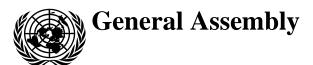
United Nations A<sub>/HRC/39/27</sub>



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#### **Human Rights Council**

Thirty-ninth session

10–28 September 2018 Agenda items 3, 4, 7, 9 and 10

Promotion and protection of all human rights, civil, political, economic, social and cultural rights, including the right to development

Human rights situations that require the Council's attention

Human rights situation in Palestine and other occupied Arab territories

Racism, racial discrimination, xenophobia and related forms of intolerance, follow-up to and implementation of the Durban Declaration and Programme of Action

Technical assistance and capacity-building

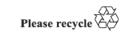
### **Communications report of Special Procedures\***

#### Communications sent, 1 March to 31 May 2018; Replies received, 1 May to 31 July 2018

Joint report by the Special Rapporteur on adequate housing as a component of the right to an adequate standard of living, and on the right to non-discrimination in this context; the Working Group of Experts on people of African descent; the Independent Expert on the enjoyment of human rights of persons with albinism; the Working Group on Arbitrary Detention; the Special Rapporteur on the situation of human rights in Belarus; the Working Group on the issue of human rights and transnational corporations and other business enterprises; the Special Rapporteur on the situation of human rights in Cambodia; the Independent Expert on the situation of human rights in Central African Republic; the Special Rapporteur in the field of cultural rights; the Special Rapporteur on right to development; the Special Rapporteur on the situation of human rights in the Democratic People's Republic of Korea; the Special Rapporteur on the rights of persons with disabilities; the Working Group on Enforced or Involuntary Disappearances; the Special Rapporteur on the right to education; the Special Rapporteur on the issue of human rights obligations relating to the enjoyment of a safe, clean, healthy and sustainable environment;

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<sup>\*</sup> The present report is circulated as received.

the Special Rapporteur on the situation of human rights in Eritrea; the Special Rapporteur on extrajudicial, summary or arbitrary executions; the Special Rapporteur on the right to food; the Independent expert on the effects of foreign debt and other related international financial obligations of States on the full enjoyment of human rights, particularly economic, social and cultural rights; the Special Rapporteur on the promotion and protection of the right to freedom of opinion and expression; the Special Rapporteur on the rights to freedom of peaceful assembly and of association; the Special Rapporteur on the implications for human rights of the environmentally sound management and disposal of hazardous substances and wastes; the Special Rapporteur on the right of everyone to the enjoyment of the highest attainable standard of physical and mental health; the Special Rapporteur on the situation of human rights defenders; the Special Rapporteur on the independence of judges and lawyers; the Special Rapporteur on the rights of indigenous peoples; the Special Rapporteur on the human rights of internally displaced persons; the Independent expert on the promotion of a democratic and equitable international order; the Independent Expert on human rights and international solidarity; the Special Rapporteur on the situation of human rights in the Islamic Republic of Iran; the Special Rapporteur on the elimination of discrimination against persons affected by leprosy and their family members; the Independent Expert on the situation of human rights in Mali; the Working Group on the use of mercenaries as a means of violating human rights and impeding the exercise of the right of peoples to self-determination; the Special Rapporteur on the human rights of migrants; the Special Rapporteur on minority issues; the Special Rapporteur on the situation of human rights in Myanmar; the Independent Expert on the enjoyment of all human rights by older persons; the Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967; the Special Rapporteur on extreme poverty and human rights; the Special Rapporteur on the right to privacy; the Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and related intolerance; the Special Rapporteur on freedom of religion or belief; the Special Rapporteur on the sale and sexual exploitation of children, including child prostitution, child pornography and other child sexual abuse material; the Independent Expert on protection against violence and discrimination based on sexual orientation and gender identity; the Special Rapporteur on contemporary forms of slavery; the Independent Expert on the situation of human rights in the Sudan; the Independent Expert on the situation of human rights in Somalia; the Special Rapporteur on the situation of human rights in the Syrian Arab Republic; the Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism; the Special Rapporteur on torture and other cruel, inhuman or degrading treatment or punishment; the Special Rapporteur on trafficking in persons, especially women and children; the Special Rapporteur on the promotion of truth, justice, reparation & guarantees of non-recurrence; the Special Rapporteur on the negative impact of the unilateral coercive measures on the enjoyment of human rights; the Special Rapporteur on violence against women, its causes and consequences; the Special Rapporteur on the human rights to safe drinking water and sanitation; and the Working Group on the issue of discrimination against women in law and in practice.

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#### **Abbreviations**

African Descent Working Group of Experts on people of African descent

Albinism Independent Expert on the enjoyment of human rights by persons with albinism

Arbitrary detention Working Group on Arbitrary Detention

Belarus Special Rapporteur on the situation of human rights in Belarus Burundi Special Rapporteur on the situation of human rights in Burundi

Business enterprises Working Group on the issue of human rights and transnational corporations and other

business enterprises

Cambodia Special Rapporteur on the situation of human rights in Cambodia

Central Africa Independent Expert on the situation of human rights in the Central African Republic

Côte d'Ivoire Independent Expert on capacity-building and technical cooperation with Côte d'Ivoire in the

field of human rights

Cultural Rights Special Rapporteur in the field of cultural rights

Development Special Rapporteur on the right to development

Disability Special Rapporteur on the rights of persons with disabilities
Disappearances Working Group on Enforced or Involuntary Disappearances

Discrimination against

women

Working Group on the issue of discrimination against women in law and in practice

DPR Korea Special Rapporteur on the situation of human rights in the Democratic People's Republic of

Korea

Education Special Rapporteur on the right to education

Environment Special Rapporteur on the issue of human rights obligations relating to the enjoyment of a

safe, clean, healthy and sustainable environment

Eritrea Special Rapporteur on the situation of human rights in Eritrea Extreme poverty Special Rapporteur on extreme poverty and human rights

Food Special Rapporteur on the right to food

Foreign debt Independent expert on the effects of foreign debt and other related international financial

obligations of States on the full enjoyment of human rights, particularly economic, social

and cultural rights

Freedom of expression Special Rapporteur on the promotion and protection of the right to freedom of opinion and

expression

Freedom of peaceful assembly and of association

Special Rapporteur on the rights to freedom of peaceful assembly and of association

Freedom of religion Special Rapporteur on freedom of religion or belief

Haiti Independent Expert on the situation of human rights in Haiti

Hazardous substances and

wastes

Special Rapporteur on the implications for human rights of the environmentally sound

management and disposal of hazardous substances and wastes

Health Special Rapporteur on the right of everyone to the enjoyment of the highest attainable

standard of physical and mental health

Housing Special Rapporteur on adequate housing as a component of the right to an adequate standard

of living, and on the right to non-discrimination in this context

Independence of judges

and lawyers

Special Rapporteur on the independence of judges and lawyers

Indigenous peoples

Special Rapporteur on the rights of indigenous peoples

Internally displaced

persons

Special Rapporteur on the human rights of internally displaced persons

International order

International Solidarity

Independent Expert on Human Rights and International solidarity

Iran

Special Rapporteur on the situation of human rights in the Islamic Republic of Iran

Independent expert on the promotion of a democratic and equitable international order

Leprosy

Mali

Special Rapporteur on the elimination of discrimination against persons affected by leprosy

and their family members

Independent Expert on the situation of human rights in Mali

Mercenaries

Working Group on the use of mercenaries

Migrants

Special Rapporteur on the human rights of migrants

Minority issues

Special Rapporteur on Minority Issues

Myanmar

Special Rapporteur on the situation of human rights in Myanmar

OPT

Special Rapporteur on the situation of human rights in the Palestinian territories occupied

since 1967

Older persons

Independent Expert on the enjoyment of all human rights by older persons

Privacy

Special Rapporteur on the right to privacy

Racism

Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and

related intolerance

Sale of children

Special Rapporteur on the sale and sexual exploitation of children, including child prostitution, child pornography and other child sexual abuse material

Independent Expert on protection against violence and discrimination based on sexual

orientation and gender identity

Sexual orientation and

gender identity

Special Rapporteur on contemporary forms of slavery

Slavery Somalia Sudan

Independent Expert on the situation of human rights in Somalia Independent Expert on the situation of human rights in the Sudan Special Rapporteur on extrajudicial, summary or arbitrary executions

Summary executions **Terrorism** 

Special Rapporteur on the promotion and protection of human rights and fundamental

freedoms while countering terrorism

Torture

Special Rapporteur on torture and other cruel, inhuman or degrading treatment or

Special Rapporteur on the negative impact of unilateral coercive measures on the enjoyment

punishment

**Trafficking** 

Special Rapporteur on trafficking in persons, especially women and children

Truth justice, reparation & Special Rapporteur on the promotion of truth, justice, reparation & guarantees of nonguarantees on non-

recurrence

recurrence

Unilateral coercive

measures

of human rights

Special Rapporteur on violence against women, its causes and consequences Special Rapporteur on the human right to safe drinking water and sanitation

Other abbreviations

Violence against women

Water and Sanitation

AL Letter of allegation

#### A/HRC/39/27

JAL Joint letter of allegation
JUA Joint urgent appeal
UA Urgent appeal
OL Other letter

#### I. Introduction

- 1. Special procedures are mandated by the Human Rights Council to report to it on their activities (see Appendix).
- 2. In 2009, the sixteenth annual meeting of special procedures mandate holders decided that a joint communications report would be prepared (cf. A/HRC/12/47, paras 24-26), with this decision being reconfirmed by the seventeenth annual meeting of special procedures in 2010 in order to avoid duplication, rationalize documentation, allow examination of cross cutting issues and ensure that the content of communications and any follow-up would feed into the universal periodic review mechanism more effectively. Mandate holders decided that the report should contain summaries of communications and statistical information (A/HRC/15/44, para. 26-27).
- 3. The Outcome of the review of the work and functioning of the Human Rights Council calls on the Office of the High Commissioner for Human Rights to maintain information on special procedures in a comprehensive and easily accessible manner, and encourages the use of modern information technology to reduce the circulation of paper (A/HRC/RES/16/21, Annex, paras. 29 and 60).
- 4. All short summaries of allegations communicated to the respective State or other entity are made available on the Special Procedures communications website, link to which is included in paragraph 13 of the present report. The communications sent and responses received are also accessible electronically through hyperlinks. Communications are reproduced in the language in which they were sent. Replies received in Arabic, Chinese or Russian are included with translations into English, where available.
- 5. This website now reports all urgent appeals, and letters of allegations sent by special procedures mandate holders between 1 March and 31 May 2018 and replies received until 31 July 2018. Communications sent before 1 March 2018 are reported in A/HRC/38/54, A/HRC/37/80, A/HRC/36/25, A/HRC/35/44, A/HRC/34/75, A/HRC/33/32, A/HRC/33/32 corr.1, A/HRC/32/53, A/HRC/31/79, A/HRC/30/27, A/HRC/29/50, A/HRC/28/85, A/HRC/27/72, A/HRC/26/21, A/HRC/25/74, A/HRC/24/21, A/HRC/23/51, A/HRC/22/67, A/HRC/22/67 corr.1 and corr.2, A/HRC/21/49, A/HRC/20/30, A/HRC/19/44 and A/HRC/18/51 respectively and are also made available on the dedicated website.
- 6. As part of this report, the special procedures communications website also includes replies received between 1 May and 31 July April 2018 relating to communications sent by special procedures mandate holders before 1 March 2018. Some of these replies supplement information communicated earlier by the respective State.
- 7. The present report contains urgent appeals sent by the Working Group on Arbitrary Detention and the Working Group on Enforced or Involuntary Disappearances and joint urgent appeals sent by them together with other mandates. It does not contain other types of communications issued by these mandates, which are processed according to their own distinctive procedures, and are reported in the annual reports of these two working groups.
- 8. The names of some alleged victims have been obscured in order to protect their privacy and prevent further victimization. Names of victims who would otherwise have their identities protected are mentioned only when the individual concerned or their direct family has expressly consented or requested to have his or her name in the public report. In the original communications, the full names of the alleged victims were provided to the Government concerned. Names of alleged perpetrators have systematically been darkened in State replies to preserve the presumption of innocence.

9. In total 174 communications were sent during this reporting period to 78 countries and other non-State actors to which 66 replies were received from 39 countries and other actors as listed below:

Name of countries	Number of communications sent	Replies received
Afghanistan	1	0
Angola	1	0
Argentina	2	1
Armenia	1	1
Azerbaijan	1	1
Bahrain	1	1
Belarus	1	1
Brazil	3	1
Burundi	1	0
Cambodia	2	0
Cameroon	2	0
Canada	1	0
Chile	1	0
China	6	5
Colombia	1	1
Congo	1	0
Cuba	2	0
Ecuador	1	1
Egypt	4	0
El Salvador	1	0
Ethiopia	1	0
France	4	3
Gabon	1	1
Germany	1	1
Guatemala	6	2
Haiti	1	0
Honduras	2	1
Hungary	2	1
India	9	0
Indonesia	2	1
Iran (Islamic Republic of)	3	0
Iraq	2	1
Israel	3	0
Italy	1	1
Japan	2	2
Kenya	3	0
Kosovo	1	0

Name of countries	Number of communications sent	Replies received	
Kuwait	1	1	
Lebanon	3	1	
Madagascar	1	0	
Malawi	1	0	
Malaysia	1	1	
Maldives	1	1	
Mauritania	1	0	
Mexico	4	0	
Montenegro	1	0	
Mozambique	1	0	
Myanmar	1	0	
Nicaragua	2	0	
Norway	1	1	
Oman	1	0	
Other actors	26	13	
Pakistan	1	0	
Peru	1	0	
Philippines	2	1	
Poland	1	1	
Republic of Korea	2	1	
Russian Federation	7	5	
Rwanda	1	0	
Saudi Arabia	2	2	
Slovakia	1	1	
Spain	2	2	
Sri Lanka	1	0	
Sudan	2	1	
Switzerland	2	1	
Thailand	1	0	
The former Yugoslav Republic of Macedonia	1	0	
Tunisia	1	1	
Turkey	2	0	
Uganda	1	0	
United Arab Emirates	2	1	
United Kingdom of Great Britain and Northern Ireland	3	2	
United Republic of Tanzania	1	0	
United States of America	7	0	
Viet Nam	3	1	
Yemen	1	0	

#### A/HRC/39/27

Zambia	1	0
Zimbabwe	1	1

- 10. During the period, 26 communincations were also sent to 'Other actors', for e.g businesses, international bodies, agencies and non-State actors to which 13 replies was received.
- 11. These communications concerned 301 alleged identified victims of which 162 are male, 45 are female and 94 others.
- 12. In preparing the statistics included in this report, uniform reporting periods have been used, reflecting all communications sent between 1 March and 31 May 2018, and responses received in relation to these communications up to 31 July 2018.

# II. Statistics on communications and replies by mandate

	Reporting period: 1 March to 31 May 2018			Reporting period: 1 June 2006 to 31 May 2018		
Mandate	Communications sent	replied to by 31 July 2018	l response rate#	Communicati ons sent	replied to by 31 July 2018	response rate#
African Descent	2	1	50%	33	21	64%
Albinism	2	0	0%	9	2	22%
Arbitrary Detention (+)	26	10	40%	1593	893	56%
Belarus*	1	1	100%	13	10	77%
Burundi **	0	0	0%	6	0	0%
Business	41	22	54%	171	101	59%
Cambodia	2	0	0%	39	9	23%
Central African Republic	0	0	0%	1	0	0%
Cultural rights	8	4	50%	110	76	69%
Democratic People's Republic of Korea	1	1	100%	12	4	33%
Disability	7	3	43%	60	40	67%
Disappearances (+)	12	2	17%	414	190	46%
Education	1	0	0%	93	61	66%
Environment	15	3	20%	104	56	54%
Eritrea	0	0	0%	6	3	50%
Executions	34	10	29%	1453	717	49%
Food	26	15	58%	259	113	44%
Foreign debt	3	2	67%	25	16	64%
Freedom of opinion and expression	85	30	35%	3116	1658	53%
Freedom of peaceful assembly and of	23	7	30%	1178	682	58%
association						
Haiti **	0	0	0%	13	3	23%
Hazardous substances***	39	19	49%	131	78	60%
Health	37	17	46%	707	422	60%
Housing	6	3	50%	338	172	51%
Human rights defenders	67	22	33%	3332	1873	56%
Independence of judges and lawyers	15	4	27%	1209	664	55%
Indigenous peoples	3	0	0%	445	261	59%
Internally displaced persons	3	0	0%	38	18	47%
International order	0	0	0%	33	26	79%
International solidarity	1	0	0%	15	13	87%
Islamic Republic of Iran	0	0	0%	173	97	56%
Liberia **	0	0	0%	2	0	0%
Mercenaries	1	1	100%	74	29	39%
Migrants	15	4	27%	301	194	65%
Minority issues	6	0	0%	296	168	57%
Myanmar	1	0	0%	118	61	52%
Older persons	3	1	33%	5	3	60%
Palestinian territories occupied since 1967	3	0	0%	53	12	23%
Poverty	5	2	40%	96	66	69%
Privacy	6	3	50%	32	26	81%
Racism	7	2	29%	157	96	61%
Religion or belief	7	1	14%	497	293	59%

	Reporting period: 1 March to 31 May 2018			Reporting period: 1 June 2006 to 31 May 2018		
Mandate	Communications sent	replied to b July 2018	ry 31 response rate#	Communicati ons sent	replied to by 31 July 2018	response rate#
Sale of children	1	0	0%	68	28	41%
Sexual orientation and gender identity	3	3	100%	18	12	67%
Slavery	26	15	58%	84	48	57%
Somalia	0	0	0%	20	6	30%
Sudan	2	1	50%	45	11	24%
Terrorism	6	2	33%	316	155	49%
Torture	20	9	45%	2307	1277	55%
Trafficking in persons	7	1	14%	88	49	56%
Truth, justice, reparation and guarantees of non-recurrence	3	1	33%	62	35	57%
Unilateral coercive measures	0	0	0%	4	4	100%
Violence against women	15	6	40%	596	326	55%
Water and sanitation	11	4	36%	108	67	62%
Women in law and in practice	14	4	29%	267	126	47%

<sup>(\*)</sup> mandate re-established in June 2012, (\*\*) mandate terminated, (\*\*\*) mandate name changed from 'toxic waste'

Please note: Totals are higher than the actual number of communications sent or replies received in the given period, as many communications are sent jointly by two or more mandate holders.

<sup>(+)</sup> These figures do not include communications on standard cases sent to Governments by the Working Group on arbitrary detention and the Working Group on enforced or involuntary disappearances.

<sup>(#)</sup> fractions in percentage are rounded to the nearest whole number.

### III. Communications sent and replies received

Communications sent between 1 March and 31 May 2018 and their replies received until 31 July 2018. Also all replies received during this period to communications sent before 1 March 2018

13. All communications and their replies are available through Special Procedures communications website at the link:

https://spcommreports.ohchr.org

# Appendix

# Mandates of special procedures (until 30 June 2018)

Mandate title	Human Rights Council resolution
Special Rapporteur on adequate housing as a component of the right to an adequate standard of living, and on the right to non-discrimination in this context	34/9
Working Group of Experts on people of African descent	36/23
Independent Expert on the enjoyment of human rights of persons with albinism	37/5
Working Group on Arbitrary Detention	33/30
Special Rapporteur on the situation of human rights in Belarus	35/27
Special Rapporteur on the situation of human rights in Cambodia	30/23
Independent Expert on the situation of human rights in Central African Republic	33/27
Independent Expert on capacity-building and technical cooperation with Côte d'Ivoire (Mandate formally closed by HRC President Statement PRST 35/1)	26/32
Special Rapporteur in the field of cultural rights	37/12
Independent expert on the promotion of a democratic and equitable international order	36/4
Special Rapporteur on the situation of human rights in the Democratic People's Republic of Korea	34/24
Special Rapporteur on the rights of persons with disabilities	35/6
Special Rapporteur on right to development	33/14
Special Rapporteur on the situation of human rights in Eritrea	35/35
Working Group on Enforced or Involuntary Disappearances	36/6
Independent expert on the effects of foreign debt and other related international financial obligations of States on the full enjoyment of human rights, particularly economic, social and cultural rights	34/3
Special Rapporteur on the right to education	35/2
Special Rapporteur on the issue of human rights obligations relating to the enjoyment of a safe, clean, healthy and sustainable environment	37/8
Special Rapporteur on extreme poverty and human rights	35/19
Special Rapporteur on the right to food	32/8
Special Rapporteur on the promotion and protection of the right to freedom of opinion and expression	34/18
Special Rapporteur on the rights to freedom of peaceful assembly and of association	32/32

	Human Rights
Mandate title	Council resolution
Special Rapporteur on freedom of religion or belief	31/16
Independent Expert on the situation of human rights in Haiti (Mandate formally closed by HRC President Statement : PRST 34/1)	PRST 25/1
Special Rapporteur on the right of everyone to the enjoyment of the highest attainable standard of physical and mental health	33/9
Special Rapporteur on the situation of human rights defenders	34/5
Special Rapporteur on the independence of judges and lawyers	35/11
Special Rapporteur on the rights of indigenous peoples	33/12
Special Rapporteur on the human rights of internally displaced persons	32/11
Special Rapporteur on the situation of human rights in the Islamic Republic of Iran	34/23
Special Rapporteur on the elimination of discrimination against persons affected by leprosy and their family members	35/9
Independent Expert on the situation of human rights in Mali	34/39
Working Group on the use of mercenaries	33/4
Special Rapporteur on the human rights of migrants	34/21
Special Rapporteur on minority issues	34/6
Special Rapporteur on the situation of human rights in Myanmar	34/22
Independent Expert on the enjoyment of all human rights by older persons	33/5
Special Rapporteur on the situation of human rights in the Palestinian territories occupied since 1967	5/1
Special Rapporteur on the right to privacy	37/2
Special Rapporteur on the promotion of truth, justice, reparation & guarantees of non-recurrence	36/7
Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and related intolerance	34/35
Special Rapporteur on the sale and sexual exploitation of children, including child prostitution, child pornography and other child sexual abuse material	34/16
Special Rapporteur on contemporary forms of slavery	33/1
Independent Expert on protection against violence and discrimination based on sexual orientation and gender identity	32/2
Independent Expert on human rights and international solidarity	35/3
Independent Expert on the situation of human rights in the Sudan	33/26
Independent Expert on the situation of human rights in Somalia	33/17

Mandate title	Human Rights Council resolution
Special Rapporteur on extrajudicial, summary or arbitrary executions	35/15
Special Rapporteur on the situation of human rights in the Syrian Arab Republic	S-18/1
Special Rapporteur on the promotion and protection of human rights and fundamental freedoms while countering terrorism	31/3
Special Rapporteur on torture and other cruel, inhuman or degrading treatment or punishment	34/19
Special Rapporteur on the implications for human rights of the environmentally sound management and disposal of hazardous substances and wastes	36/15
Special Rapporteur on trafficking in persons, especially women and children	35/5
Working Group on the issue of human rights and transnational corporations and other business enterprises	35/7
Special Rapporteur on the negative impact of the unilateral coercive measures on the enjoyment of human rights	36/10
Special Rapporteur on violence against women, its causes and consequences	32/19
Working Group on the issue of discrimination against women in law and in practice	32/4
Special Rapporteur on the human rights to safe drinking water and sanitation	33/10