



# Convention on the Rights of Persons with Disabilities

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## Committee on the Rights of Persons with Disabilities

### List of issues in relation to the initial report of Monaco\*

#### A. Purpose and general obligations (arts. 1–4)

1. Please inform the Committee of:

(a) Measures taken to ensure that laws and policies are harmonized with the Convention and that the concept of disability used in the State Party, in particular in Act No. 1.410 of 2 December 2014, is fully in line with the human rights model of disability, as defined in the Committee's general comment No. 6 (2018) on equality and non-discrimination;

(b) Measures taken to ensure that persons with disabilities are fully and meaningfully involved, through their representative organizations, in all strategic and legislative activities relating to the full range of issues concerning them. Please explain the achievements of the Social Inclusion and Disability Office and the progress made in implementing the national rehabilitation programme to improve the lives of people with disabilities.

#### B. Specific rights (arts. 5–30)

##### Equality and non-discrimination (art. 5)

2. Please provide information on:

(a) Legal and other measures taken to prohibit, in accordance with the provisions of the Convention, all forms of disability-based discrimination in national legislation;

(b) Plans to revise the Constitution with a view to expressly prohibiting disability-based discrimination;

(c) Recognition, by the State Party, of denial of reasonable accommodation as a form of disability-based discrimination;

(d) The types of administrative and judicial remedies available and the redress accorded to victims, particularly women and girls with disabilities, who are affected by multiple forms of discrimination and intersectional discrimination.

##### Women with disabilities (art. 6)

3. Please provide information on:

(a) Measures taken to develop specific strategies for the promotion, development and empowerment of women with disabilities, and to ensure that general strategies to advance

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\* Adopted by the pre-sessional working group at its twentieth session (24–28 March 2025).



gender equality and other strategies are disability-inclusive and promote the realization of the rights of women and girls with disabilities;

(b) Measures adopted to prevent multiple and intersectional discrimination against women and girls with disabilities, in particular those with intellectual and/or psychosocial disabilities, in all spheres of their lives, including education, employment and health, throughout the State party;

(c) The participation of women with disabilities in decision-making through their representative organizations.

#### **Children with disabilities (art. 7)**

4. Please provide information on:

(a) Measures taken to ensure equal enjoyment of their rights by children with disabilities in the State Party, describing how laws and policies protecting the rights of the child serve the interests of children with disabilities;

(b) Measures taken to eliminate barriers, including stigmatization, that may prevent children with disabilities from having access to social protection, health services and an inclusive, quality education system on an equal basis with other children and, in particular, to ensure their enrolment in school and the provision of suitable assistive devices;

(c) Measures taken, with appropriate budgetary, human, technical and financial resources, to enable children with disabilities to participate in decision-making process in matters that concern them, through their representative organizations.

#### **Awareness-raising (art. 8)**

5. Please provide information on:

(a) The extent to which persons with disabilities are consulted and participate effectively, through their representative organizations, in public awareness campaigns and, in particular, in the planning and implementation of programmes and policies;

(b) Measures taken to combat stereotypes and prejudice concerning persons with disabilities in all areas of life, including discrimination.

#### **Accessibility (art. 9)**

6. Please inform the Committee of:

(a) Measures taken to ensure an accessible environment for persons with disabilities, including in terms of the design of buildings and structures, improvements to transport and other measures taken in the field of information and communication technologies, in all municipalities in the Principality, in accordance with the provisions of article 9 of the Convention, as described in general comment No. 2 (2014) on accessibility;

(b) The progress made, in the area of access to roads, in equipping traffic lights with sound signals that provide voice announcements, which was scheduled for the end of 2019, as indicated in the State Party's report;<sup>1</sup>

(c) Measures taken to implement Act No. 1.410 of 2 December 2014 to ensure the accessibility of buildings and transport for persons with disabilities, including the monitoring mechanisms put in place in this regard;

(d) Measures taken to render accessible 49 bus stops that, according to the State Party's report, were inaccessible owing to technical impediments related to the area of the pavement occupied;<sup>2</sup>

(e) Progress made in implementing Act No. 1.441 of 5 December 2016, which provides for the accessibility of new built environments subject to an accessibility upgrade

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<sup>1</sup> CRPD/C/MCO/1, para. 59.

<sup>2</sup> CRPD/C/MCO/1, para. 52.

within five years of the aforementioned law coming into force, or no later than 16 December 2022.

### **Situations of risk and humanitarian emergencies (art. 11)**

7. Please inform the Committee of:

(a) Measures taken to amend all relevant legislation, in particular Act No. 1.283 of 7 June 2004 on the organization of civil protection, to include disability in disaster risk reduction programmes, notably by consulting and meaningfully involving persons with disabilities and their representative organizations in the development of such legislation, and to ensure equal and safe access, and accessible evacuation measures and emergency shelters;

(b) Any disaster risk reduction strategy that includes organizations of persons with disabilities, in accordance with the Sendai Framework for Disaster Risk Reduction 2015–2030;

8. Please provide information on measures taken to put in place a targeted and sustainable humanitarian emergency framework with a view to ensuring that the rights of persons with disabilities are protected on an equal basis with others, particularly in the context of a public health emergency resulting from a virus-related pandemic. Please inform the Committee of:

(a) Measures taken to provide persons with disabilities with accessible information on the scale and prevention of the virus;

(b) Measures taken to ensure continued access to support services and general community services, including home care and personal assistance;

(c) Measures taken to ensure equal access to healthcare, particularly life-saving measures.

### **Equal recognition before the law (art. 12)**

9. Please provide information on:

(a) Measures taken to incorporate into existing legislation the right to recognition before the law of all persons with disabilities, in particular persons with intellectual and/or psychosocial disabilities, in all civil, criminal and administrative matters, including equal enjoyment of rights relating to property, the conclusion of administrative and legal acts, inheritance, voting and decision-making;

(b) The number and proportion of persons with disabilities under guardianship, in particular persons with intellectual and/or psychosocial disabilities, and the measures taken to move from guardianship to supported decision-making regimes, in line with the Convention and the Committee's general comment No. 1 (2014) on equal recognition before the law;

(c) The report on the implementation of the Convention on the International Protection of Adults and the cases in which the Convention has been used to protect the rights of persons with disabilities and guarantee their right to self-determination and freedom of movement.

### **Access to justice (art. 13)**

10. Please provide information on:

(a) The measures that the State party intends to take to provide procedural, gender- and age-appropriate accommodations in judicial and administrative proceedings for persons with disabilities, including persons with intellectual and/or psychosocial disabilities and persons who are deaf, hard of hearing or deafblind, in particular measures to provide information in accessible formats such as Braille, Easy Read and sign language, and to ensure the physical accessibility of court buildings and all judicial and administrative facilities;

(b) Training programmes for judicial and police officials on the rights enshrined in the Convention and for persons with disabilities so that they can become part of the judicial system as lawyers, judges or other law enforcement personnel;

(c) Access to legal aid for persons with disabilities.

**Liberty and security of the person (art. 14)**

11. Please provide:

(a) Statistical data, disaggregated by sex and impairment, on the number of persons with disabilities placed in mental health facilities or in detention, on the grounds of a real or supposed impairment, without their free and informed consent, and specify any measures taken to guarantee their right to liberty and security, and information on measures taken to protect the safety of women with disabilities who are held with men in penal, psychiatric or other institutions and who are vulnerable to sexual exploitation and abuse;

(b) Information on plans to oppose the adoption of the draft additional protocol to the Convention for the Protection of Human Rights and Dignity of the Human Being with regard to the Application of Biology and Medicine (Oviedo Convention) within the Committee of Ministers of the Council of Europe, and to redirect efforts towards the development and implementation of voluntary measures in line with the Convention on the Rights of Persons with Disabilities;

(c) Information on the plans and available infrastructure to support the implementation of the Council of Europe recommendation on respect for autonomy in mental health care.

**Freedom from torture or cruel, inhuman or degrading treatment or punishment (art. 15)**

12. Please provide information on:

(a) The legal and other measures taken to prevent persons with disabilities, on an equal basis with others, from being subjected to torture or cruel, inhuman or degrading treatment or punishment, and the measures adopted to punish the perpetrators of such acts and to establish monitoring mechanisms;

(b) The measures taken to train police and prison officers on the prohibition on torture and cruel, inhuman or degrading treatment or punishment of persons with disabilities.

**Freedom from exploitation, violence and abuse (art. 16)**

13. Please indicate:

(a) What measures have been taken to harmonize national legislation with the Convention and prohibit all forms of exploitation, violence and abuse in relation to persons with disabilities, including domestic and sexual violence or neglect;

(b) What measures have been taken to provide access to the services necessary for victims' recovery, rehabilitation and social reintegration, taking into account their age, disability and sex;

(c) What measures have been taken to create a safe environment for reporting, investigating and prosecuting cases of exploitation, violence or abuse in relation to people with disabilities.

14. Please provide information on the steps and timetable envisaged to ensure the rapid implementation of the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Istanbul Convention) so as to protect the rights of people with disabilities who are victims of violence against women and domestic violence.

**Protecting the integrity of the person (art. 17)**

15. Please provide information on:

(a) Measures taken to prohibit any form of exploitation and the performance of any medical intervention, including sterilization, castration and contraception, on persons with disabilities, particularly those with intellectual and/or psychosocial disabilities, without their free and informed consent or on the basis of a decision by an administrator under any circumstances;

(b) Measures taken to make available reliable and disaggregated statistical data on the number of reported cases of violations of article 17 of the Convention;

(c) Measures taken to ensure that the remedies put in place are accessible to victims with disabilities, including the sanctions imposed on perpetrators.

**Liberty of movement and nationality (art. 18)**

16. Please provide information on the situation of migrant workers, refugees and asylum-seekers with disabilities, as well as on legislative or policy frameworks aimed at guaranteeing their rights under the Convention and protecting them from statelessness.

**Living independently and being included in the community (art. 19)**

17. Please provide information on the following:

(a) Plans for the adoption of a national deinstitutionalization strategy in line with the Convention, the related timetable and budgetary allocations, and the involvement of organizations of persons with disabilities in the strategy's design and implementation;

(b) The resources allocated to support measures and action plans to promote independent living and community inclusion;

(c) The primary care, home care and residential care, support services and personal assistance available, and the technological rights and support envisaged under social services and health legislation, indicating whether these services are free of charge;

(d) The results achieved in implementing measures to promote the inclusion and independence of persons with disabilities.

18. Please specify:

(a) The number of homes for persons with disabilities in the State Party, disaggregated by the number of residents in each home and their age and gender;

(b) The number of persons with disabilities placed in homes for older persons.

**Personal mobility (art. 20)**

19. Please provide information on the measures taken to ensure that mobility aids and assistive devices needed by persons with disabilities are accessible and affordable. Please provide information on the proportion of persons with disabilities entitled to mobility aids and assistive devices provided by the Principality.

**Freedom of expression and opinion, and access to information (art. 21)**

20. Please inform the Committee of:

(a) Measures taken to promote and protect the freedom of expression of persons with disabilities, including persons with intellectual and/or psychosocial disabilities;

(b) Measures taken to recognize a national sign language as an official language of the State Party, in close consultation with the deaf community;

(c) Measures taken to improve access to information in accessible formats, including Braille, Easy Read and other means and modes of augmentative and alternative communication, and to make information and communications technologies accessible to persons with disabilities on an equal basis with others;

(d) Measures taken to make television programmes accessible to persons with disabilities by means of audio description, sign language and subtitling, and to adopt the standards of the Web Accessibility Initiative of the World Wide Web Consortium when creating or publishing content on the Internet.

**Respect for privacy (art. 22)**

21. Please provide information on the regulations governing the protection of the private data of persons with disabilities.

**Respect for home and the family (art. 23)**

22. Please inform the Committee of the measures taken to eliminate article 124 of the Civil Code, which concerns the legal regime for adults under guardianship, according to which marriage must be authorized by the family council after the opinion of the attending physician has been obtained, which is contrary to several articles of the Convention, and to ensure that persons with disabilities can exercise their rights and responsibilities with regard to marriage, family, parenthood and relationships, including the adoption of children, on an equal basis with others.

**Education (art. 24)**

23. Please indicate:

(a) The funding available to provide reasonable accommodation for students with disabilities based on individual needs, to provide them with the support they need within the mainstream education system and to continue to train teachers and all education and non-teaching staff to provide inclusive, quality education settings, in line with general comment No. 4 (2016) on the right to inclusive education; measures taken to promote and encourage the training and recruitment of teachers with disabilities; and measures taken to implement targets 4.5 and 4.a of the Sustainable Development Goals;

(b) The number of children with disabilities enrolled in mainstream schools and in special schools or separate educational institutions at different levels of education, as a proportion of the total number of children with disabilities attending both types of educational institution, disaggregated by sex;

(c) The number and percentage of persons with disabilities with access to education (all levels), broken down by age and sex, type of disability and type of school.

**Health (art. 25)**

24. Please provide information on:

(a) Measures taken to ensure access to health services and to means of communication and equipment, and measures to systematically train health personnel on the rights of persons with disabilities to have access to healthcare and health services;

(b) Measures taken to ensure that persons with disabilities, in particular women and girls with disabilities, have access to sexual and reproductive health services and to information on HIV/AIDS on an equal basis with others;

(c) Measures taken to ensure that persons with disabilities are not arbitrarily subjected to medical treatment or procedures without their free and informed consent.

(d) Measures taken to train healthcare professionals and support staff in a human rights-based approach to disability, and to avoid discriminatory and negative attitudes and stereotypes towards persons with disabilities, particularly those with psychosocial and/or intellectual disabilities.

25. Please specify whether health information and education are available in all accessible formats.

**Habilitation and rehabilitation (art. 26)**

26. Please explain the legal safeguards and strategies, and the applicable standards, adopted to ensure that persons with disabilities have access to individual, adequate and affordable habilitation and rehabilitation services throughout their lives, regardless of their social and economic situation. Please provide information on habilitation and rehabilitation measures to combat long-term unemployment among persons with disabilities.

**Work and employment (art. 27)**

27. Please indicate:

(a) Measures taken to increase the employment of persons with disabilities in the open labour market, and the number of women and men with disabilities participating in initiatives or programmes aimed at improving access to work and employment;

(b) Measures taken to encourage the adoption of measures to promote the employment of persons with intellectual and/or psychosocial disabilities, and to provide employers with training on the rights of people with disabilities and on reasonable accommodation;

(c) Progress towards effective implementation of the obligation for employers to provide reasonable accommodation for employees with disabilities;

(d) Measures taken for the effective participation, consultation and representation of organizations of persons with disabilities in work-related matters.

**Adequate standard of living and social protection (art. 28)**

28. Please provide information on:

(a) Measures taken to ensure that all persons with disabilities have access to social protection programmes and poverty-reduction support services on an equal basis with others, and to specific programmes and services for persons with disabilities living in poverty to enable them to meet the cost of disability;

(b) Social protection measures for persons with disabilities, particularly families with a child or parent with disabilities, to eliminate the additional costs associated with disability.

**Participation in political and public life (art. 29)**

29. Please indicate:

(a) Measures taken to ensure the full participation of persons with disabilities in all aspects of electoral processes, political life and public life;

(b) Measures taken to ensure the physical accessibility of all polling stations and the use of accessible formats, including Braille, in electoral material, and to ensure that persons with disabilities are guaranteed secrecy in the voting process;

(c) Measures taken to ensure full accessibility of election procedures, facilities and materials, including the provision of information in Braille, Easy Read and sign language;

(d) Measures taken to increase the participation of persons with disabilities, particularly women, in political and public life, including as elected representatives, and to support candidates with disabilities to stand for elections, specifying the number of persons with disabilities who have been elected or appointed to public service or public office;

(e) Measures taken to provide civic education to persons with disabilities on electoral processes and participation in political and public life.

30. Please specify whether persons with intellectual disabilities can stand for election and participate in public affairs, and inform the Committee of any Easy Read or other accessible information provided to them on the right to participate in political and public life.

**Participation in cultural life, recreation, leisure and sport (art. 30)**

31. Please inform the Committee of:

(a) Measures taken to eliminate social and environmental barriers hindering the participation of persons with disabilities, including children with disabilities, in cultural life and in recreational, leisure and sports activities and their use of facilities;

(b) Measures taken to implement the Marrakesh Treaty to Facilitate Access to Published Works for Persons Who Are Blind, Visually Impaired or Otherwise Print Disabled.

**C. Specific obligations (arts. 31–33)****Statistics and data collection (art. 31)**

32. Please indicate:

(a) Measures taken to collect appropriate information to inform public policies, including disaggregated qualitative and quantitative data and statistics on persons with disabilities, including women and girls with disabilities, older persons with disabilities and persons with intellectual and/or psychosocial disabilities;

(b) Measures taken to gather this information in accordance with the Convention and the human rights model of disability, as defined in the Committee's general comment No. 6 (2018).

**International cooperation (art. 32)**

33. Please indicate how persons with disabilities, through their representative organizations, are effectively consulted and involved in the design and implementation of international cooperation agreements, ensuring that funds provided to other countries are not used for actions contrary to those provided for in the Convention. Please also provide information on the introduction of markers to ensure that activities and initiatives that are not specifically targeted at persons with disabilities are accessible to them and do not create new barriers.<sup>3</sup>

**National implementation and monitoring (art. 33)**

34. Please inform the Committee of:

(a) Measures taken to establish an independent mechanism to monitor the implementation of the Convention, with sufficient budgetary allocations and taking into account the principles relating to the status of national institutions for the protection and promotion of human rights (the Paris Principles);

(b) Measures taken to ensure the full participation of persons with disabilities and their representative organizations in monitoring processes.

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<sup>3</sup> CRPD/C/MCO/1, para. 315.