



UN Treaty Bodies Quarterly Report

No. 3/2020 — July–September 2020

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ILGA World’s **UN Treaty Bodies Quarterly Report** provides main information on SOGIESC references made by UN Committees in their Lists of Issues and Concluding Observations under country periodic review process, as well as adopted General Comments and Individual Complaints.

If you have any questions or comments regarding this Quarterly Report or engagement with Treaty Bodies, please contact us on untreaties@ilga.org.

!!! Due to the COVID-19 outbreak, several sessions of Treaty Bodies were postponed and some of them will be held online.

**SOGIESC-inclusive
Concluding Observations**

- ⇒ Check LGBTI recommendations to your country
- ⇒ Organize follow-up activities to inform your community about recommendations and to encourage your government to implement the recommendations

No Concluding Observations were adopted during this period due to the COVID-19 pandemic

**SOGIESC-inclusive
Lists of Issues**

- ⇒ See what information was requested from your country before the formulation of recommendations
- ⇒ Collect information and provide your comments to inform Treaty Bodies’ future recommendations

Armenia	Iraq
Bolivia	Kazakhstan
Burkina Faso	Macau, China
Camboya	Panama
Chile	Peru
Congo	Qatar
Gabon	Russian Federation
Guyana	Slovakia
Hong Kong, China	Uzbekistan
Indonesia	

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COUNTRY-SPECIFIC QUESTIONS AND RECOMMENDATIONS

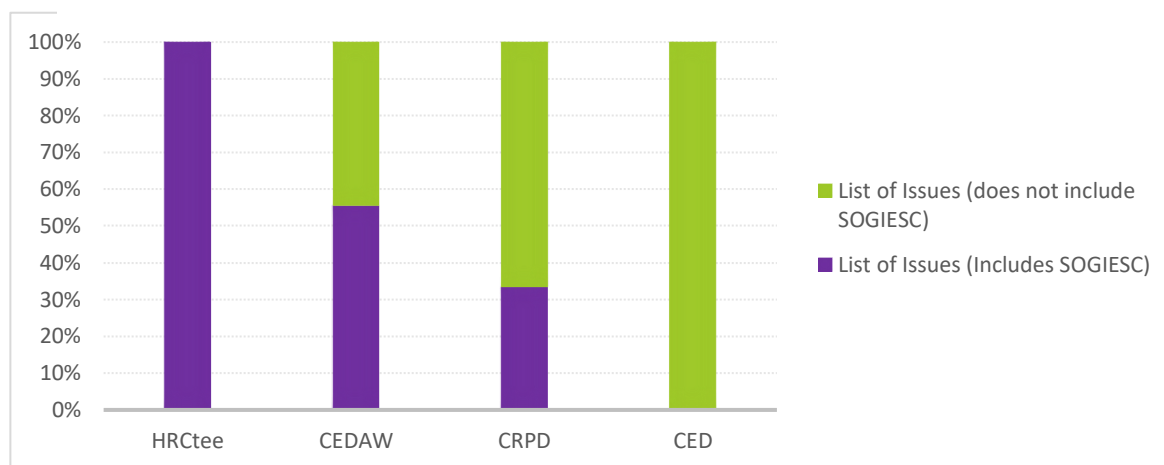
This section contains information about recommendations in Concluding Observations, as well as questions in Lists of Issues to specific countries under country periodic review process.

[Bold] = SOGIESC-inclusive questions or recommendations

Committee Session / PSWG		Countries
HRCtee 129th Session : 29 Jun –24 Jul 2020	List of Issues:	Armenia, Burkina Faso, Cambodia, Hong Kong, China, Macau, China, Congo, Gabon, Guyana, Indonesia, Iraq, Panama, Qatar, Russian Federation
CEDAW 78th PSWG : 13 – 17 Jul 2020	Lists of Issues:	Bolivia, Indonesia, Norway, Peru, Russian Federation, Slovakia, Slovenia, South Sudan, Uzbekistan
CRPD 14th PSWG : 07 - 10 Sep 2020	Lists of Issues:	Andorra, Bahrain, Burkina Faso, Chile , Israel, Kazakhstan, Qatar , Togo, Zambia
CED 19th Online Session : 07 – 25 Sep 2020	Lists of Issues:	Czech Republic, Greece, Mali, Niger

PSWG – Pre-Sessional Working Group | **CEDAW** – Committee on the Elimination of Discrimination against Women | **HRCtee** – Human Rights Committee | **CRPD** – Committee on the Rights of Persons with Disabilities | **CED** – Committee on Enforced Disappearances

Percentage of SOGIESC-inclusive List of Issues by Treaty Bodies (July-September 2020)



GENERAL COMMENTS

This section contains information about General Comments (General Recommendations) adopted by Treaty Bodies. These documents provide the Committees' interpretation of the content of human rights provisions regarding thematic issues or methods of work.

Committee	General Recommendation
<p>HRCtee</p> <p>General Comment No. 37 on Article 21 of the ICCPR (the right of peaceful assembly)</p>	<p>Two references to SOGIESC:</p> <ul style="list-style-type: none">• States must ensure that laws and their interpretation and application do not result in discrimination in the enjoyment of the right of peaceful assembly, for example on the basis of [...] sexual orientation and gender identity (<i>para. 25</i>).• Restrictions on peaceful assemblies should only exceptionally be imposed for the protection of "morals". [...] Restrictions based on this ground may not, for instance, be imposed because of opposition to expressions of sexual orientation or gender identity. (<i>para. 46</i>).
<p>CRC</p> <p>Draft General Comment No. 25 on children's rights in relation to the digital environment</p>	<ul style="list-style-type: none">• Specific groups of children may require particular measures to prevent discrimination, [...] this includes LGBTI children. [...] This is because, for such groups, the digital environment may both provide unique access to vital resources, and also it may present heightened risks. (<i>para. 12</i>).

INDIVIDUAL COMPLAINTS

This section contains information about decisions made by the Committees on individual complaints. Individual complaint is a formal complaint, from an individual who claims that their rights under one of the treaties have been violated by a State party, which most of the treaty bodies are competent to consider.

Committee | Decision

Treaty's articles | Issue | Result

No decisions on SOGIESC were made in July - September 2020

SUMMARY OF SESSIONS: COUNTRY PERIODIC REVIEWS

This section contains more detailed information on SOGIESC questions, recommendations and follow-up reviews adopted by specific Committees under the country periodic review process.

[Bold] = SOGIESC-inclusive recommendations in the Concluding Observations

[Light] = SOGIESC-inclusive concerns and questions in the Concluding Observations and List of Issues respectively

Human Rights Committee

129th PSWG: 29 Jun – 24 Jul 2020

Eighteen LGBTI-inclusive **questions** in the Committee's Lists of Issues:

[Armenia](#) (paras. 4, 20)

[Burkina Faso](#) (para. 7)

[Cambodia](#) (para. 7)

[Congo](#) (para. 7)

[Gabon](#) (para. 8)

[Guyana](#) (paras. 6, 8)

[Hong Kong, China](#) (para. 8)

[Indonesia](#) (paras. 4, 8, 19)

[Iraq](#) (para. 7)

[Macau, China](#) (para. 5)

[Panama](#) (para. 6)

[Qatar](#) (para. 6)

[Russian Federation](#) (paras. 3, 6)

- Measures in place to ensure investigation and prosecution of attacks against LGBT human rights defenders (Armenia)
- Measures taken to protect LGBTI persons from hate speech and hate crimes (Hong Kong, China)
- Mass detentions, harassment and torture of individuals on the basis of their SOGI (Russian Federation)
- Measures taken to respond to reports of inhuman and degrading treatment of transgender persons in custody (Hong Kong, China)
- Measures taken to address violence and discrimination (Armenia, Burkina Faso, Congo, Gabon, Guyana, Indonesia, Iraq, Panama, Russian Federation)
- Combat of discriminatory laws and social practices based on SOGI (Cambodia, Qatar)
- Adopt anti-discrimination legislation including on the grounds of SOGI (Burkina Faso, Congo, Guyana, Indonesia)
- Discriminatory effect of COVID-19 policies towards trans persons (Panama)
- Prohibition of LGBTI related research topics in higher education institutions (Indonesia)
- Steps taken to recognize same-sex partnerships and to address discrimination faced by same-sex couples (Hong Kong, China, Macau, China)
- Awareness raising campaigns to promote sensitivity and tolerance on SOGI issues (Iraq)
- Measures taken to facilitate the right of LGBTI persons to hold events such as pride parades (Hong Kong, China)
- Legislative developments for legal gender recognition (Hong Kong, China, Macau, China)

Committee on the Elimination of Discrimination against Women

78th PSWG: 13 – 17 Jul 2020

Twelve LGBTI-inclusive **questions** in the Committee's Lists of Issues:

[Bolivia](#) (para. 20)

[Peru](#) (paras. 10, 11)

[Russian Federation](#) (para. 19)

[Slovakia](#) (paras. 4, 10, 19, 21, 25)

[Uzbekistan](#) (paras. 4, 16, 21)

- Criminalization of homosexual intercourse (Uzbekistan)
- Measures taken to address all forms of gender-based violence against LBT women (Peru, Uzbekistan)
- Measures taken to encourage and facilitate reporting of cases of gender-based violence against LGBTI women (Peru)
- Programs to eliminate gender-based violence and harmful practices against LGBTI women (Slovakia)
- Adopt a definition of discrimination in national legislation that prohibits all forms of discrimination including discrimination on the basis of SOGI (Uzbekistan)
- Education to promote tolerance and non-discrimination based on sexual orientation and gender identity (Uzbekistan)
- Measures taken to include issues on gender equality, non-discrimination and non-violence based on SOGI in teacher training (Bolivia)
- Measures taken to protect LGBTI women from discrimination and violence (Russian Federation)
- Provide disaggregated data, including by sexual orientation, on the cases of discrimination (Slovakia)
- Information on the number of women arrested on the basis of their SOGI (Russian Federation)
- Measures taken to guarantee legal gender recognition (Bolivia)
- Ensure LGBTI women access to health care including reproductive technologies and gender reassignment (Uzbekistan)
- Measures taken to raise awareness among LGBTI women of their sexual and reproductive rights (Slovakia)
- Steps undertaken to ensure that complaints regarding forced sterilization filed by LGBTI women are duly investigated and remedied (Slovakia)
- Progress made in guaranteeing the rights of transgender and intersex women and girls (Slovakia)

Committee on the Rights of Persons with Disabilities

[14th \(Virtual Session\) PSWG: 07 - 18 Sep 2020](#)

Three LGBTI-inclusive **questions** in the Committee's List of Issues:

[Chile](#) (para. 14)

[Kazakhstan](#) (para. 13)

[Qatar](#) (para. 16)

- Measures taken to protect persons with disabilities, including LGBTQI+ persons with disabilities (Kazakhstan, Qatar)
- End of surgeries on intersex children (Chile)