 10(3), 14(6), 20 and 22)
	CEDAW (Withdrawal of general reservations, 1989 and 2007 / Withdrawal of reservation, art. 11(2)(b), except for Tokelau, 2003)	--	CEDAW (Reservation, art. 11(2)(b) only in Tokelau)
	CAT (Reservation, art. 14, 1989)	--	CAT (Reservation, art. 14)
	CRC (General reservation and reservations, arts. 32(1)(2) and 37(c), 1993)	--	CRC (General reservation and reservations, arts. 32(1)(2) and 37(c))
	OP-CRC-AC (Declaration, art. 3.2, minimum age of recruitment 17 years, 2001)	--	OP-CRC-AC (Declaration, art. 3.2, minimum age of recruitment 17 years)

B. Other main relevant international instruments

	<i>Status during previous cycle</i>	<i>Action after review</i>	<i>Not ratified</i>
<i>Ratification, accession or succession</i>	Convention on the Prevention and Punishment of the Crime of Genocide	--	--

Geneva Conventions of 12 August 1949 and Additional Protocols I and II ⁴	Additional Protocol III to the 1949 Geneva Conventions ⁵ (2013)	--	
Rome Statute of the International Criminal Court	--	--	
Conventions on refugees and stateless persons except 1954 Convention ⁶	--		1954 Convention relating to the Status of Stateless Persons ⁷
Palermo Protocol ⁸	--	--	
ILO fundamental Conventions except Nos. 87 and 138 ⁹	--		ILO fundamental conventions Nos. 87 and 138 ¹⁰
--	--		ILO Conventions Nos. 169 and 189 ¹¹
Convention against Discrimination in Education	--	--	

II. Cooperation with human rights mechanisms and bodies

A. Cooperation with treaty bodies¹²

Reporting status

<i>Treaty body</i>	<i>Concluding observations included in previous review</i>	<i>Latest report submitted since previous review</i>	<i>Latest concluding observations</i>	<i>Reporting status</i>
CERD	February 2013	2016	August 2017	Twenty-third and twenty-fourth reports due in 2021
CESCR	May 2012	2017	March 2018	Fifth report due in 2023
HR Committee	March 2010	2015	March 2016	Seventh report due in 2023
CEDAW	July 2012	2016	July 2018	Ninth report due in 2022.
CAT	May 2009	2013	May 2015	Seventh report due in 2019
CRC	February 2011 (to CRC)	2015 (to CRC) / 2016 (to OP-CRC-SC)	September 2016 (to CRC and OP-CRC-SC)	Sixth report due in 2021
CRPD	--	2012	September 2014	Second and third reports overdue since October 2018.

Responses to specific follow-up requests from concluding observations

<i>Treaty body</i>	<i>Due in</i>	<i>Subject matter</i>	<i>Submitted</i>
CERD	2014	National action plan on human rights; incitement to racial hatred and violence; indigenous peoples; and languages. ¹³	2014 ¹⁴
	2018	Maori land issues and the treaty settlement process; Maori intellectual and cultural property rights; and Maori and Pasifika children. ¹⁵	2018 ¹⁶
CESCR	2019	Family violence strategy; sanctions regime in social security; and chapeau on a national housing strategy. ¹⁷	--
HR Committee	2017	Domestic and gender-based violence; child abuse; and Marine and Coastal Area (Takutai Moana) Act 2011. ¹⁸	2017 ¹⁹
CEDAW	2014	Disadvantaged groups of women and discrimination against women in marriage and family relations. ²⁰	2014. ²¹ Further information requested. ²²
	2020	National human rights institution; gender-based violence against women; health; and marriage and family relations. ²³	--
CAT	2016	National preventive mechanisms; Independent Police Conduct Authority; and solitary confinement and seclusion in mental health facilities. ²⁴	2016 ²⁵

Views

<i>Treaty body</i>	<i>Number of views</i>	<i>Status</i>
CAT	1 ²⁶	Action requested. ²⁷
HR Committee	1 ²⁸	Information requested. ²⁹

Country visits and/or inquiries by treaty bodies

<i>Treaty body</i>	<i>Date</i>	<i>Subject matter</i>
SPT	April-May 2013	Recommendations concerning the prevention of torture and ill-treatment of persons deprived of their liberty. ³⁰

B. Cooperation with special procedures³¹

	<i>Status during previous cycle</i>	<i>Current status</i>
<i>Standing invitations</i>	Yes	Yes
<i>Visits undertaken</i>	--	Arbitrary detention (2014)
<i>Visits agreed to in principle</i>	Arbitrary detention	--
<i>Visits requested</i>	--	Mercenaries Housing Environment Discrimination against women Older persons
<i>Responses to letters of allegation and urgent appeal</i>	During the period under review one communication was sent. The Government replied to the communication	

C. Status of national human rights institutions³²

<i>National human rights institution</i>	<i>Status during previous cycle</i>	<i>Status during present cycle³³</i>
New Zealand Human Rights Commission	A (2011)	A(2016)

Notes

¹ Unless indicated otherwise, the status of ratification of instruments listed in the table may be found on the official website of the United Nations Treaty Collection database, Office of Legal Affairs of the United Nations Secretariat, <http://treaties.un.org/>. Please also refer to the United Nations compilation on New Zealand from the previous cycle (A/HRC/WG.6/18/NZL/2).

² The following abbreviations have been used in the universal periodic review document:

ICERD	International Convention on the Elimination of All Forms of Racial Discrimination;
ICESCR	International Covenant on Economic, Social and Cultural Rights;
OP-ICESCR	Optional Protocol to ICESCR;
ICCPR	International Covenant on Civil and Political Rights;

ICCPR-OP 1	Optional Protocol to ICCPR;
ICCPR-OP 2	Second Optional Protocol to ICCPR, aiming at the abolition of the death penalty;
CEDAW	Convention on the Elimination of All Forms of Discrimination against Women;
OP-CEDAW	Optional Protocol to CEDAW;
CAT	Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment;
OP-CAT	Optional Protocol to CAT;
CRC	Convention on the Rights of the Child;
OP-CRC-AC	Optional Protocol to CRC on the involvement of children in armed conflict;
OP-CRC-SC	Optional Protocol to CRC on the sale of children, child prostitution and child pornography;
OP-CRC-IC	Optional Protocol to CRC on a communications procedure;
ICRMW	International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families;
CRPD	Convention on the Rights of Persons with Disabilities;
OP-CRPD	Optional Protocol to CRPD;
ICPPED	International Convention for the Protection of All Persons from Enforced Disappearance.

³ Individual complaints: ICCPR-OP 1, art. 1; OP-CEDAW, art. 1; OP-CRPD, art. 1; OP-ICESCR, art. 1; OP-CRC-IC, art. 5; ICERD, art. 14; CAT, art. 22; ICRMW, art. 77; and ICPPED, art. 31. Inquiry procedure: OP-CEDAW, art. 8; CAT, art. 20; ICPPED, art. 33; OP-CRPD, art. 6; OP-ICESCR, art. 11; and OP-CRC-IC, art. 13. Inter-State complaints: ICCPR, art. 41; ICRMW, art. 76; ICPPED, art. 32; CAT, art. 21; OP-ICESCR, art. 10; and OP-CRC-IC, art. 12. Urgent action: ICPPED, art. 30.

⁴ Geneva Convention for the Amelioration of the Condition of the Wounded and Sick in Armed Forces in the Field (First Convention); Geneva Convention for the Amelioration of the Condition of Wounded, Sick and Shipwrecked Members of Armed Forces at Sea (Second Convention); Geneva Convention relative to the Treatment of Prisoners of War (Third Convention); Geneva Convention relative to the Protection of Civilian Persons in Time of War (Fourth Convention); Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of International Armed Conflicts (Protocol I); Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II). For the official status of ratifications, see Federal Department of Foreign Affairs of Switzerland, at <https://www.dfae.admin.ch/eda/fr/dfaef/politique-exterieure/droit-international-public/traites-internationaux/depositaire/protection-des-victimes-de-la-guerre.html>

⁵ Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Adoption of an Additional Distinctive Emblem (Protocol III). For the official status of ratifications, see Federal Department of Foreign Affairs of Switzerland, at <https://www.dfae.admin.ch/eda/fr/dfaef/politique-exterieure/droit-international-public/traites-internationaux/depositaire/protection-des-victimes-de-la-guerre.html>.

⁶ 1951 Convention relating to the Status of Refugees and its 1967 Protocol and 1961 Convention on the Reduction of Statelessness.

⁷ 1954 Convention relating to the Status of Stateless Persons.

⁸ Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime.

⁹ International Labour Organization Convention No. 29 concerning Forced or Compulsory Labour; Convention No. 105 concerning the Abolition of Forced Labour; Convention No. 98 concerning the Application of the Principles of the Right to Organise and to Bargain Collectively; Convention No. 100 concerning Equal Remuneration for Men and Women Workers for Work of Equal Value; Convention No. 111 concerning Discrimination in Respect of Employment and Occupation; Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour.

¹⁰ International Labour Organization Convention No. 87 concerning Freedom of Association and Protection of the Right to Organise; Convention No. 138 concerning Minimum Age for Admission to Employment-

¹¹ ILO Indigenous and Tribal Peoples Convention, 1989 (No. 169) and Domestic Workers Convention, 2011 (No. 189).

¹² The following abbreviations have been used in the present document:

CERD	Committee on the Elimination of Racial Discrimination;
CESCR	Committee on Economic, Social and Cultural Rights;
HR Committee	Human Rights Committee;
CEDAW	Committee on the Elimination of Discrimination against Women;
CAT	Committee against Torture;
CRC	Committee on the Rights of the Child;
CMW	Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families;
CRPD	Committee on the Rights of Persons with Disabilities;
CED	Committee on Enforced Disappearances;
SPT	Subcommittee on Prevention of Torture.

¹³ CERD/C/NZL/CO/18-20, para. 27.

¹⁴ CERD/C/NZL/CO/18-20/Add.1. See also Letter from CERD to the Permanent Mission of New Zealand to the United Nations Office and other international organizations in Geneva, dated 15 May 2015, available from http://tbinternet.ohchr.org/Treaties/CERD/Shared%20Documents/NZL/INT_CERD_FUL_NZL_20670_E.pdf (accessed on 13 June 2018).

¹⁵ CERD/C/NZL/CO/21-22, para. 44.

¹⁶ CERD/C/NZL/CO/21-22/Add.1.

¹⁷ E/C.12/NZL/CO/4, para. 56.

¹⁸ CCPR/C/NZL/CO/6, para. 50.

¹⁹ CCPR/C/NZL/CO/6/Add.1.

²⁰ CEDAW/C/NZL/CO/7, para. 44.

²¹ CEDAW/C/NZL/CO/7/Add.1.

²² Letter from CEDAW to the Permanent Mission of New Zealand to the United Nations Office and other international organizations in Geneva, dated 30 April 2015, available from http://tbinternet.ohchr.org/Treaties/CEDAW/Shared%20Documents/NZL/INT_CEDAW_FUL_NZL_20200_E.pdf (accessed on 13 June 2018).

²³ CEDAW/C/NZL/CO/8, para. 55.

²⁴ CAT/C/NZL/CO/6, para. 21.

²⁵ CAT/C/NZL/CO/6/Add.1.

²⁶ CAT/C/62/D/672/2015

²⁷ CAT/C/62/D/672/2015, para. 9.

²⁸ CCPR/C/121/D/2502/2014.

²⁹ CCPR/C/121/D/2502/2014, para. 11.

³⁰ CAT/OP/NZL/1. See also CAT/OP/NZL/1/Add.1.

³¹ For the titles of special procedure mandate holders see: <https://spcommreports.ohchr.org/about/abbreviations>

³² According to article 5 of the rules of procedure of the Global Alliance of National Human Rights Institutions (GANHRI), the classifications for accreditation used by the Sub-Committee are: A: voting member (fully in compliance with each of the Paris Principles); B: non-voting member (not fully in compliance with each of the Paris Principles or insufficient information provided to make a determination); and C: no status (not in compliance with the Paris Principles).

³³ The list of national human rights institutions with accreditation status granted by the Global Alliance of National Human Rights Institutions (GANHRI), accessed at: <https://nhri.ohchr.org/EN/Documents/Status%20Accreditation%20Chart%20%288%20August%202018.pdf>