



# UN Treaty Bodies Quarterly Report

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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](mailto:untreaties@ilga.org).

## 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

Andorra	Israel
Australia	Kazakhstan
Belgium	Lithuania
Bolivia	Mexico
Bosnia & Herzegovina	Portugal
Cabo Verde	Republic of Korea
Colombia	Senegal
Czech Republic	Seychelles
Denmark	Slovakia
Ecuador	Switzerland
	Uzbekistan

## 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

Afghanistan	Eswatini
Armenia	Kyrgyzstan
Azerbaijan	Latvia
Belgium	Maldives
Bolivia	Namibia
Cambodia	Nicaragua
Canada	Serbia
Croatia	Spain
Denmark	Switzerland
Ecuador	Ukraine

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# COUNTRY-SPECIFIC QUESTIONS AND RECOMMENDATIONS

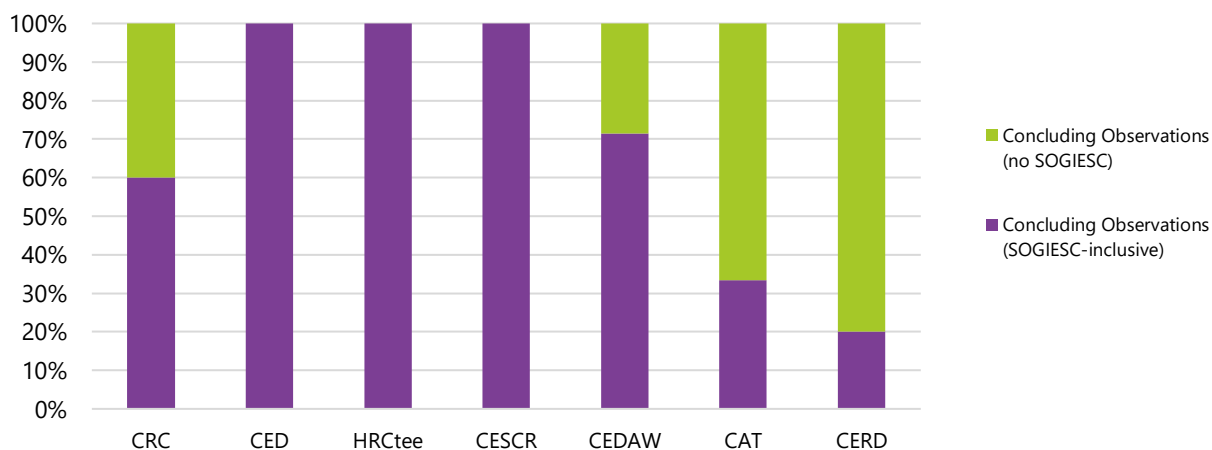
This section contains information about recommendations in Concluding Observations, as well as questions in Lists of Issues to specific countries under country periodic review process.

[**Bold**] = SOGIESC-inclusive questions or recommendations

Committee Session / PSWG	Countries
<b>CRC</b> <a href="#">82<sup>nd</sup> Session</a> : 9–27 Sep 2019 <a href="#">84<sup>th</sup> PSWG</a> : 30 Sep–4 Oct 2019	State reports: <b>Australia</b> , Bosnia and Herzegovina, Mozambique, <b>Portugal</b> , <b>Republic of Korea</b> Lists of Issues: Afghanistan, <b>Cambodia</b> , Cyprus, Czech Republic, <b>Eswatini</b> , Tunisia
<b>CED</b> <a href="#">17<sup>th</sup> Session</a> : 30 Sep–11 Oct 2019	State reports: <b>Bolivia</b> , <b>Slovakia</b> Lists of Issues: Mongolia, Nigeria, Switzerland
<b>HRCtee</b> <a href="#">127<sup>th</sup> Session</a> : 14 Oct–8 Nov 2019	State reports: <b>Belgium</b> , <b>Cabo Verde</b> , <b>Czech Republic</b> , <b>Mexico</b> , <b>Senegal</b> Lists of Issues: <b>Afghanistan</b> , <b>Bolivia</b> , <b>Croatia</b> , <b>Nicaragua</b> , <b>Spain</b> , <b>Ukraine</b>
<b>CESCR</b> <a href="#">66<sup>th</sup> Session</a> : 30 Sep–18 Oct 2019 <a href="#">65<sup>th</sup> PSWG</a> : 21–25 Oct 2019	State reports: <b>Denmark</b> , <b>Ecuador</b> , <b>Israel</b> , <b>Senegal</b> , <b>Slovakia</b> , <b>Switzerland</b> Lists of Issues: <b>Azerbaijan</b> , <b>Bolivia</b> , Bosnia and Herzegovina, <b>Latvia</b> , Mongolia, <b>Nicaragua</b> , <b>Serbia</b>
<b>CEDAW</b> <a href="#">74<sup>th</sup> Session</a> : 21 Oct–8 Nov 2019 <a href="#">76<sup>th</sup> PSWG</a> : 11–15 Nov 2019	State reports: <b>Andorra</b> , <b>Bosnia and Herzegovina</b> , Cambodia, Iraq, <b>Kazakhstan</b> , <b>Lithuania</b> , <b>Seychelles</b> Lists of Issues: <b>Belgium</b> , <b>Canada</b> , <b>Denmark</b> , Gabon, <b>Kyrgyzstan</b> , <b>Maldives</b> , <b>Switzerland</b>
<b>CAT</b> <a href="#">68<sup>th</sup> Session</a> : 11 Nov–6 Dec 2019	State reports: Burkina Faso, Cyprus, Latvia, Niger, <b>Portugal</b> , <b>Uzbekistan</b> Lists of Issues: <b>Armenia</b> , Cuba, <b>Ecuador</b> , Finland, Monaco, <b>Namibia</b>
<b>CERD</b> <a href="#">100<sup>th</sup> Session</a> : 25 Nov–13 Dec 2019	State reports: Cambodia, <b>Colombia</b> , Ireland, Israel, Uzbekistan Lists of Issues: Cambodia, Colombia, Ireland, Israel, Uzbekistan

**PSWG** – Pre-Sessional Working Group | **CRC** – Committee on the Rights of the Child | **CED** – Committee on Enforced Disappearances | **HRCtee** – Human Rights Committee | **CESCR** – Committee on Economic, Social and Cultural Rights | **CEDAW** – Committee on the Elimination of Discrimination against Women | **CAT** – Committee against Torture | **CERD** – Committee on the Elimination of Racial Discrimination

PERCENTAGE OF SOGIESC-INCLUSIVE CONCLUDING OBSERVATIONS BY TREATY BODIES  
(OCTOBER-DECEMBER 2019)



## 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
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No General Comments were adopted in October–December 2019.

## INDIVIDUAL COMMUNICATIONS

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
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No decision on SOGIESC were made in October–December 2019.

## 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.

### Committee on the Rights of the Child

[82<sup>nd</sup> Session](#): 9–27 Sep 2019 | [84<sup>th</sup> PSWG](#): 30 Sep–4 Oct 2019

Nine LGBTI-inclusive **recommendation** in the Committee's Concluding Observations on:

[Australia](#) (paras. 4, 29, 30, 31, 37, 38, 43)  
[Portugal](#) (paras. 16, 28)  
[Republic of Korea](#) (paras. 5, 16, 17, 41, 42, 46, 47)

- Community-based programmes to address violence against LGBTI children (Australia)
- SOGI-inclusive anti-discrimination law (Republic of Korea)
- Awareness-raising among professional groups to combat stereotyping, prejudice and discrimination against LGBTI children (Portugal)
- Mental health of LGBTI children (Australia)
- SOGI-inclusive sexual education (Republic of Korea)
- Support to LGBTI children suffering from bullying in schools (Australia)
- Discrimination against LGBTI children in detention (Republic of Korea)
- Two stand-alone intersex recommendations (Australia, Portugal)
- Five urgent recommendations (Australia, Republic of Korea)

Two LGBTI-inclusive **question** in the Committee's Lists of Issues:

[Cambodia](#) (para. 2)  
[Eswatini](#) (para. 4)

- Measures taken to eliminate or prevent discrimination against LGBTI children (Cambodia, Eswatini)

### Committee on Enforced Disappearances

[17<sup>th</sup> Session](#): 30 Sep–11 Oct 2019

Two LGBTI-inclusive **recommendations** in the Committee's Concluding Observations on:

[Bolivia](#) (para. 34,35)  
[Slovakia](#) (para. 24, 25, 31)

- Ensure that a reparation system is sensitive to the individual conditions of the victims, including their SOGI (Bolivia and Slovakia)
- First SOGIESC recommendations from this Committee for Bolivia and Slovakia
- One follow-up recommendation (Slovakia, follow-up state report by 11 Oct 2020)

No LGBTI-inclusive **questions** in the Committee's Lists of Issues

## Human Rights Committee

127<sup>th</sup> Session: 14 Oct–8 Nov 2019

Eight LGBTI-inclusive **recommendations** in the Committee's Concluding Observations on:

[Belgium](#) (paras. 21, 22)

[Cabo Verde](#) (paras. 9, 10)

[Czech Republic](#) (paras. 11, 12, 13, 16, 17, 49)

[Mexico](#) (paras. 12, 13)

[Senegal](#) (paras. 10, 11, 14, 15)

- Welcoming LGBTI anti-discrimination action plan (Belgium)
- Concerns on criminalization of consensual same-sex sexual acts (Senegal)
- Recommendations on hate speech and hate crimes, including on investigation, prosecution, punishment and safe complaint mechanisms (Czech Republic, Mexico, Senegal)
- Protecting activists working on sexual orientation issues, including partner organizations involved in the fight against HIV/AIDS (Senegal)
- Concerns on discrimination against LGBTI persons (Belgium, Cabo Verde, Mexico, Senegal)
- SOGI-inclusive anti-discrimination legislation (Senegal)
- Combating stereotypes and prejudices against LGBTI person (Mexico)
- Reviewing legislation to ensure the equality of same-sex couples, including the right to joint adoption (Czech Republic)
- One stand-alone trans recommendation, including on self-identification legal gender recognition procedure (Czech Republic)
- Two stand-alone intersex recommendations (Belgium, Mexico)
- First SOGIESC recommendations from this Committee for Belgium, Cabo Verde, Czech Republic and Senegal
- One follow-up recommendation (Czech Republic, follow-up state report by 8 Nov 2021)

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

[Afghanistan](#) (paras. 5)

[Bolivia](#) (para. 5)

[Croatia](#) (para. 8,9)

[Nicaragua](#) (para. 3)

[Spain](#) (para. 4, 10)

[Ukraine](#) (para. 4-6)

- Measures to combat discrimination based on sexual orientation (Afghanistan)
- Data on complaints received on cases of discrimination and their outcome, including for acts of violence motivated by SOGI (Bolivia)
- Measures in response to reports of discrimination and prejudice against LGBT persons, including discrimination in employment (Croatia)
- Measures to address hate crimes and hate speech based on SOGI, including investigation, prosecution and reparation (Croatia, Nicaragua, Ukraine)
- Status of legislative bills aimed at protection of LGBTI persons from discrimination (Spain) and SOGI-inclusive anti-discrimination and hate crimes legislation (Ukraine)
- Harassment and attacks against LGBT activists, including by extreme right-wing groups (Ukraine)
- Two stand-alone trans questions: on violence and discrimination against trans persons in detention (Nicaragua), and on legal gender recognition (Spain)
- One stand-alone intersex question (Spain)

## Committee on Economic, Social and Cultural Rights

66th Session: 30 Sep–18 Oct 2019 | 65th PSWG: 21–25 Oct 2019

Ten LGBTI-inclusive **recommendations** in the Committee's Concluding Observations on:

[Denmark](#) (paras. 21, 22, 64, 65)

[Ecuador](#) (paras. 25, 26)

[Israel](#) (paras. 18, 19)

[Senegal](#) (paras. 12,13, 39, 40, 49)

[Slovakia](#) (paras. 14, 15)

[Switzerland](#) (paras. 20, 21, 34, 35, 48, 49)

- Decriminalizing consensual same-sex sexual acts, including in order to ensure access of MSM to health services related to HIV/AIDS (Senegal)
- Legal provisions, policies and programmes to ensure protection from SOGI-based discrimination (Slovakia)
- Awareness-raising campaigns (Slovakia, Switzerland)
- Inclusive anti-discrimination legislation (Denmark, Ecuador, Israel, Senegal, Switzerland)
- Protecting victims of SOGI-based unfair dismissal, sexual harassment and discrimination, including by reversing the burden of proof in judicial proceedings (Switzerland)
- The high suicide rate among young LGBTI persons and prevention measures (Switzerland)
- Developing a legal institution, such as registered partnerships or civil unions, that provides protection equivalent to marriage to same-sex couples (Slovakia)
- Stand-alone recommendations on intersex (Denmark)
- First SOGIESC recommendations from this Committee for Israel, Senegal and Switzerland
- One follow-up recommendation (Senegal, follow-up state report by 18 Oct 2021)

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

[Azerbaijan](#) (paras. 10)

[Bolivia](#) (paras. 9, 25)

[Latvia](#) (para. 12)

[Nicaragua](#) (para. 10)

[Serbia](#) (para. 7)

- Measures against SOGI-based discrimination (Nicaragua, Serbia), including awareness raising and dealing with concrete cases (Azerbaijan)
- Investigations of harassment and discrimination against LGBTI persons (Latvia)
- Measures to prevent discrimination and violence against LGBTI persons in schools (Bolivia, Latvia)
- Recognition of same-sex partnerships (Latvia)
- Three stand-alone trans questions: on forced eviction (Azerbaijan); on the impact of Gender Identity Act (Bolivia); and on gender reassignment procedure (Latvia)

# Committee on the Elimination of Discrimination against Women

74<sup>th</sup> Session: 21 Oct–8 Nov 2019 | 76<sup>th</sup> PSWG: 11–15 Nov 2019

Ten LGBTI-inclusive **recommendations** in the Committee's Concluding Observations on:

[Andorra](#) (paras. 43, 44)

[Bosnia and Herzegovina](#) (paras. 4, 11, 43, 44)

[Kazakhstan](#) (paras. 13, 14, 17, 18, 25, 26, 47, 48, 53)

[Lithuania](#) (paras. 4, 10, 11, 12, 13, 44, 45)

[Seychelles](#) (paras. 43, 44)

- Welcoming SOGISC-inclusive anti-discrimination legislation (Bosnia and Herzegovina) and criminalization of discrimination based on sexual orientation (Lithuania)
- Ensuring SOGI-inclusive definition of discrimination in the Criminal Code and recognizing SOGI-based hatred as aggravating circumstances (Kazakhstan)
- Investigating, prosecuting and punishing violence, discrimination, threats and blackmailing against LBT women and intersex persons (Kazakhstan, Seychelles)
- Ensuring that LBT women and intersex persons are not prosecuted merely on the ground of their SOGI (Kazakhstan)
- Ensuring access to justice for LBT women and intersex persons (Lithuania)
- Addressing stigma and discrimination against LBT women in national gender equality action plans (Bosnia and Herzegovina) or through awareness raising (Seychelles)
- Removing restrictions on registration and activities of LGBTI organizations (Kazakhstan)
- Eliminating any difference between marriage and civil unions (Andorra) and recognizing "non-traditional" families, including same-sex unions (Lithuania)
- Three stand-alone trans recommendations: on abolishing mandatory gender reassignment surgery, and on including trans women's needs in health care policies and HIV programmes (Kazakhstan); and on prohibiting discrimination based on gender reassignment (Lithuania)
- One stand-alone lesbian recommendation on removing "lesbianism" from the Criminal Code (Kazakhstan)
- First SOGIESC recommendations from this Committee for Andorra, Kazakhstan and Seychelles
- One follow-up recommendation (Kazakhstan, follow-up state report by 19 Nov 2021 TBC)

Nine LGBTI-inclusive **questions** in the Committee's Lists of Issues and Lists of Issues prior to reporting to:

[Belgium](#) (para. 22)

[Canada](#) (paras. 2 and 23)

[Denmark](#) (para. 19)

[Kyrgyzstan](#) (para. 21)

[Maldives](#) (para. 5)

[Switzerland](#) (paras. 13, 19, 24)

- Data on cases of gender-based violence against LBT women and intersex persons (Switzerland)
- Measures to combat discrimination and violence by police against LBT women (Kyrgyzstan)
- Measures, including temporary special measures, to ensure that LBT women and intersex persons have access to justice, education, health, housing, employment, social protection and participation in political and public life (Belgium, Canada, Kyrgyzstan)
- Addressing the situation of LBT women by existing policies (Maldives)
- Steps to ensure that LBT women and intersex persons are aware of their rights under the CEDAW Convention (Canada)
- Data on greater health risks and risks of marginalization and poor wellbeing of LBT women (Denmark)
- Measures to ensure that "non-traditional" families, including same-sex unions, are fully recognized by law (Switzerland)
- One stand-alone intersex question (Switzerland)

## Committee against Torture

68<sup>th</sup> Session: 11 Nov–6 Dec 2019

One LGBTI-inclusive **recommendation** in the Committee's Concluding Observations on:

[Portugal](#) (paras. 5)  
[Uzbekistan](#) (paras. 63, 64)

- Welcoming the Law on the right to self-determination of gender identity and gender expression and the protection of sex characteristics (Portugal)
- Investigating torture and ill-treatment against LGBT persons (Uzbekistan)
- Preventing violence and discrimination against LGBT persons (Uzbekistan)
- Decriminalizing consensual same-sex sexual acts (Uzbekistan)
- First SOGIESC recommendations from this Committee for Uzbekistan

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

[Armenia](#) (para. 17)  
[Ecuador](#) (paras. 22, 36)  
[Namibia](#) (paras. 20, 43)

- Measures to end discrimination and violence against "homosexual prisoners and sex offenders" (Armenia)
- Protocols to meet the needs of LGBT prisoners (Ecuador)
- Investigation and prosecution of SOGI-based violence (Ecuador, Namibia)
- Prohibition of "conversion therapies" and other forced, involuntary and coercive or abusive treatment (Ecuador)
- Refugee protection for persons at risk of persecution due to their SOGI (Namibia)
- Amending the law barring individuals convicted of "sodomy" from entering the country (Namibia)

## Committee Elimination of Racial Discrimination

100<sup>th</sup> Session: 25 Nov–13 Dec 2019

One LGBTI-inclusive **recommendation** in the Committee's Concluding Observations on:

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

- Concerns on the increase in the discourse of discrimination, racial hatred and xenophobia in the State party, especially against LGBT (Colombia)
- Recommendations on combatting hate speech (Colombia)
- First SOGIESC recommendations from this Committee for Colombia

No LGBTI-inclusive **questions** in the Committee's Lists of Issues