

Tables for UN Compilation on Namibia

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 (1982)	--	OP-CAT
	ICESCR (1994)		ICRMW
	ICCPR (1994)		ICPPED
	ICCPR-OP 2 (1994)		
	CEDAW (1992)		
	CAT (1994)		
	CRC (1990)		
	OP-CRC-AC (2002)		
	OP-CRC-SC (2002)		
	CRPD (2007)		
<i>Complaints procedures, inquiries and urgent action³</i>	ICCPR-OP 1 (1994)	--	ICERD, art. 14
	OP-CEDAW, art. 8 (2000)		OP-ICESCR
	CAT, art. 20 (1994)		ICCPR, art. 41
	OP-CRPD, art. 6 (2007)		CAT, arts. 21 and 22
			OP-CRC-IC ICRMW ICPPED
<i>Reservations and / or declarations</i>	<i>Status during previous cycle</i>	<i>Action after review</i>	<i>Current Status</i>
	OP-CRC-AC (Declaration, art. 3(2), minimum age of voluntary recruitment at 18 years, 2002)	--	OP-CRC-AC (Declaration, art. 3(2), minimum age of voluntary recruitment at 18 years)

B. Other main relevant international instruments

	<i>Status during previous cycle</i>	<i>Action after review</i>	<i>Not ratified</i>
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<i>Ratification, accession or succession</i>	Convention on the Prevention and Punishment of the Crime of Genocide	1961 Convention on the Reduction of Statelessness ⁴
	Geneva Conventions of 12 August 1949 and Additional Protocols thereto ⁵	ILO Conventions Nos. 169 and 189 ⁶
		Convention against Discrimination in Education ⁷
		Additional Protocol III to the 1949 Geneva Conventions. ⁸
	Rome Statute of the International Criminal Court	
	Conventions on refugees and stateless persons ⁹	
	Palermo Protocol ¹⁰	
	ILO fundamental Conventions ¹¹	

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	--	2014/2020	May 2016	Sixteenth to eighteenth reports pending consideration.
CESCR	--	2014	March 2016	Second report due on 31 March 2021.
HR Committee	--	2014	March 2016	Third report overdue since 2020.
CEDAW	July 2015	2020	--	Sixth report pending consideration.
CAT	--	2015	December 2016	Third report overdue since 2020.

CRC	October 2012	2020	--	Fourth to sixth reports pending consideration. Initial report on OP-CRC-AC and OP-CRC-SC overdue since 2004.
CRPD	--	2020	--	Initial report pending consideration.

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	2017	National human rights institution and indigenous peoples. ¹³	--
HR Committee	2017	Non-discrimination; prohibition of torture and ill-treatment; and torture, violence, including sexual violence against women, and the right to life. ¹⁴	2018 ¹⁵
CEDAW	2017	Definition of discrimination and legislative framework; and access to justice and legal complaint mechanisms. ¹⁶	2017. ¹⁷ More information requested in last report. ¹⁸
CAT	2017	Adoption of the bill on prevention and combating of torture; conditions of detention; and respect for the principle of non-refoulement. ¹⁹	Reminder sent. ²⁰

B. Cooperation with special procedures²¹

	<i>Status during previous cycle</i>	<i>Current status</i>
<i>Standing invitations</i>	No	No ²²
<i>Visits undertaken</i>	Water and sanitation Indigenous peoples Poverty	Older Persons
Visits agreed to in principle		Indigenous peoples
Visits requested	Working Group on transnational corporations Human rights defenders	Food

Responses to letters of
allegation and urgent appeal

During the period under review 1
communications were sent. The
Government replied to 0
communications²³

C. Status of national human rights institutions²⁴

<i>National human rights institution</i>	<i>Status during previous cycle</i>	<i>Status during present cycle²⁵</i>
Office of the Ombudsman	A	A

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 Namibia from the previous cycle (A/HRC/WG.6/24/NAM/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; ICERD, art. 11; 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 See https://treaties.un.org/pages/ViewDetails.aspx?src=TREATY&mtdsg_no=V-4&chapter=5 (accessed on 12 January 2021).
- ⁵ 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); See: https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/vwTreatiesByCountrySelected.xsp?xp_countrySelected=NA (accessed on 12 January 2021).
- ⁶ ILO Indigenous and Tribal Peoples Convention, 1989 (No. 169) and Domestic Workers Convention, 2011 (No. 189). See: https://www.ilo.org/dyn/normlex/en/f?p=1000:11210:0::NO:11210:P11210_COUNTRY_ID:103008 (accessed on 12 January 2021).
- ⁷ See: <https://treaties.un.org/Pages/showDetails.aspx?objid=0800000280134150> (accessed on 12 January 2021).
- ⁸ See: https://ihl-databases.icrc.org/applic/ihl/ihl.nsf/vwTreatiesByCountrySelected.xsp?xp_countrySelected=NA (accessed on 12 January 2021).
- ⁹ 1951 Convention relating to the Status of Refugees and its 1967 Protocol and 1954 Convention relating to the Status of Stateless Persons.
- ¹⁰ Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime.
- ¹¹ International Labour Organization Convention No. 29 concerning Forced or Compulsory Labour; Convention No. 105 concerning the Abolition of Forced Labour; Convention No. 87 concerning Freedom of Association and Protection of the Right to Organise; 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. 138 concerning Minimum Age for Admission to Employment; Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour. See: https://www.ilo.org/dyn/normlex/en/f?p=1000:11200:0::NO:11200:P11200_COUNTRY_ID:103008 (accessed on 12 January 2021).
- ¹² The following abbreviations have been used in the present document:
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|--------------|---|
| 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; |
| CRPD | Committee on the Rights of Persons with Disabilities. |
- ¹³ CERD/C/NAM/CO/13-15, para. 35.
- ¹⁴ CCPR/C/NAM/CO/2, para. 46.
- ¹⁵ CCPR/C/NAM/CO/2/Add.1.
- ¹⁶ CEDAW/C/NAM/CO/4-5, para. 48.
- ¹⁷ CEDAW/C/NAM/CO/4-5/Add.1.
- ¹⁸ Letter from CEDAW to the Permanent Mission of Namibia to the United Nations Office and other international organizations in Geneva, dated 13 April 2018, available from https://tbinternet.ohchr.org/Treaties/CEDAW/Shared%20Documents/NAM/INT_CEDAW_FUL_NAM_30900_E.pdf (accessed on 5 March 2021).

- ¹⁹ CAT/C/NAM/CO/2, para. 46.
- ²⁰ Letter from CAT to the Permanent Mission of Namibia to the United Nations Office and other international organizations in Geneva, dated 20 August 2018, available from https://tbinternet.ohchr.org/Treaties/CAT/Shared%20Documents/NAM/INT_CAT_FUL_NAM_32200_E.pdf (accessed on 5 March 2021).
- ²¹ For the titles of special procedure mandate holders see: <https://spcommreports.ohchr.org/about/abbreviations>
- ²² See: <https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&country=NAM&Lang=en> (accessed on 12 January 2021).
- ²³ See: <https://spcommreports.ohchr.org/TmSearch/Results> (accessed on 12 January 2021).
- ²⁴ 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).
- ²⁵ 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%20-%20Chart%20%2813022020%29.pdf>.
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