

資料文件

二零一三年十二月十六日

立法會政制事務委員會

**聯合國人權理事會普遍定期審查工作組
就香港特別行政區進行的第二次審查**

目的

本文件載述有關聯合國人權理事會（理事會）普遍定期審查工作組¹就香港特別行政區（香港特區）於二零一三年十月二十二日及二十五日在日內瓦進行第二次審查的結果。

香港特區根據普遍定期審查機制提交的第二次報告

2. 根據普遍定期審查機制的規定²，中國向理事會提交了一份二十頁的國家報告，當中三頁由香港特區政府負責提供（見附件 A）。

3. 理事會在二零一三年九月在其網頁上公布了香港特區的報告。報告的印本其後分發至行政會議、立法會、區議會以及有關的非政府機構。

理事會普遍定期審查工作組就香港特區進行的審查

4. 理事會普遍定期審查工作組就中國人權狀況在二零一三年十月二十二日進行審查。政制及內地事務局副局長劉江華先生率領香港特區政府相關政策局及部門代表以中國代表團成員

¹ 普遍定期審查工作組按照理事會二零零七年六月十八日的第 5/1 號決議成立，在二零一三年十月二十一日至十一月一日期間舉行第十七次會議，考慮沙特阿拉伯、塞內加爾、中國、尼日利亞、墨西哥、毛里求斯、約旦、馬來西亞、中非共和國、摩納哥、貝利斯、乍得、以色列、剛果及馬爾他的人權狀況。中國的審查在二零一三年十月二十二日進行。工作組在二零一三年十月二十五日通過了中國的審查報告。

² 根據普遍定期審查機制，所有理事會成員國需要參與其工作組的定期審查，包括提交一份描述其人權狀況的國家報告；參與工作組審查會議的互動對話；及就工作組審查結果在理事會大會參與討論。普遍定期審查每四年半一次。中國按照普遍定期審查機制進行的第一次審查在二零零九年二月進行。

身份參與審查。

5. 中國代表團團長中國外交部特使吳海龍先生在開場發言中，提及香港特區在二零一一年實施了法定最低工資，並於二零一二年修訂了《個人資料（私隱）條例》。二零一七年行政長官選舉及二零一六年立法會選舉的產生辦法將嚴格按照《基本法》及全國人民代表大會常務委員會的相關解釋和決定。香港特區將繼續致力促進對殘疾人士、婦女及兒童權利的保障，並對少數族裔及不同性傾向人士等個別組群提供支援。吳先生開場發言內有關香港特區的部分載於**附件 B**。

6. 在審查的互動對話中，只有一條問題與香港特區有關。該問題由波蘭共和國提出，問及香港特區的新聞自由狀況。香港特區代表團回應時解釋，言論自由及新聞自由均受《基本法》及《香港人權法案》保障，香港特區政府會繼續按照《基本法》和相關本地法例，竭力推廣和保障香港的人權和自由。

7. 香港代表團亦就緬甸聯邦共和國所提出有關殘疾人士的政治參與及就業權利的書面問題作出回應。代表團解釋，所有永久居民，包括殘疾人士，依法享有選舉權和被選舉權；特區政府為殘疾人士提供一系列就業支援和職業培訓服務，並已有法例防止在就業和工作間的殘疾歧視。

理事會普遍定期審查工作組通過審查報告

8. 理事會普遍定期審查工作小組於二零一三年十月二十五日通過了中國的審查報告（**附件 C**³）。報告中沒有特別關於香港特區的建議。理事會將會在二零一四年三月的大會上討論及通過有關報告。

9. 謹請議員備悉本文件的內容。

政制及內地事務局
二零一三年十二月

³ 隨附的報告為提交予理事會普遍審查工作組於二零一三年十月二十五日會議上考慮的未經編輯版。有關文件只有英文版。文件的最終版將適時以聯合國 6 個官方語言（包括中文）發布於理事會的網頁上（<http://www.ohchr.org/CH/Pages/WelcomePage.aspx>）。

聯合國人權理事會普遍定期審議機制 香港特別行政區的報告

方法及公眾諮詢

在擬備這部分報告的過程中，香港特別行政區（香港特區）政府在 2013 年 2 至 3 月間進行了公眾諮詢，以徵求公眾意見。香港特區政府的諮詢文件發放至社會不同層面，包括立法會、相關的非政府組織、關注這議題的市民大眾和傳媒，並透過民政事務處及互聯網發放。在諮詢期間，特區政府曾透過立法會及人權論壇聽取非政府組織代表的意見。所有收到的意見已經香港特區政府仔細考慮。

推廣和保障人權的框架和措施

2. 正如上一次報告所述，在香港特區，人權受到法律充分保障。法律上的保障詳載於《中華人民共和國香港特別行政區基本法》（《基本法》）、《香港人權法案條例》及其他相關條例，並建基於法治和司法獨立。此外，有多個機構協助推廣和保障各種權利，包括平等機會委員會、個人資料私隱專員、申訴專員、獨立監察警方處理投訴委員會（監警會）及法律援助服務。通過定期向聯合國人權條約監察機制提交報告，香港特區政府在推廣和保障人權方面的表現受到公開審議，並受到立法會、傳媒、多個非政府人權組織及市民大眾經常監察。自上次審議以來，香港特區政府繼續重視通過公眾教育和宣傳來推廣人權。

成績及挑戰

3. 《基本法》訂明了行政長官和立法會選舉根據香港特區的實際情況和循序漸進的原則推行，以最終達至普選為目標。根據2007年12月全國人民代表大會常務委員會（人大常委會）作出的決定，2017年行政長官可以實行由普選產生，在行政長官由普選產生後，香港特別行政區立法會的選舉可以實行全部議員由普選產生的辦法。

4. 2010年夏天，香港特區政府就2012年行政長官及立法會選舉提出的改革方案先後獲立法會全體議員三分之二多數通過，行政長官同意，以及人大常委會的認可。自香港特區成立以來，香港特區首次完成所需的憲制程序，成功修改行政長官及立法會的產生辦法。兩個選舉分別在2012年3月及9月順利舉行。

5. 香港特區政府將致力根據《基本法》以及人大常委會2007年12月的決定，落實普選行政長官以及立法會。參照2010年的經驗，香港特區政府會在適當時候就2016年立法會及2017年行政長官產生辦法開展全面的諮詢，並啟動所需的憲制程序。

6. 今年5月，立法會通過了自下屆區議會在2016年開始時取消所有區議會委任議席的法案。

7. 自上次審議後，另一個重要進展，是在2009年12月起實施了經大幅改進的酷刑聲請審核機制。有關機制在2012年12月獲法律條文確立。機制下，所有聲請人均獲合理機會確立其聲請。不服決定的聲請人，可以向由前法官或裁判官組成的法定酷刑聲請上訴委員會上訴。若有充分理由相信

聲請人在另一國家有遭受酷刑的危險，則不能將他由香港特區遣離至該地。

8. 在保障私隱方面，《個人資料（私隱）條例》於 2012 年獲修訂，以加強對個人資料私隱之保障。修訂包括進一步規管在直接促銷中使用個人資料及提供個人資料以供用於直接促銷等。

9. 香港特區政府繼續尊重市民受《基本法》及《香港人權法案條例》保障的和平集會及遊行自由和權利。警方一直便利所有合法及和平的公眾集會及遊行，同時確保公共秩序和公共安全。

10. 為優化處理投訴警方的機制，《監警會條例》在 2009 年 6 月正式落實，監警會成為獨立法定機構，獲賦予法定職能和權力，包括觀察、監察和覆檢警方對須匯報投訴的處理和調查。警方在《監警會條例》下有法定責任遵從監警會的要求，以進一步提升監警會在處理針對警方的投訴的獨立性。

11. 言論及新聞自由乃香港特區市民的基本權利。一如既往，傳媒就本地及對外事務進行自由報導，並廣泛及自由地作出評論。廣播牌照的申請是由獨立的監管機構，嚴格地按照法例和既定程序加以考慮。

12. 為處理貧窮問題，香港特區政府於 2012 年 12 月成立高規格的扶貧委員會以檢討現行扶貧政策的成效，制訂新政策，以達致防貧、扶貧，並預防和減少社會孤立情況，同時促進社會低下階層向上流動。

13. 在勞工權益方面，香港特區政府完成了標

準工時的政策研究，並於 2012 年 11 月公布了研究報告。行政長官在 2013 年 4 月委任了各界代表出任「標準工時委員會」成員，以建立共識及釐定未來路向。

14. 在香港特區，工人組織和參加工會的權利受《基本法》及《香港人權法案》保障。已登記職工會的會員及職員享有《職工會條例》下訂明的權利。《僱傭條例》保障僱員不會因行使職工會的權利而遭受歧視。香港特區政府正就涉及不合理及不合法解僱的個案作出強制復職或再次聘用的建議，探討細節。

15. 自法定最低工資於 2011 年實施以來，基層僱員的收入已顯著上升。今年 5 月 1 日起，法定最低工資增加港幣 2 元至每小時港幣 30 元。有關水平每兩年至少檢討一次。

16. 《種族歧視條例》在 2009 年 7 月全面實施。為促進種族平等和確保少數族裔人士有平等機會獲得公共服務，香港特區政府在今年的稍後時間，將會把種族平等行政指引的適用範圍擴大至共 21 個政策局、部門及公共機構。

17. 自上次審議，香港特區政府已加強支援服務，以協助少數族裔人士融入社會。有關的加強措施包括增加支援服務中心為少數族裔人士提供各種培訓及活動。行政長官亦已在 2013 年宣布進一步加強支援非華語學生¹學習中文的措施，包括家長參與暑期銜接課程讓學生盡早適應本地教育體系、提升教師的專業能力等。香港特區政府會考慮持分者的意見，進一步加強有關支援。

¹ 規劃教育支援措施時，「家庭常用語言不是中文」的學生均歸納為非華語學生。

18. 自上次審議以來，香港特區政府繼續致力履行《殘疾人權利公約》、《消除對婦女一切形式歧視公約》及《兒童權利公約》下的責任。

19. 與世界許多地方一樣，性傾向在香港特區是一個具爭議性的議題。雖然如此，香港特區政府的立場清晰－任何人都不能基於任何理由（包括性傾向）而被歧視。香港特區政府一直進行廣泛的宣傳和推廣，務求在社會上建立互諒包容和互相尊重的文化。更多資源將投放至這範疇。

20. 在上次的審議中，香港特區獲建議「繼續根據其實際情況運行，同時根據其法律保留其公民的不同權利」。香港特區政府一直按照實際情況，努力不懈保障人權。香港特區政府不會低估未來幾年在多項具爭議性的議題（包括政制發展以及保障少數性傾向人士權利）上建立共識的難度及挑戰。香港特區政府會通過法律和行政方法，與各界齊心協力，保障及推廣不同組群的權利。

聯合國人權理事會普遍定期審議（第二輪）

開場發言

（香港特別行政區部份）

自上次審議以來，香港特別行政區的人權繼續受到《基本法》，《香港人權法案條例》及其他本地法律充分保障。

2. 法例上的進展包括《個人資料（私隱）條例》於 2012 年獲修訂，以及《種族歧視條例》及《獨立監察警方處理投訴委員會條例》在 2009 年全面實施。

3. 此外，香港特區在 2012 年通過法例，大幅改善了酷刑聲請的審核和上訴機制。香港特區政府同時對聲請人在整個過程中的不同階段提供由公帑資助的法律支援。

4. 在民生方面，香港特區在 2011 年實施了法定最低工資。今年上旬，「標準工時委員會」亦已組成。在 2012 年年底重設的扶貧委員會亦在上月公布了首次為香港制定貧窮線的詳情及貧窮情況分析，為當局量化貧窮問題以引導政策制訂及評估扶貧措施的成效提供科學化的政策工具。

5. 在政制發展方面，香港特區在 2012 年順利完成了行政長官及立法會選舉，並將嚴謹地按照《基本法》及全國人民代表大會常務委員會的相關解釋和決定，推動有關 2016 年立法會選舉及 2017 年行政長官選舉的工作。

6. 自上次審議以來，香港特區繼續致力促進對殘疾人、婦女及兒童權利的保障，並對少數族裔人士、不同性傾向人士等個別組群提供支援。香港特區政府會繼續努力，推動人權的保障，及確保所推行的措施配合本地的實際情況。

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China

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Introduction

1. The Working Group on the Universal Periodic Review (UPR), established in accordance with Human Rights Council resolution 5/1 of 18 June 2007, held its seventeenth session from 21 October to 1 November 2013. The review of China was held at the 3rd meeting on 22 October 2013. The delegation of China was headed by His Excellency Mr. Wu Hailong. At its 10th meeting held on 25 October 2013, the Working Group adopted the report on China
2. On 14 January 2013, the Human Rights Council selected the following group of rapporteurs (troika) to facilitate the review of China: Poland, Sierra Leone, United Arab Emirates.
3. In accordance with paragraph 15 of the annex to resolution 5/1 and paragraph 5 of the annex to resolution 16/21, the following documents were issued for the review of China:
 - (a) A national report submitted/written presentation made in accordance with paragraph 15 (a) (A/HRC/WG.6/17/CHN/1);
 - (b) A compilation prepared by OHCHR in accordance with paragraph 15 (b) (A/HRC/WG.6/17/CHN/2);
 - (c) A summary prepared by OHCHR in accordance with paragraph 15 (c) (A/HRC/WG.6/17/CHN/3 and Corr.1).
4. A list of questions prepared in advance by Australia, Bangladesh, Belgium, Canada, Cuba, Czech Republic, Germany, Myanmar, the Netherlands, Norway, Slovenia, Spain, Sri Lanka, Sweden, the United Kingdom of Great Britain and Northern Ireland, United States of America was transmitted to China through the troika. These questions are available on the extranet of the UPR.

I. Summary of the proceedings of the review process

A. Presentation by the State under review

5. The delegation of China indicated that it established an inter-agency task force composed of nearly 30 national legislative, administrative and judiciary departments to prepare the report and held consultations with more than 20 representative NGOs and academic institutions, and solicited public opinion through website.
6. The recommendations accepted four years ago either have been implemented or are being carried out. Fully respecting and protecting human rights was identified as one of the goals in the building of a moderately prosperous society in all respects.
7. China formulated and published the National Human Rights Action Plan of China (2012-2015) in June 2012.
8. From 2008 to 2012, rural and urban income increased by 9.9 percent and 8.8 percent annually. China implemented the Outline of Development-Oriented Poverty Reduction for China's Rural Areas (2011-2020), leading to a drastic decline in the number of rural population living in poverty.
9. In the past four years, China helped 28 million university graduates find jobs. In 2012, 12.66 million urban jobs were created and 260 million rural migrant workers found jobs in cities. China established a minimum wage adjustment mechanism generally.

10. The ratio of government spending on education to GDP increased from 3.31 percent to 4.07 percent. Free nine-year compulsory education has been accessible throughout the country.
11. China has established a nationwide primary medical insurance system and over 1.3 billion people have joined various medical insurance schemes. The subsistence allowance program has basically covered all urban and rural areas.
12. From 2009 to 2012, the government set aside over 450 billion yuan in assistance funds to build government-subsidized urban apartments and renovate shanty areas.
13. China has made the reduction of major pollutants a mandatory target in economic and social development and taken steps to improve mechanisms, strengthen supervision and resolve outstanding environmental problems.
14. China encourages greater public involvement in the legislative process by publishing draft laws and holding hearings, discussions and forums.
15. Deputies to the people's congresses are to be elected based on the same population ratio in both urban and rural areas. Direct election is held for more than 98 percent of villagers' committees.
16. All 60 tasks of the judicial system reform have been completed. The Amendment VIII to the Criminal Law abolished death penalty for thirteen economic and non-violent crimes. The procedures for the review of death penalty and the system to exclude the use of illegal evidence were improved, the application of coercive measures were standardized.
17. China has taken concrete actions in protecting people's freedom of speech and freedom of religious belief in accordance with law. People can express views freely through microblogs, postings and other means. There are 5,500 religious organizations, 100 religious universities and 140,000 sites for religious activities.
18. China has put the Law Against Domestic Violence on its legislative agenda. Mechanisms designed to assist and guarantee the rights of orphans, children with disabilities and HIV/AIDS-affected children have been improved. Old-age insurance schemes had covered all rural areas and non-working urban residents.
19. Minority ethnic groups enjoy extensive human rights. Their freedom of religious belief and the right to use and develop their spoken and written languages are respected and guaranteed.
20. China is party to 26 international conventions and worked hard to implement them. Every year, China holds human rights dialogues or consultations with 20 countries. China has provided economic and technical assistance to other developing countries to help them realize their right to development.
21. China will increase its annual donation to OHCHR to 800,000 US dollars. It will receive the Working Group on the issue of discrimination against women in law and in practice and three other Special Procedures.
22. China faces difficulties and challenges in promoting and protecting human rights. Unbalanced, uncoordinated and unsustainable development remains an acute problem. Too many people still live under poverty. A balanced income distribution structure is yet to be put in place. Judicial injustice exists.
23. The Hong Kong SAR implemented Statutory Minimum Wage in 2011, and amended the Personal Data (Privacy) Ordinance in 2012. The methods of selecting the Chief Executive in 2017 and forming of the Legislative Council in 2016 should be strictly in accordance with the Basic Law and relevant interpretations and decisions of the Standing Committee of the National People's Congress. It will continue to enhance the protection of

the rights of persons with disabilities, women and children, and provide support to individual groups such as people with ethnic minority background or different sexual orientation.

24. Macao SAR has continued expanding resources for the optimization of all policies and measures in the area of livelihood on the basis of their existing work. It will continue to promote the stable development of the whole economy and ensure that the lawful rights and interests of the residents are protected.

B. Interactive dialogue and responses by the State under review

25. During the interactive dialogue, 137 delegations made statements. Recommendations made during the dialogue are to be found in section II of the present report.

26. Venezuela (Bolivarian Republic of) praised the universal social pension system, wide-reaching medical insurance system and high voter turnout.

27. Viet Nam commended the informative report and noted that human rights protection was an evolving process.

28. Yemen commended the remarkable achievements in economic and social development in China.

29. Zambia noted that more legislative and administrative reforms were necessary and implored China to continue with international cooperation.

30. Zimbabwe praised the comprehensive report, human rights programmes and the implementation of recommendations from the first UPR.

31. Afghanistan commended the promotion of human rights through legislative and judicial reforms, education and the National Human Rights Action Plan (NHRAP).

32. Albania welcomed the report of China and wished it all success in its future endeavours.

33. Algeria appreciated the amendment to the Criminal Procedure Law and the Law on Lawyers, broadening the range of cases open to them.

34. Angola commended the development of human rights frameworks, notably the strengthening of human rights mechanisms and improving social indicators.

35. Argentina praised the NHRAP and amendments to legislation protecting older people, urging China to share best practices.

36. Australia recognized the steps taken by China since its UPR in 2009.

37. Austria was concerned about reports of discrimination and harassment of persons exercising their right to freedom of religion.

38. Azerbaijan commended reforms undertaken regarding ratification of ICCPR, adoption of the new NHRAP, and measures on social security and health.

39. Bahrain welcomed the implementation of previous recommendations and praised human rights education.

40. Bangladesh noted that China was addressing the challenges caused by rapid social development and appreciated cooperation with developing countries.

41. Belarus welcomed measures to improve social and cultural rights and the situation of ethnic minorities.

42. Belgium was concerned at the non-ratification of ICCPR by China.
43. Benin noted that the human rights action plan would help address numerous challenges and invited the international community to support China.
44. Bhutan was concerned that standards of social programmes in some regions were lagging behind.
45. Bolivia (Plurinational State of) commended the improvement to health conditions in China.
46. Bosnia and Herzegovina commended the steps to provide human rights education for leading officials, public servants and youth and requested examples of best practices in self-development of aid recipient countries.
47. Mauritius commended the improvements on the standard of living, mainly access to health facilities, and the protection of children's rights.
48. Brazil encouraged China to persevere in its endeavours towards the total abolition of the death penalty.
49. Brunei Darussalam commended China's commitment to promoting and protecting human rights, particularly those of vulnerable groups.
50. Bulgaria commended the determination to stabilize employment levels and the reduction in the number of capital offences.
51. Burundi noted the legal and institutional reforms aimed at upholding economic and social rights and highlighted human rights education efforts.
52. Cambodia commended China's accession to international human rights instruments, its socio-economic development and poverty reduction measures.
53. Canada welcomed the Chinese delegation and thanked them for their participation.
54. Cape Verde acknowledged significant progress in economic and social rights. It encouraged the best possible balance between change and stability.
55. The Central African Republic welcomed significant economic and social development and strengthened guarantees of the rights to subsistence and development.
56. Chad commended increased investment in cultural institutions and events and improved cultural life for the population.
57. Chile acknowledged progress to overcome poverty and policies improving access to social security, health and education.
58. Comoros welcomed China's success in the areas of education, health and the right to food.
59. Congo welcomed efforts to guarantee economic, social and cultural rights.
60. Costa Rica highlighted China's progress to overcome poverty and urged for a de facto moratorium on the death penalty.
61. Côte d'Ivoire supported measures to reduce poverty in rural zones and to guarantee the right to food.
62. Mexico paid tribute to the NHRAP and acknowledged cooperation with international human rights bodies.
63. Cyprus requested information on the efforts to achieve practical equality between men and women.

64. The Czech Republic warmly welcomed the delegation from China.
65. The Democratic People's Republic of Korea encouraged continued efforts to protect the rights of ethnic minorities to use and develop their own language and writing systems.
66. The Democratic Republic of Congo commended progress in civil, political, economic, social and cultural rights.
67. Denmark expressed concern at the legalizing of enforced detention and while recognizing increased access to the internet, remained concerned about state censorship of media.
68. Djibouti noted on-going protection of women's rights through continued growth and social progress.
69. Ecuador recognized progress made in accessibility to legal protection for workers with disabilities.
70. Egypt commended China's contribution to achieving internationally-agreed development goals through South-South cooperation.
71. Equatorial Guinea noted improvements of regulations on food safety and encouraged continued human rights education and awareness.
72. Estonia acknowledged the improved human rights situation such as the NHRAP and White Paper on Progress in Human Rights.
73. Ethiopia encouraged China to further improve judicial safeguard mechanisms, human rights' awareness and respect for the rule of law.
74. Finland requested information on measures adopted to investigate alleged intimidation and reprisals against individuals seeking to engage with the UPR process.
75. France thanked China for its presentation.
76. Gabon noted efforts to implement accepted 2009 UPR recommendations and priority given to the right to development for benefit of vulnerable groups.
77. Germany encouraged China to continue to pursue legal improvements protecting the rights of individuals, inseparable from economic progress.
78. Ghana commended China on its participation in the second UPR, which contributed to strengthening global human rights architecture.
79. Greece noted that China could focus on human rights education to government agencies, especially on the rights of women, children and person with disabilities.
80. Guatemala noted legislative and judicial reforms in view of ratifying the ICCPR.
81. Hungary noted China's adherence to 26 international instruments and the number of pending requests by special procedures.
82. India requested information on re-education through the labour system, while noting the NHRAP.
83. China indicated that it has made remarkable progress in promoting and safeguarding the right to development in recent years and its experience is as follows: strike balance between reform, development and stability; place great emphasis on poverty reduction; work hard to improve people's wellbeing and promote inclusive development; enhance environmental and ecological protection.
84. China is committed to judicial independence. The courts and procuratorates exercise judicial and supervisory authorities independently. China retains death penalty, but

exercises strict control and caution in light of the current stage of China's social development.

85. China ensures implementation of human rights guarantees in the judicial field. Many achievements of the judicial reform are already reflected in the revised laws.

86. China protects the political, economic, cultural, educational and other lawful rights and interests of ethnic minority groups on multiple dimensions, including institutional building, laws, policies and measures. Ethnic minority regions have experienced rapid economic and social development.

87. China opposes torture, and those who commit torture are punishable by law. The freedom of assembly and association is protected in accordance with the Constitution. There is no arbitrary detention or forced disappearance in China.

88. In formulating and implementing the National Human Rights Action Plan, China attaches importance to the role of the NGOs and academic institutions. Citizens fully enjoy the freedom of speech. It is the obligation of all governments to crack down cybercrimes of all types.

89. China adheres to the policy of gender equality and gives priority to protection of children's rights. China has formed a complete set of legal system for protection of the rights of women and children, incorporating the development of women and children into the overall planning of economic and social development.

90. China protects the lawful rights and interests of religious groups and religious sites. Citizens enjoy full range of religious freedom. Those who engage in unlawful or criminal activities under the guise of "religions" are punishable by law.

91. Remarkable achievements have been made in human rights endeavors in Tibet, where traditional culture and religious freedom are protected. The affordable housing projects in Tibetan-residing areas have been carried out on a voluntary basis, to the satisfaction of vast majority of farmers and herdsman.

92. Indonesia welcomed China's NHRAP, national blueprint on human rights in the country.

93. Iran (Islamic Republic of) praised China for its preservation of cultural heritage and enhancing its population's quality of life.

94. Iraq welcomed measures towards accession to 26 international instruments. It emphasized the policy on freedom of religion and urged China to strive towards balance between confessions.

95. Ireland was concerned about the situation of human rights defenders and restrictions on civil society organisations in China.

96. Italy commended China for its constructive dialogue on human rights with the EU and the downward trend in executions.

97. Jamaica noted the pursuit of necessary reforms to ratify the ICCPR and encouraged it to strive for its early ratification.

98. Japan encouraged China to further promote and protect human rights, including liberty of persons and freedom of expression.

99. Jordan commended efforts to strengthen the institutional human rights framework.

100. Kazakhstan appreciated China's efforts for realizing the rights of ethnic minorities, including the Kazakh minority.

101. Kenya noted China's adoption of the NHRAP, which gave prominence to strategies for enhancing its people's well-being.
102. Kuwait commended China's efforts to guarantee human rights, including its sixth national five-year plan for popularizing understanding of the law.
103. Kyrgyzstan recognised China's decisive steps in the judicial reforms, particularly the four areas of optimizing the allocation of judicial functions, implementing a balanced criminal policy, strengthening judicial team-building and judiciary's budget.
104. The Lao People's Democratic Republic hoped that China would encourage its state organs and functionaries to communicate with the public in various ways to solicit their opinions and to consider implementing feasible suggestions raised by treaty bodies.
105. Latvia noted the setting up of a national institutional framework for ratification of ICCPR, cooperation with special procedures and pending visit requests by mandate holders.
106. Lebanon noted China's efforts to strengthen its human rights institutional framework in relation to the UPR first cycle recommendations.
107. Lesotho particularly commended the Law on Protection of the Rights and Interests of the Elderly and its progress in education.
108. Libya noted that the Government was in constant, cooperative contact with treaty bodies and had allocated more budgetary resources to complete its judicial reforms.
109. Malaysia recognized China's commitment to upholding freedom of religious belief in accordance with its law.
110. Maldives encouraged China to include benchmarks for progress and measures for implementing its NHRAP.
111. Mali noted that China had specifically included safeguarding of women's and children's rights in its general economic development planning.
112. Mauritania valued China's far-reaching measures to promote and protect human rights, exemplified by its national policy on eliminating child labour, access to health care and education.
113. Botswana appreciated China's adoption of the NHRAP but noted reports of human trafficking in China.
114. Cuba appreciated measures against criminal activities and encouraged China to continue defending its right to sovereignty.
115. Mongolia urged continued improvements to publications laws, and commended progress on access to education, housing and health care.
116. Morocco congratulated progress towards achieving the MDGs, resulting from adoption and implementation of a national policy.
117. Mozambique commended China's economic performance and raising of the poverty line in 2011.
118. Myanmar welcomed progress towards attaining the MDGs, and noted on-going judicial reform and subsequent changes to legislation.
119. Namibia commended China for promoting the human rights of citizens and non-nationals, and for cooperating with United Nations treaty bodies.
110. Nepal applauded new legislation and national institutions and noted efforts in education, health, and women's and children's rights.

111. The Netherlands encouraged China to continue enhancing civil and political rights.
112. New Zealand noted progress in economic and social rights to close the rural-urban income gap. It welcomed death penalty reform.
113. Nicaragua highlighted the NHRAP and human rights education promotion. It commended economic achievements and urged inequality eradication and better wealth distribution to achieve sustainable development.
114. Niger welcomed the strengthening of the judicial and institutional framework and encouraged China to continue implementing the NHRAP.
115. Nigeria commended China on consulting civil society organisations, academic institutions and the public in preparing the national report.
116. Norway welcomed preparations to ratify the ICCPR and legal reforms, including on executions. It expressed concern regarding freedom of expression.
117. Oman noted administrative and legislative reforms and collaboration with the UPR. China should continue efforts to protect women's rights.
118. Pakistan commended promotion of economic and social development in Xinjiang autonomous region, ensuring freedom of belief and stability.
119. Poland expressed concerns regarding media and academic freedom and attempts to undermine freedom of religion, culture and expression of the Tibetan Buddhist Community.
120. Portugal welcomed protection of economic and social rights, introduction of nine years of compulsory education and death penalty reforms.
121. Qatar commended actions to protect and promote human rights implemented under the NHRAP.
122. The Republic of Korea welcomed the revision of the Exit-Entry Administration Law and the refugee status determination process.
123. The Republic of Moldova commended China's cooperation with the UPR, recommendations implemented and measures adopted.
124. Romania noted adoption of the NHRAP and progress in combating human trafficking and guaranteeing the right to education.
125. The Russian Federation welcomed steps to ensure all human rights, emphasizing freedom of belief and rights of religious minorities, particularly Christians.
126. Rwanda welcomed improved health conditions and nine-year compulsory education and the amended use of the death penalty.
127. Saudi Arabia welcomed progress made, particularly in ethnic minority regions, at the political, cultural and educational levels.
128. Senegal commended the improved protection of the rights of women, children and the elderly and noted that development cooperation was a priority.
129. Serbia commended efforts in strengthening human rights legislation and encouraged China to further implement ratified treaties.
130. Seychelles acknowledged efforts to adopt policies and procedures in line with UN recommendations and encouraged China to further those efforts.
131. Sierra Leone noted the establishment of human rights safeguards, new human rights laws, and efforts to address the right to development.

132. Singapore noted China's strong emphasis on improving the education infrastructure and facilities, including rural and ethnic minority areas.
133. Slovakia encouraged a review of the death penalty and enquired about civil society involvement in decision-making.
134. Slovenia encouraged ratification of the ICCPR and integration of its provisions into domestic legislation.
135. South Africa highlighted the Government's effective response to the global financial crisis.
136. South Sudan commended China's response to the global financial crisis and special preferential policies to promote economic and social development in the Tibet Autonomous Region.
137. Spain congratulated China's participation in the UPR process and acknowledged the trend towards reducing the use of the death penalty.
138. Sri Lanka commended the adoption of national action plans and MDG progress, efforts in promoting the right to development and achieving food security, especially for vulnerable groups.
139. The State of Palestine acknowledged efforts to promote human rights and encouraged implementation of the NHRAP.
140. China and other developing countries maintained close cooperation and supported each other. Since 2000, China has provided assistance to over 120 developing countries, built over 200 schools and 30 hospitals and malaria control centers, and trained 80,000 professionals of all types.
141. The Hong Kong SAR delegation responded that press freedom is guaranteed by the Basic Law. Persons with disabilities enjoy the right to vote and stand for election in accordance with law. Disability discrimination in employment and at workplace is prohibited by legislation. Employment support and vocational training are provided to them.
142. The Macao SAR Government has been devoted to protecting the rights of the underprivileged groups by adopting different measures, such as enacting relevant legislation, implementing a 10-year plan for persons with disabilities and the elderly, granting subsidies and providing services for the needed.
143. China is making preparations for the ratification of ICCPR and will continue to carry out legislative and judicial reforms.
144. Lawyers in China participate in legislative process as well as policy making and deliberations. The revised Law on Lawyers, the Criminal Procedure Law offer strong guarantees for lawyers to perform their duties.
145. China has implemented a comprehensive nine-year compulsory education system for all urban and rural dwellers and is committed to providing fair and quality education to all. Measures have been taken to speed up IT application in education, and make quality educational resources available to more people.
146. China is committed to keeping the channel open for people to express grievances and make complaints. It prohibits restriction of normal acts of petition in any forms, and would never allow suppression of petitioners or establishment of any forms of "black jails".
147. Social organizations in China have developed in a healthy and orderly manner. The number of registered social organizations had reached 506,000. China is making efforts to push for reforms in the relevant areas, including strengthening legal development, perfecting supportive policies, and promoting separation of government and social sector.

148. China implements family planning policy under the principle of combining national guidance with voluntary participation of its people. The Regulations on the Prevention and Treatment of HIV/AIDS provide that no organization or individual shall discriminate against HIV/AIDS infectors or patients or their families, and that HIV/AIDS patients enjoy the rights to employment, medical care and others.

149. China formulated over 60 laws and regulations on protection of various rights of the disabled. China enacted the Mental Health Law to protect rights of the mentally handicapped. From 2008 to 2012, more than 6.2 million rural residents with disability were lifted out of poverty and 1.7 million disabled urban residents were employed.

150. China enacted laws and regulations to protect private property of its citizens. Compulsory enforcement of expropriation, demolition and relocation must observe the law to ensure fair compensation and provision of channels for corresponding legal relief and assistance.

151. The right to environment is regarded as a basic human right and is protected by law. China encourages orderly public participation and solicits the views of the general public and NGOs when drawing up policies on environment.

152. Sudan welcomed continuous efforts to strengthen human rights, cooperation with human rights mechanisms, and the fight against violence, hate crimes and fraud.

153. Sweden referred to its advance questions and wished China a successful review.

154. Switzerland commended reduction in the scope of the application of death penalty but expressed concern about repression towards civil society.

155. The Syrian Arab Republic highlighted progress achieved since the first review and acknowledged difficulties in terms of human rights promotion.

156. Tajikistan appreciated the strengthened legal and institutional human rights framework and noted that China was closer than ever to full implementation of its concept of “putting people first”.

157. Thailand commended China’s remarkable economic transformation and efforts to reduce poverty and promote equal opportunities.

158. The former Yugoslav Republic of Macedonia commended activities in safeguarding economic and social rights and asked about plans to improve minority rights and to ratify the ICCPR. It urged more cooperation with OHCHR in the judicial reforms.

159. Timor-Leste commended China’s efforts for implementation of indemnificatory low-income housing projects, in particular, construction of more than 17 million urban housing units.

160. Togo commended China’s efforts aimed at promoting economic and social development of ethnic minorities.

161. Tunisia encouraged continued efforts to promote civil, political, economic, social and cultural rights.

162. Turkmenistan noted the increasing number of leading officials in ethnic-minority regions who were of the local ethnicity.

163. Uganda noted the abolition of the death penalty for 13 non-violent economic crimes and amendment to the Criminal Procedure Law.

164. Ukraine welcomed efforts to protect the rights of women, children and persons with disabilities and to improve health and social welfare.

165. United Arab Emirates appreciated the attention paid to the rights of the child through its incorporation in the national economic and social development plan.

166. The United Kingdom of Great Britain and Northern Ireland expressed concern about restrictions on freedom of expression and association and urged greater transparency over the use of the death penalty.

167. The United Republic of Tanzania welcomed China's economic achievement, including affordable urban housing's construction and encouraged China to share its economic experience and practices with developing countries.

168. The United States of America was concerned about suppression of freedoms of assembly, association, religion and expression and continued harassment, detention and punishment of activists and undermining of the human rights of ethnic minorities.

169. Uruguay noted the adoption of a relevant legal framework and NHRAP, which included human rights education.

170. Uzbekistan noted the NHRAP, legal reforms and attention paid to social and economic development in the regions.

171. Barbados commended China's active cooperation with treaty bodies and efforts to promote human rights education. It noted recent judicial reforms, which sought to strengthen the institutional framework for human rights promotion and protection.

172. Eritrea highlighted China's commitment to promoting human rights as per national legislation and implementation of UPR recommendations.

173. Iceland urged China to intensify implementation of the law on gender equality and ensure access to Special Rapporteurs.

174. China was regretful that a small number of countries labeled its crackdown on terrorism that had undermined the security of civilians as cleansing of specific ethnic group or religion, and glorified a few criminals in China as "human rights defenders". It expressed its confidence to elevate the human rights of its people to a higher level.

175. China expressed its gratitude to most countries, developing countries in particular, who had recognized tremendous efforts and achievements made by China in human rights and had appreciated difficulties and challenges China was facing, and raised constructive ideas and recommendations. It committed to seriously studying all recommendations in light of its national conditions and giving feedback to the Council on time.

II. Conclusions and/or recommendations

176. The following recommendations will be examined by country X which will provide responses in due time, but no later than the 25th session of the Human Rights Council in March 2014:

176.1. Ratify ICCPR (Albania); Ratify ICCPR and CPED (Chile); Abide by its commitment of 2009 and establish a clear timeframe in order to ratify ICCPR (Belgium); Ratify both the ICCPR and the OP-CAT (Hungary); Timely ratify the ICCPR (Japan); Ratify the ICCPR, which was signed by China in 1998 (Maldives); Accede to the First OP to the ICCPR (Maldives); Ratify the ICCPR, which it signed in 1998 (Spain); Set out a clear legislative timetable for ratification of the ICCPR (United Kingdom of Great Britain and Northern Ireland); Ratify ICCPR and OP-CAT (Sierra Leone); Ratify the ICCPR (France);

- 176.2. Ratify as soon as possible ICCPR (Brazil); Speed up the ratification of the ICCPR, which has been already signed by China (Bulgaria); Speed up the process of the ratification of the ICCPR (Estonia); Expedite the ratification of the ICCPR (Ghana);
- 176.3. Consider ratifying ICCPR (Cape Verde);
- 176.4. Take steps to an early ratification of the ICCPR (Czech Republic);
- 176.5. Take steps towards the ratification of ICCPR (Benin);
- 176.6. Continue carrying out administrative and judicial reforms to prepare for the ratification of the ICCPR (Egypt);
- 176.7. Continue the actions undertaken with the view to ratifying the ICCPR (Guatemala);
- 176.8. Continue its national reforms with an aim to ratify the ICCPR (Latvia);
- 176.9. Continue to take measures towards ratification of the ICCPR (Botswana);
- 176.10. Move towards ratification of the ICCPR at the earliest possible date (New Zealand);
- 176.11. Move towards ratification of the ICCPR in the near future (Norway);
- 176.12. Continue its endeavours to ratify the ICCPR in the very near future (Portugal);
- 176.13. Expedite the efforts to ratify the ICCPR (Republic of Korea);
- 176.14. Accelerate administrative and legislative reforms with a view of ratifying the ICCPR (Tunisia);
- 176.15. Ratify the CPED, OP-CAT as well as the Rome Statute (Tunisia);
- 176.16. Take steps towards the ratification of ICCPR's two optional protocols (Benin);
- 176.17. Speed up the process of ratification of the ICCPR-OP2 (Estonia);
- 176.18. Sign and ratify the OP-ICESCR and the OP-CRC-IC (Portugal); Sign the third OP-CRC-IC (Albania);
- 176.19. Ratify the Rome Statute of the ICC and the Agreement on the Privileges and Immunities of the Court (Estonia);
- 176.20. Ratify outstanding core human rights instruments, including the ICCPR (Namibia);
- 176.21. Ratify OP-CEDAW (Spain);
- 176.22. Continue efforts to ratify the OP-CAT and CPED, as well as the main international human rights instruments to which the country is not yet a party (Argentina); Ratify the CPED and reform the Criminal Procedure Code with a view to guaranteeing the rights of those deprived of their liberty (France);
- 176.23. Consider acceding to the ICRMW (Egypt);
- 176.24. Consider becoming a party to the ICRMW (Ghana);

- 176.25. Consider the possibility of ratifying the ICRMW (Guatemala);
- 176.26. Explore options to accede to the Rome Statute of the ICC (Latvia);
- 176.27. Continue its efforts on the ratification of other human rights instruments and relevant protocols (Mongolia);
- 176.28. Consider signing and ratifying the third OP-CRC-IC (Seychelles);
- 176.29. Consider the possibility of acceding to the Rome Statute of the ICC as well as its Agreement on Privileges and Immunities (Uruguay);
- 176.30. Consider the possibility of acceding to the CPED and recognize the competence of its Committee (Uruguay);
- 176.31. Consider ratifying the ICCPR and establishing a National Human Rights Institution (Zambia);
- 176.32. Implement the national plan of action for human rights for 2012 - 2015 and assess its implementation (Sudan);
- 176.33. Continue the successful implementation of the new National Human Rights Action Plan (NHRAP) for 2012-2015 through its cooperation with OHCHR (Azerbaijan);
- 176.34. Consider including civil society in the assessment sessions of the National Action Plan on Human Rights and in the formulation and preparation of the corresponding National Report (Mexico);
- 176.35. Continue its progressive efforts and measures to implement the second NHRAP (Indonesia);
- 176.36. Prioritize the implementation of its NHRAP and its 12th Five-Year Plan for Economic and Social Development in the ethnic regions of minority groups as well as for other under-privileged communities (Sierra Leone);
- 176.37. Continue its efforts for promotion of human rights with particular attention to the fulfilment of the NHRAP for 2012 – 2015 (Ukraine);
- 176.38. Maintain human rights education as a basic part of its National Human Rights Action Plans, including the relevant training of law enforcement agents, public servants and youth (Cyprus);
- 176.39. Intensify greatly the numerous measures taken in this sector of human rights education (Burundi);
- 176.40. Continue human rights training for local officials, police commissioners, wardens and directors of Judicial Bureaus (Iran (Islamic Republic of));
- 176.41. Human rights education which includes training programmes for civil servants to promote human rights policy and mainstream it in various areas (Bahrain);
- 176.42. Share its experience on human rights education with countries requesting such need (Democratic Republic of the Congo);
- 176.43. Strengthen human rights education with a view of enhancing human rights awareness (Seychelles);
- 176.44. Integrate human rights knowledge into relevant courses and the legal education curriculum (State of Palestine);

- 176.45. Keep up its efforts in raising awareness among law enforcement officers and security personnel throughout the country (Thailand);
- 176.46. Continue the human rights awareness and training of the population (Togo);
- 176.47. Include human rights education in training programme for the government officials (Uzbekistan);
- 176.48. Harmonize the definition of torture contained in the national legislation with the requirements of the CAT and ensure that statements obtained under duress are not admitted in court (Mexico);
- 176.49. Continue to improve the legal system, so that it reflects the will expressed through the reform of 2012, in order to further ensure the protection of human rights (Niger);
- 176.50. Effectively implement and establish the necessary institutional mechanisms to ensure the enforcement of existing laws prohibiting torture and dismissing illegally obtained evidence (Denmark);
- 176.51. Concentrate on the implementation of the international human rights instruments that have been ratified by the country (Afghanistan);
- 176.52. Continue the reforms aimed at protecting and promoting human rights, particularly the strengthening of legislation and judicial guarantees (Gabon);
- 176.53. Continue its ongoing review of national laws to ensure that they are in line with its international human rights law obligations (Turkmenistan);
- 176.54. Follow the approach it took for economic, social and cultural rights with respect to civil and political rights, including freedom of religion or belief and the right to a fair trial (Slovakia);
- 176.55. Further guarantee the rights of life, education and health (South Africa);
- 176.56. Look into the possibility of establishing the national human rights institution in China (Thailand);
- 176.57. Continue efforts in theoretical research related to national human rights organs (Qatar);
- 176.58. Establish a national human rights institution, in accordance with the Paris Principles (New Zealand); Set up a national institution in line with the Paris Principles and ensure a climate that is favourable to the activities of human rights defenders, journalists and other civil society actors (Tunisia);
- 176.59. Keep up its commitment to uphold its human rights treaty obligations and engage constructively with the human rights mechanisms, including the special procedures (Ghana);
- 176.60. Ensure that its citizens can freely engage in the UPR process (Czech Republic);
- 176.61. Ensure that human rights defenders can exercise their legitimate activities, including participation in international mechanisms, without being subjected to reprisals (Switzerland);
- 176.62. Continue its constructive and cooperative dialogue with the UN human rights system (Azerbaijan);

- 176.63. Continue to give consideration to the views of treaty bodies and other mechanisms (Kenya);
- 176.64. Continue to maintain contact and constructive dialogue with the human rights treaty bodies (Nigeria);
- 176.65. Invite the UN Commission of Inquiry on Human Rights in the Democratic People's Republic of Korea to visit North-Eastern China to meet officials and North Korean citizens who have fled to China (Canada);
- 176.66. Continue to play an active role in the works of the Human Rights Council and continue to contribute in solving the issues relating to human rights in a fair, objective and non-selective manner (Syrian Arab Republic);
- 176.67. Consider the possibility of extending an invitation to special procedures to visit China taking into account the appropriate balance between economic, social and cultural rights and civil and political rights (Ecuador);
- 176.68. Intensify the cooperation with special rapporteurs mandate holders of the United Nations (Benin); Step up cooperation with Special Procedures and mandate holders (Albania);
- 176.69. Step up cooperation with the special procedures and consider extending a standing invitation to all special procedures mandate holders of the Human Rights Council (Latvia); Issue a standing invitation for UN human rights special procedures and accept all requested visits by mandate holders (Hungary);
- 176.70. Fully cooperate with OHCHR as well as special procedures (France);
- 176.71. Enhance cooperation with the OHCHR by agreeing to outstanding requests for visits to China and extending a standing invitation for future UN special procedures requests (Australia);
- 176.72. Take the necessary concrete steps to facilitate a visit by the UN High Commissioner for Human Rights as soon as possible (Austria); Organize a visit of the High Commissioner in the coming future (Slovakia); Facilitate the visits of the UN High Commissioner and the special procedures, including to Tibetan and Uighur areas (Switzerland);
- 176.73. Pursue its policies in favour of the vulnerable strata of society (Togo);
- 176.74. Continue to strengthen its efforts to protect the rights of vulnerable groups with a particular focus on narrowing the gaps between the different regions (Bhutan);
- 176.75. Continue the efforts aimed at fighting against poverty and discrimination of the most vulnerable groups (Ecuador);
- 176.76. Continue to protect the rights of children (Mauritius);
- 176.77. Further enhance the rights of children, especially orphaned and disabled children, children affected by HIV/AIDS and children from poor households (South Africa);
- 176.78. Continue its efforts to successfully achieve the Child Development Plan 2011-2020 set by the State Council in 2011 (United Arab Emirates);

- 176.79. Continue its effort to promote and protect the rights of children including further action against the abduction, maltreatment and abandonment of children (Ethiopia);
- 176.80. Increase the number of institutions providing professional services for the upbringing and protection of orphans, protection of homeless children and the rehabilitation of children with disabilities (Kuwait);
- 176.81. Increase efforts to gather data on child abuse with the aim of supporting policy formulation process (Italy);
- 176.82. Create national and local-level systems to protect children from all forms of exploitation, including child labour (Finland);
- 176.83. Fully protect the legitimate rights and interests of ethnic minorities, women, children, the elderly and disabled persons (Central African Republic);
- 176.84. Inscribe the legal definition of discrimination in Chinese laws as a means to enhance Chinese efforts in this regard (Portugal);
- 176.85. Ensure proper registration of all boys and girls born in China in order to protect their rights to legal personality and equality before the law (Mexico);
- 176.86. Give priority to protecting the rights of girl children by ensuring that all girls are registered at birth, implement wide awareness raising campaigns on the human rights of girls and promote their education (Slovenia);
- 176.87. Improve the collection and publishing of gender-specific data in the fields of economic and social development (State of Palestine);
- 178.88. Establish anti-discrimination laws and regulations to ensure that lesbian, gay, bisexual and transgender persons enjoy equal treatment, including at schools and in the workplace (Ireland);
- 176.89. Include a prohibition of discrimination of any kind, including discrimination based on sexual orientation and gender identity, ethnicity, religion and infection with HIV, in labour and employment law in line with international standards (Netherlands);
- 176.90. Take further measures to promote gender equality and eradicate stereotypes regarding the roles and responsibilities of women in society (Republic of Moldova);
- 176.91. Undertake further efforts to eliminate gender discrimination in the labour market and guarantee equal pay for equal work (Bolivia);
- 176.92. Further expand and consolidate achievements made in promoting women's rights and well-being in tandem with its policy and practice of protecting and promoting human dignity (Eritrea);
- 176.93. Implement measures to address the sex ratio imbalance in its population given the harm that occurs when many women and girls are missing, and put in place safeguards that ensure policies related to the family are consent-based (Canada);
- 176.94. Adopt a comprehensive law for combatting domestic violence (Republic of Moldova);
- 176.95. Continue to adopt appropriate measures in combating the trafficking of human beings (Romania);

- 176.96. Combat the crimes of abduction of and trafficking in women, provide women victims with physical and psychological rehabilitation services with a view to their integration into the society, continue improving the pension system covering urban and rural areas (Mali);
- 176.97. Review its sentencing policy for perpetrators of human trafficking and strengthen assistance measures to victims (Botswana);
- 176.98. Exert more efforts and take measures to promote women's rights and protection in accordance to traditional Chinese norms and values, to achieve more progress in various fields (Oman);
- 176.99. Introduce a comprehensive and inclusive national plan of action to guarantee the rights of persons with disabilities, in accordance with international human rights law (Brazil);
- 176.100. Increase efforts to combat the stigma associated with boys and girls with disabilities and review the family planning policy with the aim of combatting the deep causes of abandonment of boys and girls with disabilities as well as to provide sufficient community services and assistance in rural regions (Uruguay);
- 176.101. Continue actions to address the needs of persons with disabilities (Senegal);
- 176.102. Introduce policies oriented towards a better inclusion of all persons with disabilities in all areas of society, in particular children (Costa Rica);
- 176.103. Continue with efforts to combat discrimination and abandonment of children with disabilities (Argentina);
- 176.104. Continue to implement policies and programmes aimed at fulfilling the interests of the disabled (Zimbabwe);
- 176.105. Continue its ongoing efforts to protect the rights of persons with disabilities through relevant laws and regulations (Brunei Darussalam);
- 176.106. Continue reform towards eventual abolition of the death penalty, including greater transparency around its use (New Zealand); Continue towards the abolition of death penalty (Rwanda); Continue to work towards the full abolition of death penalty and consider adopting an immediate de facto moratorium (Portugal); Consider the abolition of the death penalty in its legal system (Argentina) ;Work towards abolition of the death penalty (Australia); Proceed to the establishment of a moratorium on the application of the death penalty as a first step to its definitive abolition (Spain);
- 176.107. Publish the figures regarding death sentences and executions (Italy); Publicize the statistics on executions (Switzerland); Publish official statistics on the application of the death penalty, guarantee the right to a fair defence, and introduce a procedure for pardon petitions with a view to a moratorium on execution (France); Publish or make available precise information on the identity and number of the individuals currently awaiting execution and of those who were executed in the past year (Belgium);
- 176.108. Further reduce the offences punishable by death penalty (Italy); Make further progress in the reduction of the scope of capital offences in Chinese legislation (Bulgaria); Further reduce the number of crimes carrying the death penalty and consider a moratorium and eventual abolition

(Germany); Continue to reduce the offences punishable by the death penalty (Belgium);

176.109. Continue to strictly observe the stipulations on evidence used to examine and decide on cases of the death penalty and adopt stricter standards in this regard (Algeria);

176.110. Continue observing its national legal safeguards surrounding the application of death penalty as one of the legitimate tools of criminal justice (Egypt);

176.111. Abolish the death penalty (Namibia);

176.112. Establish a moratorium on the death penalty as a first step towards abolition of the death penalty (Slovenia);

176.113. Consider a moratorium on the death penalty (Chile);

176.114. End the use of harassment, detention, arrest, and extralegal measures such as enforced disappearance to control and silence human rights activists as well as their family members and friends (United States of America);

176.115. Abolish all forms of arbitrary and extra-judicial detention (United Kingdom of Great Britain and Northern Ireland);

176.116. Abolish Re-education through Labour, prevent torture, and immediately inform relatives about arrests and effective legal representation (Germany); Abolish the system of re-education through labour (France);

176.117. Ensure that any reformed prison or compulsory care system meets international human rights standards, and abolish system of arbitrary detention, including Re-Education Through Labour (Sweden);

176.118. Improve further means and methods for vocational education of persons in prison in order to assist in their later integration into the society (Belarus);

176.119. Publish a detailed plan for the abolition of re-education camps through labour, re-stating the timeframe of this welcomed measure (Belgium);

176.120. Continue to push forward the reform on re-education through labour according to China's national conditions and timetable (Democratic People's Republic of Korea);

176.121. Release all people in administrative detention for political reasons including bishops, priests, artists, reporters, dissidents, people working to advance human rights, and their family members, and eliminate extra-judicial measures like forced disappearances (Canada);

176.122. Adjust and specify the applicable conditions and stipulations for the adoption of compulsory measures such as arrest, release on bail pending trial and residential surveillance (Timor-Leste);

176.123. Continue its efforts to strengthen the judicial system to enhance public security and the rule of law (Singapore);

176.124. Continue implementation of the comprehensive judicial reform which ensures that the judicial authorities exercise their powers in accordance with the law (Kyrgyzstan);

176.125. Continue with judicial reforms with a view to strengthening human rights safeguards (Nigeria);

- 176.126. Reform its administrative justice system, including by eliminating ~~“re-education through labour”~~, and ratify the ICCPR (United States of America);
- 176.127. Increase judicial transparency in the use of the death penalty (Norway);
- 176.128. Further improve the regulatory framework for lawyers conducive to the unhindered exercise of their profession, and continue to harmonize laws and regulations with international standards (Hungary);
- 176.129. Further strengthen the conditions in which lawyers exercise their functions (Cape Verde);
- 176.130. Guarantee access to prompt and effective investigation by an independent and impartial body for defence lawyers alleging that their access to their clients has been unlawfully obstructed (Finland); Take steps to ensure lawyers and individuals working to advance human rights can practice their profession freely, including by promptly investigating allegations of violence and intimidation impeding their work (Canada);
- 176.131. Inform the suspects of their rights and obligations in a timely manner in accordance with the law, as well as to actively create conditions for lawyers to get involved in a lawsuit from the stage of criminal investigation (Timor-Leste);
- 176.132. Accelerate reform of the administrative justice system so that all persons have access to legal procedures of appeal (Canada);
- 176.133. Continue to guarantee young people the access to legal assistance in conformity with the law (Djibouti);
- 176.134. Maintain its effective protection for the family as the fundamental and natural unit of society (Egypt);
- 176.135. Expedite legal and institutional reforms to fully protect in law and in practice freedom of expression, association and assembly, and religion and belief (Australia);
- 176.136. Stop all criminal prosecutions, arrests and all other forms of intimidation of individuals as a result of the peaceful exercise of their rights to freedom of expression, freedom of association, and assembly, or freedom of religion and belief (Spain);
- 176.137. Take the necessary measures to ensure that the rights to freedom of religion, culture and expression are fully observed and protected in every administrative entity of China (Poland);
- 176.138. Continue promoting the freedom of religious belief and safeguarding social and religious harmony among its people (Malaysia);
- 176.139. Take effective measures to protect the right to freedom of religion or belief (Austria);
- 176.140. Continue its efforts to guarantee freedom of religion at an international level and territorial integrity (Comoros);
- 176.141. Stop the prosecution and persecution of people for the practice of their religion or belief including Catholics, other Christians, Tibetans, Uyghurs, and Falun Gong, and set a date for the visit of the Special Rapporteur on Freedom of Religion or Belief (Canada);

- 176.142. Consider possible revision of its legislation on administrative restrictions in order to provide a better protection of freedom of religion or belief (Italy);
- 176.143. Strengthen the human rights framework to ensure religious freedoms (Namibia);
- 176.144. Improve the organization and management of, and service to pilgrimage to Saudi Arabia to provide convenience and guarantee for Muslims to complete their pilgrimage smoothly (Saudi Arabia);
- 176.145. Strengthen legislation to prevent the unlawful from undermining other people's interests in the name of human rights defenders (Saudi Arabia);
- 176.146. Adopt further measures to firmly crack down on cult organizations to safeguard freedom of worship and the normal religious order (Uganda);
- 176.147. Intensify efforts to facilitate the participation of NGOs, academic institutions and the media in safeguarding human rights (Nigeria);
- 176.148. Facilitate the development, in law and practice, of a safe and enabling environment in which both civil society and human rights defenders can operate free from fear, hindrance and insecurity (Ireland);
- 176.149. Allow national and international NGOs to play a full and active role in promoting and protecting human rights, specifically by expanding registration to all categories of NGOs and social organizations in China and by expanding their freedom to operate effectively (Netherlands);
- 176.150. Remove restrictions on freedom of information and expression that are not in accordance with international human rights law—established by law, and deemed necessary and proportionate (Sweden); Take the necessary measures to eliminate restrictions on the freedom of expression, including those imposed to national and international journalists (Costa Rica); Repeal any unreasonable restrictions on freedom of expression particularly for the media (Poland);
- 176.151. Urgently release those being held in detention or imprisonment for exercising their right to freedom of expression (Sweden);
- 176.152. Ensure that all laws, regulations and judicial interpretations comply with the Constitution and the ICCPR to ensure that the constitutionally provided right to freedom of expression is fulfilled (Denmark);
- 176.153. Make further efforts towards safeguarding the freedom of expression of all citizens (Norway);
- 176.154. Reform legislation and law enforcement in order to ensure freedom of opinion and expression, including on the internet (Germany);
- 176.155. Take effective measures to guarantee the freedom of expression and the media through amending existing laws and practices, including its State Secrets Law, and to release all human rights defenders and journalists (Czech Republic);
- 176.156. Strengthen the measures aimed at guaranteeing freedom of expression and freedom of the press (Côte d'Ivoire);
- 176.157. Ensure that proper investigations are conducted in all cases of attacks on journalists, media workers and human rights defenders (Poland);

- 176.158. Remove all the obstacles to freedom of information on the Internet, and guarantee freedom of expression, assembly and association for all (France);
- 176.159. Take steps that all persons including bloggers, journalists and human rights defenders can freely exercise their right to freedom of expression, online as well as offline, without fear from censorship or persecution (Austria);
- 176.160. Undertake measures enabling unrestricted use of Internet to all members of the society (Estonia);
- 176.161. Further develop and manage internet and communications sectors, ensuring the legitimate rights and interests of ordinary people enjoying safe and secure internet usage (Viet Nam);
- 176.162. Strengthen efforts to promote orderly development of Internet and protect the legitimate rights and interests of ordinary people while reinforcing the legislation on Internet information protection and supervision (Bangladesh);
- 176.163. Investigate activities of fabrication and dissemination of false information, and take measures with regard to persons engaged in illegal activities through Internet (Cuba);
- 176.164. Strengthen institutional guarantees for the legitimate rights and interests of news agencies and journalists (Myanmar);
- 176.165. Continue the spread of internet connections throughout the rural areas (Ethiopia);
- 176.166. Refrain from impeding civil society and respect its international obligations on the right to freedom of peaceful assembly (Germany);
- 176.167. Expand channels and mechanism of direct dialogue between the Government and the population (Russian Federation);
- 176.168. Continue strengthening the protection and promotion of the right of all citizens to publicly express their beliefs and opinions (Chile);
- 176.169. Increase transparency of its traditional and social media by guaranteeing the rights of Chinese citizens to freely critique any state organ or functionary (Australia);
- 176.170. Make efforts to ensure the participation of women in public affairs especially in Village Committees (India);
- 176.171. Ensure the implementation of the Electoral Law (Uganda);
- 176.172. Further guarantee citizens' right to express themselves, to vote and to be elected (Uganda);
- 176.173. Increase its effort to address the issues of rural and urban migrant workers and their families in a more effective way (Iran (Islamic Republic of));
- 174.174. Strengthen efforts to promote and protect the rights of people living in rural areas and the situation of rural migrant workers (State of Palestine);
- 176.175. Continue to use the platform of All-China Federation of Trade Unions to safeguard the rights of employees to get employed, paid and social security (Myanmar);

- 176.176. Continue its efforts to enhance labour rights and ensure the safety of workers, including giving full legislative expression of the principle of equal remuneration for men and women for work of equal value (Iceland);
- 176.177. Implement the employment priority strategy and ensure equal employment opportunities to urban and rural residents (Algeria);
- 176.178. Continue adopting a job friendly policy and ensuring equal employment opportunities for urban and rural residents (Bulgaria);
- 176.179. Further improve unemployment insurance and elevate the level of unified planning for unemployment insurance funds (Angola);
- 176.180. Work out methods for implementing the relevant regulations on social security for religious staff (Jordan);
- 176.181. Continue to improve all social security system for all its elderly population (Brunei Darussalam);
- 176.182. Continue the policy of strengthening guarantees of social and economic rights of citizens, in particular in the area of education, health care, social protection and labour, and give special attention to the vulnerable groups such as children, persons with disabilities and national minorities (Russian Federation);
- 176.183. Continue to improve living conditions in rural areas through the realization of social infrastructures and guaranteeing better services for its population (Niger);
- 176.184. Continue to provide comprehensive protection to citizens' economic, social and cultural rights (Democratic People's Republic of Korea);
- 176.185. Continue its efforts in implementing a social security system accessible to urban and rural residents (Congo);
- 176.186. Continue its measures in the field of social security and health (Azerbaijan);
- 176.187. Intensify its efforts to eradicate poverty and improve health care facilities for its people (Mauritius);
- 176.188. Redouble its efforts in implementing poverty alleviation projects and promoting the development of impoverished areas (Malaysia);
- 176.189. Maintain and strengthen the achievements made in poverty elimination and further consolidate its continued efforts by giving focus to its integrated rural development schemes and in line with its priority and experience to promote the right to development (Eritrea);
- 176.190. Continue its national policy aimed at improving the access of citizens to subsistence and to development, and improve continuously the standard of living of the population according to the national conditions of China (Morocco);
- 176.191. Continue to increase the investment in poverty alleviation and gradually raise the standards for poverty alleviation, and thereby reduce the number of impoverished population (Mozambique);
- 176.192. Continue its activities in bridging the gap in economic and social development between rural and urban areas and among geographical regions,

as well as its efforts to eradicate poverty through the implementation of alleviation projects and the employment strategy (Serbia);

176.193. Continue efforts in implementation of the country's Plans of Action in particular those relating to the safeguard of the economic, social and cultural rights of the people, including those of the most vulnerable ones and disadvantaged groups (Cambodia);

176.194. Ensure the safety of drinking water by promoting the construction of a monitoring network for the safety of drinking water (Mozambique);

176.195. Continue advancing the right to housing for farmers and herdsmen (Nepal);

176.196. Continue advancing the construction of permanent houses for farmers and herdsmen in the region on a voluntary basis and in their real needs (Turkmenistan);

176.197. Undertake further efforts to promote the tasks of all government departments that provide public services (Bolivia);

176.198. Prevent and treat diseases and popularize knowledge in the prevention and treatment of chronic diseases (Angola);

176.199. Create a national public service network covering sports for both the urban and rural areas (Chad);

176.200. Further guarantee children's right to health and continue the trend to constantly reduce the mortality rate for children under five years of age (Indonesia);

176.201. Improve the quality of maternity services in urban and rural areas, increase the proportion of children born in hospitals and reduce the child mortality rate (Morocco);

176.202. Improve maternity care services especially in rural areas and work to increase the percentage of women who give birth in hospitals and to decrease maternal mortality rate during birth (Qatar);

176.203. Continue its efforts in improving health conditions of the people with a view to further reducing maternal and infant mortality, including through awareness-raising (Sri Lanka);

176.204. Strengthen the implementation of compulsory education for nine years (Chad);

176.205. Continue to invest and take appropriate measures to ensure that all school age children enjoy fully the right to education (Portugal);

176.206. Continue to improve its education system and access to quality education for its people (Singapore);

176.207. Intensify efforts in consolidating the right of education to further raise the level of compulsory education as consolidations as the advance it has made in the human capital formation (Eritrea);

176.208. Increase the provision of resources for education establishments in remote and rural areas, as well as regions inhabited by ethnic minorities (Russian Federation);

176.209. Improve access to education for disadvantaged people (Senegal);

- 176.210. Guarantee the right to education for children of migrant workers (Chad);
- 176.211. Adopt further measures to fully ensure the right to education of children accompanying rural workers migrating to urban areas (Italy);
- 176.212. Continue to attach great importance to safeguarding the compulsory education rights of children accompanying rural migrant workers (Lesotho);
- 176.213. Continue to make efforts to promote the right to education for children of migrant workers from rural areas (Republic of Korea);
- 176.214. Allocate more educational resources to central and western regions, rural areas, remote and border areas, and in ethnic minority areas (South Sudan);
- 176.215. Better the conditions of urban schools, especially in the poor neighbourhoods (South Sudan);
- 176.216. Raise the education level of the disabled and make sure that school-age disabled children generally receive compulsory education (Jordan);
- 176.217. Continue to extend its State scholarship programmes to ensure that students do not drop out of school because of poverty (Zimbabwe);
- 176.218. Continue pursuing measures and policy aimed at ensuring the rights of ethnic minorities' learning, writing and the development of their own languages according to the relevant laws (Cambodia);
- 176.219. Exert more efforts to protect cultures, especially those of ethnic minorities, and to promote the protection of cultural relics (Iraq);
- 176.220. Make further efforts for securing all human rights, including cultural rights of minorities (Japan);
- 176.221. Take further legislative and practical measures to allow ethnic minorities to preserve their cultural identity, to fully exercise their human rights and to ensure their participation in decision-making, in accordance with the Chinese Constitution (Austria);
- 176.222. Continue to guarantee the rights of ethnic minorities on an equal footing and in accordance with the law (Venezuela (Bolivarian Republic of));
- 176.223. Strengthen protection of ethnic minorities' religious, socio-economic and political rights, ensuring reports of violations are promptly and transparently investigated (Australia);
- 176.224. Permanently lift restrictions on access to minority areas (Australia);
- 176.225. Continue to promote economic development in ethnic minority regions and strengthen their capacity for development (India);
- 176.226. Continue promoting economic development in all regions and strengthening their self-development capacity (Nepal);
- 176.227. Continue to carry out the system of regional autonomy in ethnic areas and give more favourable conditions to ethnic minorities for participating in the fields of politics, economy and culture (Viet Nam);

- 176.228. Continue carrying out the system of regional autonomy in the ethnic minorities areas and give a more special treatment to ethnic minorities in politics, the economy, culture and education (Cuba);
- 176.229. Take urgent steps to fully respect the rights of ethnic minorities, including peaceful political and religious practices and expressions of cultural identity (Sweden);
- 176.230. Continue measures to further economic and social development of Xinjiang Uygur Autonomous Region, to protect the right to freedom of religion and belief as well as to maintain stability in this autonomous region. (Tajikistan);
- 176.231. Ensure democratic participation of members of all ethnic minorities and allow unhindered access to all minority areas, including Tibet (Germany);
- 176.232. Protect ethnic and religious minorities, including Tibetans and Uyghurs, stop all disproportionate policies against them, while addressing their discontent in a non-violent, dialogical way (Czech Republic);
- 176.233. Protect the rights of ethnic minority groups, including Tibetans, Uighurs, and Mongolians, in accordance with China's Constitution and international human rights commitments (United States of America);
- 176.234. In light of concerns about the situation of human rights in Xinjiang and Tibet, respond to the invitation addressed to the Special Rapporteur on freedom of religion or belief to visit these regions (France);
- 176.235. Resume the two-way dialogue in Tibet (New Zealand);
- 176.236. Strengthening of efforts to take action against criminals who instigate, intimidate or help others to commit self-immolations (Pakistan);
- 176.237. Step up measures to bring to justice persons who instigate others to commit acts of self-immolation (Uzbekistan);
- 176.238. Continue to counter the East Turkistan terrorist organizations to prevent their violent activities, and assist the ordinary people being deceived and victimized by these organizations to resume their normal lives (Pakistan);
- 176.239. Continue to counter terrorist and ethnic separatist activities undertaken by certain individuals and groups (Sri Lanka);
- 176.240. Protect North Korean refugees in accordance with international law, honouring the principle of non-refoulement (Czech Republic);
- 176.241. Accept the recommendations of UNHCR on refugee issues including the adoption of national asylum legislation (Republic of Korea);
- 176.242. Provide adequate protection to asylum seekers and cross-border refugees including especially those from neighbouring countries, in accordance with humanitarian considerations and relevant international norms such as the principle of non-refoulement (Republic of Korea);
- 176.243. Continue promoting the right to development (Namibia);
- 176.244. Give priority to the right of people to development and to continue efforts to uplift the standard of living of the people in the framework of China's efforts to protect and promote human rights (Yemen);
- 176.245. Continue efforts in environmental protection and in improving living conditions (Belarus);

176.246. Strengthen the actions aimed at guaranteeing the enjoyment of the most fundamental rights and the access to the basic infrastructures in the most remote areas (Côte d'Ivoire);

176.247. Continue its international cooperation to contribute to the development of the world economy (Bangladesh);

176.248. Strengthen standing efforts aiming at the realization of the right to development especially through sharing experiences and best practices with other developing countries (Lebanon);

176.249. Strengthen international cooperation with other countries on poverty reduction, the realization of the MDGs and good governance (South Africa);

176.250. Develop further its bilateral and multilateral cooperation and exchanges, notably in the area of economic, social and cultural rights (Democratic Republic of the Congo);

176.251. Develop programme for sharing of its experiences in addressing the right to development with African countries in the context of the Forum on China-Africa cooperation (Sierra Leone).

177. All conclusions and/or recommendations contained in the present report reflect the position of the submitting State(s) and/or the State under review. They should not be construed as endorsed by the Working Group as a whole.

Annex

Composition of the delegation

The delegation of China was headed by H. E. Mr. WU Hailong, Special Envoy of Ministry of Foreign Affairs of China, and composed of the following members:

Deputy Heads of Delegation

- H.E. Mr. WU Haitao, Ambassador, Charge d’Affaires a.i. of Permanent Mission of China to the UNOG
- Mr. LI Junhua, Director-General, Department of International Organizations and Conferences, MFA
- Mr. LAU Kong Wah, Under Secretary for Constitutional and Mainland Affairs, Hong Kong Special Administrative Region (HKSAR)
- Ms. CHU Lam Lam, Director, Law Reform and International Law Bureau, Macau Special Administrative Region (MCSAR)

Members of Delegation

- Mr. YU Shukun, Minister Counsellor, Permanent Mission of China to the UNOG
- Mr. QIAN Bo, Deputy Director-General, Department of International Organizations and Conferences, MFA
- Mr. MIAO Youshui, Deputy Presiding Judge, Second Criminal Division, Supreme People’s Court
- Ms. SUI Qing, Deputy Director-General, Department of Supervision, State Ethnic Affairs Commission
- Ms. XIAO Hong, Deputy Director-General, Department of Foreign Affairs, State Administration for Religious Affairs
- Mr. GUO Shousong, Deputy Director-General, Reception Department, State Bureau for Letters and Calls
- Mr. CHEN Chuandong, Counsellor, Permanent Mission of China to the UNOG
- Mr. YAO Shaojun, Director, Department of International Organizations and Conferences, MFA
- Mr. LIU Peng, Director, Seventh Department, United Front Work Department of CPC Central Committee
- Mr. GU Tinghai, Director, General Office, Ministry of Justice
- Ms. LUO Xin, Director, Department of International Cooperation, Ministry of Civil Affairs
- Mr. GONG Xiangguang, Director, Department of Law and Legislation, National Health and Family Planning Commission
- Mr. HE Lianhui, Director, General Office, National Working Committee on Children and Women under the State Council
- Mr. JIANG Yingfeng, First Secretary, Permanent Mission of China to the UNOG
- Ms. YOU Jia, First Secretary, Permanent Mission of China to the UNOG

- Ms. FAN Qin, First Secretary, Department of Translation and Interpretation, MFA
- Mr. ZHAN Shuiqing, Director, General Office, Central Leading Group for Judicial System Reform
- Mr. ZHU Wenqi, Director, Department of Real Estate Market Supervision, Ministry of Housing and Urban-Rural Development
- Mr. GU Shengkai, Director, Seventh Department, State Council Information Office
- Ms. LIN Wenhua, Deputy Director, Department of Treaty and Law, MFA
- Ms. YAO Linna, Deputy Director, Department of External Security Affairs, MFA
- Ms. WANG Qi, Deputy Director, Department of Legal Affairs, Ministry of Public Security
- Mr. ZHENG Zhenjiang, Deputy Director, Department of Policy and Regulation, Ministry of Education
- Ms. LI Jingyun, Deputy Director, Department of Policy and Regulation, Ministry of Environmental Protection
- Ms. DUAN Xiaolei, Senior Liaison Officer, Secretariat, State Council Working Committee on Disability
- Ms. HOU Pei, Third Secretary, Permanent Mission of China to the UNOG
- Mr. LI Sui, Third Secretary, Department of International Organizations and Conferences, MFA
- Ms. CHEN Can, Third Secretary, Department of International Organizations and Conferences, MFA
- Ms. WANG Yi, Third Secretary, Permanent Mission of China to the United Nations Office at Geneva
- Mr. LI Bingzhuo, Attaché, Permanent Mission of China to the UNOG
- Mr. HAN Qing, Attaché, Permanent Mission of China to the United Nations
- Ms. CHEUNG Mei Chu Doris, Deputy Secretary for Labour and Welfare, HKSAR
- Mrs. NG KIANG Mei Nei Millie, Principal Assistant Secretary for Security, HKSAR
- Mr. KAN Ka Fai, Senior Assistant Solicitor General, HKSAR
- Ms. CHAN Tsz Ki, Assistant Secretary for Constitutional and Mainland Affairs, HKSAR
- Mr. ZHU Lin, Advisor, Office of the Secretary for Administration and Justice, MCSAR
- Ms. Ilda Cristina Fernandes De Sousa FERREIRA, Advisor, Office of the Secretary for Security, MCSAR
- Mr. LONG Kong Lo, Director, Social Welfare Bureau, MCSAR
- Mr. PUI Sin Fat, Legal Advisor, Cabinet of the Commissioner Against Corruption, MCSAR.