

# REPÚBLICA CHECA: A LA DESIGUALDAD PASANDO POR LA PASIVIDAD

## AMNISTÍA INTERNACIONAL: INFORMACIÓN PARA EL 42 PERIODO DE SESIONES DEL GRUPO DE TRABAJO SOBRE EL EXAMEN PERIÓDICO UNIVERSAL, 23 DE ENERO DE 2023

### RESUMEN

Este documento se ha preparado para el Examen Periódico Universal (EPU) al que se someterá República Checa el 23 de enero de 2023. En él, Amnistía Internacional evalúa la aplicación de las recomendaciones formuladas a República Checa en su anterior EPU en relación con los derechos de la población romaní, de la infancia y de las mujeres, entre otros asuntos.

Asimismo, el documento analiza el marco nacional de derechos humanos en relación con los crímenes de odio y la violencia sexual, y evalúa el cumplimiento de los tratados y convenios internacionales.

A la hora de abordar la situación de los derechos humanos sobre el terreno, Amnistía Internacional manifiesta su preocupación en relación con el uso excesivo de la fuerza por parte de la policía y las violaciones que de ello se derivan, la facilitación de ayuda a las personas refugiadas y la discriminación de la población LGBTI.

El documento concluye con un conjunto de recomendaciones a República Checa que, de aplicarse, contribuirán a mejorar la situación de los derechos humanos.

## SEGUIMIENTO DEL EXAMEN ANTERIOR

### Derechos de las mujeres

1. El 13 de agosto de 2021, tal como había aceptado hacer en su último examen, República Checa aprobó una ley que preveía reparaciones para las mujeres romaníes<sup>1</sup> que, en el pasado, habían sido obligadas a someterse a un procedimiento de esterilización o coaccionadas para que lo hicieran.<sup>2</sup>
2. Aunque República Checa aceptó seis recomendaciones sobre la ratificación del Convenio del Consejo de Europa sobre Prevención y Lucha contra la Violencia contra las Mujeres y la Violencia Doméstica, el país no ha tomado aún las medidas necesarias para ratificar el tratado. Además, en torno a ese convenio se ha difundido abundante información errónea, que el gobierno se ha abstenido de abordar.<sup>3</sup>

### Derechos de la infancia

3. El 8 de octubre de 2021, de conformidad con las recomendaciones aceptadas en el anterior examen,<sup>4</sup> República Checa aprobó una ley por la que se ponía fin a la práctica de internar en instituciones a los niños y niñas de menos de tres años, cuyos progenitores o familiares no pueden cuidarlos.<sup>5</sup> La práctica se extinguirá antes de 2024.
4. Incumpliendo las recomendaciones aceptadas en el anterior examen,<sup>6</sup> República Checa sigue sin establecer una figura pública independiente encargada de proteger los derechos de la infancia, por lo que esa tarea continúa recayendo sobre el defensor o defensora del Pueblo.
5. Lamentablemente, como en el anterior examen, República Checa se limitó a tomar nota de las recomendaciones sobre la prohibición de los castigos corporales a niños y niñas.<sup>7</sup> Los castigos corporales no sólo siguen siendo legales,<sup>8</sup> sino que el gobierno hace poco por combatir su uso, y muy poco por promover estilos de paternidad y maternidad alternativos y no violentos.<sup>9</sup> Estas recomendaciones siguen siendo pertinentes, y deben aplicarse lo antes posible.

### Población romaní

6. Aunque la reforma de 2016 de la Ley Escolar abolía el sistema de educación paralela del alumnado con enfermedades mentales leves diagnosticadas —factor clave en la discriminación de la población romaní en el sistema de educación— la discriminación y la segregación racial persistían. Un informe de 2017<sup>10</sup> concluyó que aún era más probable que se enviara al alumnado romaní a escuelas con elevados porcentajes de estudiantes romaníes o que esas escuelas aceptaran a estudiantes romaníes, mientras que, normalmente, las escuelas con mayoría no romaní los rechazaban, supuestamente por razones de capacidad.<sup>11</sup> Las escuelas de mayoría romaní se encuentran normalmente en lugares aislados y recónditos, tienen financiación insuficiente y la educación que ofrecen no es de la calidad necesaria<sup>12</sup>.

## MARCO NACIONAL DE DERECHOS HUMANOS

7. En República Checa no existe ninguna institución nacional de derechos humanos, pese a que, desde hace tiempo, se viene pidiendo ampliar la capacidad y las responsabilidades del defensor o defensora del Pueblo, para cumplir los requisitos de los Principios de París.<sup>13</sup>
8. La legislación penal checa no reconoce explícitamente la orientación sexual ni la identidad de género (a diferencia de la raza, la religión, la nacionalidad y la etnia) como fundamento válido para identificar un crimen de odio. En la práctica, los crímenes de odio basados en la identidad de género o la sexualidad de la víctima son tratados como delitos menos graves<sup>14</sup> que los relacionados con la raza o la religión. La defensora del Pueblo ha considerado injusto este hecho, y en 2019 recomendó reformar la ley sobre crímenes de odio relacionados con el género o la sexualidad, pero la reforma sigue sin llevarse a cabo.<sup>15</sup>

9. Pese a haber aceptado, en el anterior examen, la recomendación de seguir esforzándose por cerrar la brecha que aún existe entre las parejas del mismo sexo y las parejas heterosexuales en cuanto al disfrute de sus derechos,<sup>16</sup> la legislación civil checa sigue sin permitir a las parejas homosexuales casarse ni formalizar una unión civil con igualdad de derechos. La unión civil de parejas homosexuales no permite a éstas adoptar como parejas, recibir pensión en caso de defunción de uno de los cónyuges ni tener propiedades conjuntas.
10. Las restricciones impuestas a causa de la COVID-19 tuvieron repercusiones diferentes sobre las uniones civiles de parejas homosexuales que sobre los matrimonios de parejas heterosexuales: con estos últimos se hizo una excepción y se les permitió cruzar las fronteras —pese a que estaban cerradas— en caso de que la pareja estuviera separada, mientras que las ceremonias de unión civil fueron prohibidas durante el confinamiento más estricto, a diferencia de las de matrimonio.
11. Si una pareja homosexual cría a un niño o una niña, sólo uno de los progenitores o progenitoras puede ser, legalmente, padre o madre, mientras que la otra persona es considerada una extraña por la ley. Esta circunstancia reduce de manera injustificable la protección médica, social y legal de la que gozan los niños y niñas criados por parejas homosexuales.<sup>17</sup> El matrimonio igualitario es apoyado por, aproximadamente un 60 o 65% de la población.<sup>18</sup>
12. En cuanto a la afirmación de género, aún se requiere, como paso obligatorio, la esterilización,<sup>19</sup> pese a la sentencia del Tribunal Europeo de Derechos Humanos, que la califica de violación de derechos humanos,<sup>20</sup> y la decisión del Comité Europeo de Derechos Sociales, según la cual ese requisito viola el derecho a la salud.<sup>21</sup>
13. La definición legal de violación no se basa en el consentimiento. El Código Penal sigue definiendo la violación en función del uso de la fuerza, la amenaza de uso de la fuerza o la indefensión de la víctima, lo cual no se ajusta al derecho y las normas internacionales de derechos humanos. Esto supone que, en los casos en los que la víctima se siente paralizada y es incapaz de defenderse, el delito queda, a menudo, impune.<sup>22</sup>

## SITUACIÓN DE LOS DERECHOS HUMANOS SOBRE EL TERRENO

### Discriminación

14. En su anterior examen, República Checa aceptó 12 recomendaciones<sup>23</sup> sobre la promoción de los derechos de las mujeres, cuatro de ellas sobre la aplicación de la estrategia y los planes nacionales para la igualdad entre hombres y mujeres.<sup>24</sup> El 8 de marzo de 2021, el gobierno aprobó una nueva Estrategia para la Igualdad entre Hombres y Mujeres (2021-2030). Este documento prevé pasos específicos en ocho áreas: trabajo, salud, toma de decisiones, seguridad, instituciones, sensibilización pública, política exterior y sociedad civil. De aplicarse correctamente, esta estrategia constituiría un paso importante para la igualdad de género, pero su aplicación depende de la voluntad política y, hasta la fecha, se han realizado pocos esfuerzos para abordar el asunto.<sup>25</sup>
15. Las personas LGBTI siguen siendo objeto de prejuicios y discriminación, que, con frecuencia, se materializan en actos de violencia de género. Según un informe de la defensora del Pueblo, sólo un tercio de la población checa considera que las personas LGBTI sufren algún tipo de discriminación.<sup>26</sup> Sin embargo, dos tercios de las personas LGBTI entrevistadas en el informe afirmaron que dicha discriminación existía.<sup>27</sup> El informe afirma que un tercio de las personas LGBTI entrevistadas ha experimentado discriminación en los últimos cinco años, y que el 15% ha sufrido violencia sexual o física, agresiones o amenazas. Según el informe, el índice de denuncias de discriminación es alarmantemente bajo y, en concreto, el 91% de las personas entrevistadas con experiencias de discriminación afirmaron no haberlas denunciado en ningún lugar.<sup>28</sup>
16. Un problema clave en relación con la consideración y el bienestar de la población LGBTI es la persistente falta de datos estadísticos que describan la situación y el grado de discriminación, así como los casos de acoso y

violencia. Estos datos podrían ser clave a la hora de implantar medidas pertinentes y efectivas que mejoren la situación.

17. El 19 de junio de 2021, el romaní Stanislav Tomáš fue detenido por tres agentes de policía, con empleo de la fuerza. Las imágenes de vídeo muestran a un agente de policía arrodillado, con la rodilla sobre el cuello Stanislav Tomáš durante, al menos, cinco minutos, incluso después de que lo hubieran esposado y éste hubiera dejado de oponer resistencia. Stanislav Tomáš murió poco después en una ambulancia. Las organizaciones de derechos humanos y romaníes pidieron una investigación inmediata, exhaustiva e independiente sobre su muerte.<sup>29</sup> La Inspección General de las Fuerzas de Seguridad ha concluido en la investigación que los policías actuaron conforme a derecho y siguiendo prácticas habituales. La defensora del Pueblo ha transmitido varios motivos de preocupación en relación con la actuación y los procedimientos policiales.<sup>30</sup>

### Derechos de las personas refugiadas y migrantes

18. En respuesta a la guerra de Ucrania, República Checa ha facilitado ayuda a quienes huían del conflicto. Sin embargo, preocupa gravemente el racismo y el hecho de que no se facilite a todas las personas que buscan seguridad la protección y el apoyo que necesitan y a los que tienen derecho, en particular a las personas romaníes.<sup>31</sup> Cientos de personas romaníes que huían del conflicto de Ucrania fueron abandonadas a su suerte en estaciones de trenes, y recibieron sólo cantidades limitadas de comida, agua y suministros básicos.<sup>32</sup>

## RECOMENDACIONES DE ACTUACIÓN DIRIGIDAS AL ESTADO OBJETO DEL EXAMEN

Amnistía Internacional insta al gobierno de República Checa a:

### Marco nacional de derechos humanos

19. Ratificar e incorporar a la legislación nacional el Convenio del Consejo de Europa sobre Prevención y Lucha contra la Violencia contra las Mujeres y la Violencia Doméstica (Convenio de Estambul).
20. Fortalecer la posición de la defensora o el defensor del Pueblo, para que asuma también el papel de institución nacional de derechos humanos, de conformidad con los Principios de París.

### Derechos de la infancia

21. Cumplir la recomendación formulada por el Comité de los Derechos del Niño de prohibir explícitamente por ley los castigos corporales, en todas sus formas y en todos los entornos, y promover formas de crianza y de disciplina de los niños y las niñas positivas, no violentas y participativas.<sup>33</sup>

### Romaníes

22. Aplicar íntegramente las Estrategias para la Igualdad, la Inclusión y la Participación de la Población Romaní 2021-2030, garantizando que se destinen a ella los recursos necesarios.
23. Garantizar la erradicación efectiva de la segregación en las escuelas, con iniciativas de vigilancia y reparaciones.

### Derechos de las mujeres e igualdad de género

24. Aplicar íntegramente la Estrategia para la Igualdad entre Hombres y Mujeres (2021-2030), garantizando que se destinen a ella los recursos necesarios.

25. Cambiar la definición legal de violación en el Código Penal, para basarla en la falta de consentimiento, y no en el uso de la fuerza o de amenazas.

### Derechos LGBTI

26. Ampliar el derecho al matrimonio a las parejas homosexuales, reformando para ello el Código Civil y eliminando, en consecuencia, la discriminación que sufren los niños y las niñas criados por parejas homosexuales en comparación con los criados por parejas heterosexuales casadas.

27. Reformar la legislación penal y de lucha contra la discriminación para reducir los delitos, así como los prejuicios y la discriminación, por motivos de orientación sexual e identidad de género. En concreto, reformar el Código Penal checo para que las víctimas de crímenes de odio contra las personas LGBTI reciban la misma protección que las víctimas de otros crímenes de odio relacionados, por ejemplo, con la raza y la religión.

28. Abolir el requisito de esterilización en el proceso de reconocimiento legal de la identidad de género, ya que es una violación de derechos humanos según el Tribunal Europeo de Derechos Humanos.

### Derechos de las personas refugiadas y migrantes

29. Proporcionar la protección necesaria a las personas refugiadas y solicitantes de asilo, preservar su dignidad y garantizar su acceso a asistencia jurídica.

30. Facilitar la reagrupación familiar de las personas refugiadas y solicitantes de asilo, y proporcionarles seguridad social.

## ANEXO 1

### DOCUMENTOS CLAVE DE AMNISTÍA INTERNACIONAL PARA CONSULTA

*República Checa: Tras un enorme esfuerzo, se logra la justicia para las mujeres supervivientes de la esterilización ilegal*, 22 de julio de 2021, <https://www.amnesty.org/es/latest/press-release/2021/07/czech-republic-hard-won-justice-for-women-survivors-of-unlawful-sterilization/>

*Czech Republic: Concerns Over Possible Unlawful Killing by the Police* (Índice: EUR 71/4329/2021), 23 de junio de 2021, [www.amnesty.org/en/documents/eur71/4329/2021/en/](http://www.amnesty.org/en/documents/eur71/4329/2021/en/)

*Informe 2021/22 de Amnistía Internacional*, 29 de marzo de 2022, páginas 382-384, <https://www.amnesty.org/es/documents/pol10/4870/2022/es/>

*Informe 2020/21 de Amnistía Internacional*, 7 de abril de 2021, páginas 367-369, <https://www.amnesty.org/es/documents/pol10/3202/2021/es/>

*Europe: Human rights in Europe – review of 2019*, 16 de abril de 2020, pág. 22, <https://www.amnesty.org/en/documents/eur01/2098/2020/en/>

*Informe 2017/18 de Amnistía Internacional*, 22 de febrero de 2018, páginas 373-375, <https://www.amnesty.org/es/documents/pol10/6700/2018/es/>

## ANNEX 2

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b>Theme: A12 Acceptance of international norms</b>			
115.138 Continue the efforts to prevent and address gender-based violence, and in this context, ratify the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Belgium); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A12 Acceptance of international norms D29 Domestic violence E32 Right to just and favorable conditions of work F13 Violence against women S05 SDG 5 - gender equality and women's empowerment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - women	Not implemented
115.16 Ratify the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (the Istanbul Convention) (Andorra) (Turkey); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A12 Acceptance of international norms D29 Domestic violence F13 Violence against women S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.17 Ratify the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence, without delay (Bosnia and Herzegovina); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A12 Acceptance of international norms D29 Domestic violence F13 Violence against women S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.18 Accelerate the process of ratification of the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (the Istanbul Convention) (Estonia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A12 Acceptance of international norms D29 Domestic violence F13 Violence against women S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.19 Accelerate the steps towards ratification of the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (the Istanbul Convention) (Georgia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A12 Acceptance of international norms D29 Domestic violence F13 Violence against women S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.20 Ratify and begin implementing as soon as possible the Council of Europe Convention on Preventing and Combating Violence against Women and Domestic Violence (Spain); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A12 Acceptance of international norms D29 Domestic violence F13 Violence against women S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - women	Not implemented
<b>Theme: A45 National Human Rights Institution (NHRI)</b>			
115.144 Continue its efforts to create an ombudsman for children's rights (Bosnia and Herzegovina); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) F31 Children: definition; general principles; protection S16 SDG 16 - peace, justice and strong institutions	Not implemented

		<b>Affected persons:</b> - children	
115.145 Consider the creation of an ombudsman for children's rights in order to further advance the status of children (Ireland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) F31 Children: definition; general principles; protection S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children	Not implemented
115.146 Continue to promote and protect the rights of the child, also by considering the creation of a national ombudsperson for children (Italy); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) F31 Children: definition; general principles; protection S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children	Not implemented
115.147 Establish a separate ombudsperson particularly dedicated to the rights of children (Norway); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) F31 Children: definition; general principles; protection S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children	Not implemented
115.23 Consider establishing a human rights watchdog at the national level, with a proper mandate and adequate resources, in line with the Paris Principles (Bangladesh); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.24 Establish an A-status national human rights institution based on the Paris Principles (Denmark); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.25 Establish a national human rights institution in line with the Paris Principles (India); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.26 Establish a national human rights institution in accordance with the Paris Principles (Timor-Leste); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.27 Establish a national human rights institution in line with the Paris Principles (Philippines); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.28 Amend the Public Defender of Rights Act to ensure that it is in line with the Paris Principles (Sierra Leone); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.30 Expand the power of the Public Defender of Rights to enable it to comply with the principles of	Supported	A45 National Human Rights Institution (NHRI)	Not implemented

national human rights institutions according to the Paris Principles (Indonesia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115		S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	
115.31 Strengthen the status and role of the national human rights institution (Morocco); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.32 Strengthen the mandate of the Ombudsperson and equip it to function in full conformity with the Paris Principles (Nepal); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
<b>Theme: A54 Awareness raising and dissemination</b>			
115.54 Take steps to prevent crimes motivated by racial or religious discrimination through education, awareness-raising and training, and ensure that any hate crimes are effectively and promptly investigated (Canada); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	A54 Awareness raising and dissemination B52 Impunity S16 SDG 16 - peace, justice and strong institutions B32 Racial discrimination <b>Affected persons:</b> - general	Partially implemented
<b>Theme: B31 Equality &amp; non-discrimination</b>			
115.43 Continue working on closing the gaps that still exist between the rights enjoyed by same-sex couples, compared with couples of opposite sexes (Israel); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B31 Equality & non-discrimination S10 SDG 10 - inequality <b>Affected persons:</b> - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
115.171 Implement the Roma Integration Strategy for 2015–2020, which was adopted during the Hungarian Presidency of the Council of the European Union (Hungary); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B31 Equality & non-discrimination S10 SDG 10 - inequality A46 National Plans of Action on Human Rights (or specific areas) <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Partially implemented
115.172 Ensure effective implementation of the Roma Integration Strategy for 2015–2020 (Iceland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B31 Equality & non-discrimination S10 SDG 10 - inequality A46 National Plans of Action on Human Rights (or specific areas) <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	N/A
115.176 Continue to take measures to ensure the full implementation of the Roma Integration Strategy 2015–2020 (Portugal); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B31 Equality & non-discrimination S10 SDG 10 - inequality A46 National Plans of Action on Human Rights (or specific areas) <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	N/A
115.179 Allocate sufficient funding and make available adequate human resources for the implementation of the Roma Integration Strategy 2015–2020 and the Inclusive Education Action Plan for 2016–2018 (Slovenia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B31 Equality & non-discrimination S10 SDG 10 - inequality A46 National Plans of Action on Human Rights (or specific areas) A63 Budget and resources (for human rights implementation) <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	N/A
115.174 Intensify efforts on social inclusion and protection of the rights of vulnerable groups, in	Supported	B31 Equality & non-discrimination S10 SDG 10 - inequality	

<p>particular, provide equal access to the Roma community in employment, education, housing and social care (India); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>		<p>A46 National Plans of Action on Human Rights (or specific areas) E51 Right to education - General E31 Right to work E21 Right to an adequate standard of living - general S04 SDG 4 - education S08 SDG 8 - economic growth, employment, decent work S11 SDG 11 - cities E24 Right to social security <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Not implemented</p>
<p>115.175 Strengthen measures to ensure that the Roma population can fully enjoy their economic, social and cultural rights in a way comparable to the rest of the population (Peru); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B31 Equality &amp; non-discrimination S10 SDG 10 - inequality E1 Economic, social &amp; cultural rights - general measures of implementation <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Not implemented</p>
<p>115.166 Strengthen measures to combat discrimination against Roma and to bridge the gap between Roma and the rest of society in the field of education, employment, housing, health care and social protection (Angola); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B31 Equality &amp; non-discrimination S10 SDG 10 - inequality E23 Right to adequate housing E31 Right to work E41 Right to health - General E51 Right to education - General S04 SDG 4 - education S03 SDG 3 - health E24 Right to social security <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Not implemented</p>
<p>115.167 Continue practical efforts to bridge gaps between the Roma community and the rest of society, including by implementing legislation and practical measures to eliminate discrimination against Romani individuals, ensuring the police protect Roma communities threatened with violence and discrimination, and ensuring equal access to education, employment, housing, health and social care for all (Australia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B31 Equality &amp; non-discrimination S10 SDG 10 - inequality E23 Right to adequate housing E31 Right to work E41 Right to health - General E51 Right to education - General S04 SDG 4 - education S03 SDG 3 - health E24 Right to social security S08 SDG 8 - economic growth, employment, decent work <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>N/A</p>
<p>115.178 Adopt legal and administrative measures to ensure the full integration of Roma people into Czech society and increase efforts to combat discrimination on the grounds of Roma women's rights and Roma children's education (Turkey); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B31 Equality &amp; non-discrimination S10 SDG 10 - inequality E51 Right to education - General F12 Discrimination against women <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Not implemented</p>

**Theme: B32 Racial discrimination**

<p>115.67 Strengthen efforts to eradicate discrimination, hatred, stigmatization on racial grounds and racially-motivated violence, the propagation of prejudice and stereotypes about refugees and asylum seekers through speeches, websites and social networks, the increase of Islamophobia, and ensure that any act of discrimination or violence motivated by the national or ethnic identity of the victim is investigated and punished (Ecuador); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B32 Racial discrimination B31 Equality &amp; non-discrimination B52 Impunity D43 Freedom of opinion and expression B53 Support to victims and witnesses <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups - media</p>	<p>N/A</p>
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<p>115.168 Protect the rights of Roma people and other minorities through legislation, law enforcement and administrative measures, eradicate racial discrimination and xenophobia, and effectively combat racially motivated violence (China); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>- refugees &amp; asylum seekers B32 Racial discrimination B31 Equality &amp; non-discrimination S10 SDG 10 - inequality S16 SDG 16 - peace, justice and strong institutions A41 Constitutional and legislative framework <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Not implemented</p>
<p>115.74 Take specific steps to stop the spread of discriminatory statements, prejudice and stereotypes against national minorities, refugees and asylum seekers in the mass media and on social networks (Belarus); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B32 Racial discrimination B31 Equality &amp; non-discrimination S16 SDG 16 - peace, justice and strong institutions G1 Members of minorities G5 Refugees &amp; asylum seekers <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups - media - refugees &amp; asylum seekers</p>	<p>N/A</p>
<p>115.73 Establish a national mechanism to ensure reparation for victims of incitement to hatred, acts of racism and Islamophobia (Bahrain); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B32 Racial discrimination B52 Impunity B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>N/A</p>
<p>115.79 Continue fighting racial hatred and racially motivated violence against Roma by effectively and promptly investigating and addressing all crimes against them (Belgium); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B32 Racial discrimination B52 Impunity B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Not implemented</p>
<p>115.81 Ensure that the authorities, especially the police, protect communities and groups threatened by violence and discrimination, and that the Roma can fully enjoy their human rights without intimidation or discrimination (Switzerland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B32 Racial discrimination B53 Support to victims and witnesses S10 SDG 10 - inequality B31 Equality &amp; non-discrimination <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	<p>Not implemented</p>
<p>115.76 Develop strategies to stop the spread of xenophobic speech in the social and political spheres that include mechanisms to ensure legal and social assistance to victims of racism and hate crimes (Mexico); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B32 Racial discrimination B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions A44 Structure of the national human rights machinery <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups - media - public officials</p>	<p>Not implemented</p>
<p>115.58 Enhance efforts to address Islamophobia, racial discrimination and intolerance including towards Roma, religious minorities and immigrants, as well as other related intolerance (Indonesia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>B32 Racial discrimination D42 Freedom of thought, conscience and religion G4 Migrants S10 SDG 10 - inequality S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - migrants</p>	<p>Not implemented</p>

		- minorities/ racial, ethnic, linguistic, religious or descent-based groups	
115.63 Increase efforts to combat all forms of discrimination, intolerance, racism, xenophobia and Islamophobia, including by taking further legislative measures to create policies to combat discrimination in the media and the political arena (Turkey); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination D43 Freedom of opinion and expression B52 Impunity S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - media - public officials	Not implemented
115.60 Continue efforts to combat all forms of racial discrimination making it possible for all persons to enjoy economic and social rights (Tunisia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination E1 Economic, social & cultural rights - general measures of implementation B31 Equality & non-discrimination S10 SDG 10 - inequality <b>Affected persons:</b> - general - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Not implemented
115.56 Take further measures to tackle hate crimes and racial discrimination, including by promoting an understanding of cultural diversity in society, assisting minority youth to access the labour market and adopting adequate social housing policies (Thailand); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination E23 Right to adequate housing E31 Right to work S10 SDG 10 - inequality S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented
115.61 Continue to take measures to combat racism, violence and hatred and to fully respect the human rights of migrants and refugees (Portugal); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination G4 Migrants G5 Refugees & asylum seekers S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality <b>Affected persons:</b> - migrants - refugees & asylum seekers	Not implemented
115.59 Ensure effective follow-up to the activities included in the campaign against racism and hate crimes, which officially ended in May 2017, possibly through the development of a new campaign on the same topic (Israel); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Not implemented
115.77 Continue implementing and strengthening, if necessary, measures against all expressions of prejudice and discrimination such as hate speech, extremist movements and violent extremism, paying particular attention to expressions of racism, xenophobia and other hate speech against a particular religion or ethnicity (Nicaragua); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination S16 SDG 16 - peace, justice and strong institutions B31 Equality & non-discrimination <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	N/A
115.69 Take additional measures to prevent all manifestations of hate speech and criminalize incitement to violence and discrimination (Greece); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination S16 SDG 16 - peace, justice and strong institutions D43 Freedom of opinion and expression B52 Impunity <b>Affected persons:</b> - general	N/A
115.70 Ensure that government officials take a firm and consistent stance condemning anti-Muslim and anti-migrant hate speech (United States of America); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination S16 SDG 16 - peace, justice and strong institutions D43 Freedom of opinion and expression B52 Impunity <b>Affected persons:</b>	Not implemented

		- minorities/ racial, ethnic, linguistic, religious or descent-based groups - public officials	
115.71 Condemn categorically and unambiguously all forms of hate speech, investigate specific cases, prosecute, as appropriate, those responsible and ensure that victims of hate crimes receive the necessary support, whether legal or psychological (Spain); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B32 Racial discrimination S16 SDG 16 - peace, justice and strong institutions D43 Freedom of opinion and expression B52 Impunity <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Not implemented
<b>Theme: B51 Right to an effective remedy</b>			
115.177 Resolve the question of the commemoration of the memory of the Roma who died during the Second World War in the Nazi camp in the village of Lety (Russian Federation); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B51 Right to an effective remedy B12 Crimes against humanity B13 Genocide S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Implemented
<b>Theme: B6 Business &amp; Human Rights</b>			
115.39 Intensify its efforts to oversee Czech companies operating abroad with regard to any negative impact of their activities on the enjoyment of human rights, particularly in conflict areas which includes situations of foreign occupation, where there are heightened risks of human rights abuses (State of Palestine); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	B6 Business & Human Rights <b>Affected persons:</b> - general	Not implemented
<b>Theme: D25 Prohibition of torture and cruel, inhuman or degrading treatment</b>			
115.82 Put an end to surgical castration of detained perpetrators of sexual crimes, which is equivalent to degrading treatment under international law (Bolivarian Republic of Venezuela); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment B52 Impunity S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented
<b>Theme: D29 Domestic violence</b>			
115.137 Increase legislative and practical efforts to reduce violence against women and domestic violence (Australia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	D29 Domestic violence A41 Constitutional and legislative framework F13 Violence against women S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b> - women	Not implemented
115.139 Take measures to effectively prevent and prosecute acts of domestic and sexual violence and assist victims of such violence (Thailand); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	D29 Domestic violence A41 Constitutional and legislative framework F13 Violence against women S05 SDG 5 - gender equality and women's empowerment B51 Right to an effective remedy B52 Impunity <b>Affected persons:</b> - general	Partially implemented
<b>Theme: E51 Right to education - General</b>			
115.111 Fully implement changes to the education law to comply with European court decisions and European Union infringement proceedings to ensure that Roma	Supported	E51 Right to education - General A41 Constitutional and legislative framework	Not implemented

<p>children enjoy equal access to education (United States of America); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>		<p>B31 Equality &amp; non-discrimination S10 SDG 10 - inequality S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	
<p>115.115 Ensure that schools and counselling centres receive anti-discrimination training as well as adequate funding and guidance on objective standards and fair processes to support students with special needs (Canada); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	Supported	<p>E51 Right to education - General B31 Equality &amp; non-discrimination S10 SDG 10 - inequality S04 SDG 4 - education A63 Budget and resources (for human rights implementation) F4 Persons with disabilities <b>Affected persons:</b> - children - persons with disabilities</p>	N/A
<p>115.112 Continue working for inclusive education, facilitating the enrolment of children with disabilities and children of Roma ethnicity in regular educational centres (Spain); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	Supported	<p>E51 Right to education - General F4 Persons with disabilities S10 SDG 10 - inequality B31 Equality &amp; non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - persons with disabilities</p>	N/A
<p>115.113 Monitor the implementation and impact of reforms to end the segregation of Roma children in the education system, and ensure that discriminatory attitudes and treatment of children by teachers and other staff are properly addressed (Austria); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	Supported	<p>E51 Right to education - General S10 SDG 10 - inequality B31 Equality &amp; non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	N/A
<p>115.114 Monitor the impact of reforms aimed at the inclusion of Romani pupils in mainstream schools, with regard to the continued segregation of Roma children from mainstream education (Belgium); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	Supported	<p>E51 Right to education - General S10 SDG 10 - inequality B31 Equality &amp; non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	N/A
<p>115.118 Take concrete and practical measures to combat discrimination in schooling and continue the process of reintegration of the Roma into the school system (Switzerland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	Supported	<p>E51 Right to education - General S10 SDG 10 - inequality B31 Equality &amp; non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	N/A
<p>115.119 Take all necessary measures to tackle prejudicial attitudes and ensure the integration of Roma children in the Czech educational system, including early childhood education and care, as provided for in the amended Schools Act (Finland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	Supported	<p>E51 Right to education - General S10 SDG 10 - inequality B31 Equality &amp; non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	N/A
<p>115.120 Ensure inclusive quality education, including teacher training on pupils with special needs as well as mentoring and career guidance in order to decrease the amount of Roma students opting out early from the educational system (Finland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	Supported	<p>E51 Right to education - General S10 SDG 10 - inequality B31 Equality &amp; non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups</p>	N/A

115.123 Continue to focus on and dedicate programmes to inclusive education for all, also with regard to ending segregation of Roma children (Norway); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	- persons with disabilities E51 Right to education - General S10 SDG 10 - inequality B31 Equality & non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups	N/A
115.124 Put an end to discriminatory practices against Roma children, in particular the infringement of their right to education, segregation and forced placement in schools of children with developmental delays (Russian Federation); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	E51 Right to education - General S10 SDG 10 - inequality B31 Equality & non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Not implemented
115.125 Eradicate persistent discrimination against and segregation of Roma children who are forced to attend schools for children with mental disabilities (Bolivarian Republic of Venezuela); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	E51 Right to education - General S10 SDG 10 - inequality B31 Equality & non-discrimination S04 SDG 4 - education <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Not implemented
115.117 Ensure full implementation of the Schools Act by submitting a report to the Public Defender of Rights evaluating its impact on ending discrimination and segregation of pupils with mild mental disabilities, including children belonging to the Roma minority (Denmark); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	E51 Right to education - General S10 SDG 10 - inequality B31 Equality & non-discrimination S04 SDG 4 - education A45 National Human Rights Institution (NHRI) <b>Affected persons:</b> - persons with disabilities	N/A
115.121 Ensure the effective implementation of the Inclusive Education Action Plan for 2016–2018 and monitor the impact of reforms aiming at the inclusion of Romani pupils in mainstream schools (Iceland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	E51 Right to education - General S10 SDG 10 - inequality B31 Equality & non-discrimination S04 SDG 4 - education A46 National Plans of Action on Human Rights (or specific areas) <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups	N/A
115.116 Adopt concrete measures to prevent the segregation of Roma children and carry out educational campaigns to change the negative stereotypes against them and their families, within the framework of the national inclusive education policies (Chile); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	E51 Right to education - General S10 SDG 10 - inequality B31 Equality & non-discrimination S04 SDG 4 - education A54 Awareness raising and dissemination <b>Affected persons:</b> - children - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Not implemented
115.122 End all forms of segregation in the education system and develop an awareness-raising campaign for educational staff and parents to curb negative societal perceptions about inclusive education (Ireland); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	E51 Right to education - General S10 SDG 10 - inequality B31 Equality & non-discrimination S04 SDG 4 - education A54 Awareness raising and dissemination <b>Affected persons:</b> - children	Not implemented
<b>Theme: F13 Violence against women</b>			
115.107 Abolish the practice of sterilization of persons with disabilities without their free and informed consent (Timor-Leste);	Supported	F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses	N/A

<p>Source of position: A/HRC/37/4/Add.1 - Para. 115</p>		<p>S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b> - persons with disabilities</p>	
<p>115.108 Make progress in establishing complaints and prevention mechanisms for the forced sterilization of women, particularly Roma women and women with disabilities, which include reparation measures for the victims (Mexico); Source of position: A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b> - women - minorities/ racial, ethnic, linguistic, religious or descent-based groups - persons with disabilities</p>	<p>Implemented</p>
<p>115.104 Take effective measures to implement the recommendations of the Committee on the Rights of Persons with Disabilities, including with regard to the practice of sterilization of persons with disabilities without their free and informed consent (Azerbaijan); Source of position: A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment A23 Follow-up to treaty bodies <b>Affected persons:</b> - persons with disabilities</p>	<p>N/A</p>
<p>115.106 Consider reviewing the three-year time limit for bringing compensation claims in cases of coercive or non-consensual sterilizations with a view to extending it (Greece); Source of position: A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment D51 Administration of justice &amp; fair trial <b>Affected persons:</b> - general - women - minorities/ racial, ethnic, linguistic, religious or descent-based groups - persons with disabilities</p>	<p>N/A</p>
<p>115.140 Continue its efforts in combating sexual abuse, including by ensuring that perpetrators are brought to justice (Timor-Leste); Source of position: A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F13 Violence against women D29 Domestic violence A41 Constitutional and legislative framework S05 SDG 5 - gender equality and women's empowerment B51 Right to an effective remedy B52 Impunity <b>Affected persons:</b> - women - children</p>	<p>Not implemented</p>
<p><b>Theme: F31 Children: definition; general principles; protection</b></p>			
<p>115.150 Consider the further harmonization of the prohibition of corporal punishment of children with international standards (Croatia); Source of position: A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children</p>	<p>Not implemented</p>

<p>115.151 Strengthen national measures to address abuses towards children and end corporal punishment (Indonesia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children</p>	<p>Not implemented</p>
<p>115.152 Undertake practical steps to put an end to corporal punishment of children in all settings (Montenegro); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children</p>	<p>Not implemented</p>
<p>115.154 Take further legislative and policy measures to discontinue the institutionalization of children under 3 years of age (Bulgaria); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children</p>	<p>implemented</p>
<p>115.155 Continue with efforts to abolish the practice of placement of children under 3 years of age in institutionalized organized care and further strengthen the system of family foster care as the main alternative to institutionalization (Croatia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children</p>	<p>implemented</p>
<p>115.156 Continue finding alternative family care for vulnerable children so as to avoid placing them in institutional care (Namibia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children</p>	<p>implemented</p>
<p>115.157 End institutionalization of children under the age of 3 (Republic of Moldova); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children</p>	<p>implemented</p>
<p>115.158 Strengthen its child protection system by enhancing its efforts to end or limit the institutionalization of children under 3 years of age (Austria); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115</p>	<p>Supported</p>	<p>F31 Children: definition; general principles; protection F32 Children: family environment and alternative care</p>	<p>implemented</p>

		D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children	
115.159 Take additional social and legal protection measures for vulnerable children who are victims of sexual abuse and for their families (Angola); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	F31 Children: definition; general principles; protection S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - children	N/A
115.148 Continue to effectively and fully implement the National Strategy to Protect Children's Rights for the term 2012–2018 (Maldives); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	F31 Children: definition; general principles; protection S16 SDG 16 - peace, justice and strong institutions A46 National Plans of Action on Human Rights (or specific areas) <b>Affected persons:</b> - children	Partially implemented
<b>Theme: G4 Migrants</b>			
115.184 Undertake legislative amendments to ensure migrant women and girls have equal access to nationals to public health-care services (Sierra Leone); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G4 Migrants E41 Right to health - General E42 Access to health-care (general) S03 SDG 3 - health S10 SDG 10 - inequality <b>Affected persons:</b> - women - girls - migrants	Not implemented
115.182 Take the necessary measures to promote and protect the human rights of migrants in the country (Republic of Korea); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G4 Migrants G5 Refugees & asylum seekers B31 Equality & non-discrimination S10 SDG 10 - inequality <b>Affected persons:</b> - migrants	Not implemented
115.183 Continue to tackle the prejudice, stigmatization and discrimination suffered by some asylum seekers, migrants and refugees (Serbia); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G4 Migrants G5 Refugees & asylum seekers B31 Equality & non-discrimination S10 SDG 10 - inequality <b>Affected persons:</b> - migrants - refugees & asylum seekers	Not implemented
115.181 Ensure that the rights of migrants and refugees, especially children, are guaranteed (Peru); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G4 Migrants G5 Refugees & asylum seekers B31 Equality & non-discrimination S10 SDG 10 - inequality F31 Children: definition; general principles; protection <b>Affected persons:</b> - children - migrants - refugees & asylum seekers	Not implemented
<b>Theme: G5 Refugees &amp; asylum seekers</b>			
115.187 Provide necessary protection to asylum seekers, preserve their dignity and guarantee their access to legal aid and facilitate family reunification for migrants and provide them with social security and review asylum procedures to ensure their compliance with the non-refoulement principle (Egypt); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G5 Refugees & asylum seekers D25 Prohibition of torture and cruel, inhuman or degrading treatment D21 Right to life D51 Administration of justice & fair trial D8 Rights related to marriage & family E24 Right to social security <b>Affected persons:</b>	Partially implemented

115.198 Find a solution to improve the treatment of refugees in transit zones at airports and in migrant camps (Honduras); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	- refugees & asylum seekers G5 Refugees & asylum seekers D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - migrants - refugees & asylum seekers	Not implemented
115.199 Ensure that the conditions of all immigration detention and reception centres are in conformity with international standards (Islamic Republic of Iran); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G5 Refugees & asylum seekers D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - migrants - refugees & asylum seekers	Not implemented
115.200 Ensure that the living conditions in all detention or reception centres for migrants are in accordance with international standards and put an end to the practice of issuing expulsion orders before registering applications for asylum (Côte d'Ivoire); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G5 Refugees & asylum seekers D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - migrants - refugees & asylum seekers	Not implemented
115.185 Ensure that the national practice on providing asylum is in line with international standards on the protection of migrants, refugees, asylum seekers and stateless persons (Belarus); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G5 Refugees & asylum seekers G4 Migrants D25 Prohibition of torture and cruel, inhuman or degrading treatment D21 Right to life S16 SDG 16 - peace, justice and strong institutions G7 Stateless persons <b>Affected persons:</b> - migrants - refugees & asylum seekers - non-citizens - stateless persons	Partially implemented
115.188 Strengthen the institutional capacities to provide support for asylum seekers and migrants in full respect of their human rights (Mexico); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G5 Refugees & asylum seekers G4 Migrants S16 SDG 16 - peace, justice and strong institutions A44 Structure of the national human rights machinery <b>Affected persons:</b> - migrants - refugees & asylum seekers	Partially implemented
115.189 Create effective legal mechanisms that would make it possible to reduce the time that people spend in temporary camps for refugees (Russian Federation); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Supported	G5 Refugees & asylum seekers G4 Migrants S16 SDG 16 - peace, justice and strong institutions A44 Structure of the national human rights machinery D26 Conditions of detention D33 Arbitrary arrest and detention <b>Affected persons:</b> - refugees & asylum seekers	Partially implemented
<b>Theme: F13 Violence against women</b>			
115.101 Revise its position to provide compensation to Roma women who were victims of forced sterilization to properly recognize and provide just restitution for their suffering (United States of America); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Noted	F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b>	Implemented

		- women - minorities/ racial, ethnic, linguistic, religious or descent-based groups	
115.102 Take urgent measures to expedite judicial investigations and the punishment of the perpetrators of forced sterilizations carried out on Roma women, in the context of their efforts to combat stereotypes and prejudices against women (Argentina); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Noted	F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b> - women - minorities/ racial, ethnic, linguistic, religious or descent-based groups	Partially implemented
115.103 Improve the situation of the Roma population, particularly as concerns compensation to women subjected to forced sterilization prior to 2004 (France); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Noted	F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b> - women - vulnerable persons/groups	Implemented
115.105 Establish an effective mechanism of comprehensive reparation and compensation for victims of forced or non-consensual sterilization, and adequately bring the perpetrators of such practices to court (Ecuador); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Noted	F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b> - general - women - minorities/ racial, ethnic, linguistic, religious or descent-based groups - persons with disabilities	Implemented
115.109 Give access to justice and adequate compensation to women victims of forced sterilization, independently of the date of the sterilization, ethnic origin, nationality or age (Bolivarian Republic of Venezuela); <b>Source of position:</b> A/HRC/37/4/Add.1 - Para. 115	Noted	F13 Violence against women B51 Right to an effective remedy B53 Support to victims and witnesses S16 SDG 16 - peace, justice and strong institutions S05 SDG 5 - gender equality and women's empowerment <b>Affected persons:</b> - women	Implemented

<sup>1</sup> Zákon o poskytnutí jednorázové peněžní částky osobám sterilizovaným v rozporu s právem a o změně některých souvisejících zákonů, <https://www.zakonyprolidi.cz/cs/2021-297>

<sup>2</sup> Informe del Grupo de Trabajo sobre el Examen Periódico Universal, Chequia, 27 de diciembre de 2017 doc. ONU A/HRC/37/4, y su adición de 1 de marzo de 2018, doc. ONU A/HRC/37/4/Add.1, recomendaciones 115.108 (México), 115.106 (Grecia)

<sup>3</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.16-20 (Andorra, Turquía, Bosnia y Herzegovina, Estonia, Georgia, España) y 115.138 (Bélgica)

<sup>4</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.154-159 (Bulgaria, Croacia, Namibia, República de Moldavia, Austria, Angola)

<sup>5</sup> Zákon, kterým se mění zákon č. 359/1999 Sb., o sociálně-právní ochraně dětí, ve znění pozdějších předpisů, a další související zákony <https://www.zakonyprolidi.cz/cs/2021-363#cast13>

<sup>6</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.144-147 (Bosnia y Herzegovina, Irlanda; Italia, Noruega)

<sup>7</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.149 y 115.153 (Austria, República Bolivariana de Venezuela)

<sup>8</sup> Liga otevřených mužů a Nielsen Admosphere (2018), [https://ilom.cz/wp-content/uploads/2018/10/2018\\_10\\_LOM\\_Fyzicke\\_tresty.pdf](https://ilom.cz/wp-content/uploads/2018/10/2018_10_LOM_Fyzicke_tresty.pdf)

<sup>9</sup> Ministro de Trabajo y Asuntos Sociales, "A veces, un azote puede servir para poner límites; no quiero prohibir esa práctica" (en checo), <https://zpravy.aktualne.cz/domaci/rozhovor-marian-jurecka/r~652e97c27eb911ecb5bd0cc47ab5f122/>

<sup>10</sup> “Recomendaciones de la defensora del Pueblo para poner fin a la segregación de estudiantes romaníes y no romaníes” (2017, en checo), [https://www.ochrance.cz/uploads-import/ESO/86-2017-DIS-VB\\_Doporuceni\\_desegregace.pdf](https://www.ochrance.cz/uploads-import/ESO/86-2017-DIS-VB_Doporuceni_desegregace.pdf)

<sup>11</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.110 (Reino Unido de Gran Bretaña e Irlanda del Norte), 115.167 (Australia) y 115.178 (Turquía)

<sup>12</sup> “Recomendaciones de la defensora del Pueblo para poner fin a la segregación de estudiantes romaníes y no romaníes” (2017, en checo) [https://www.ochrance.cz/uploads-import/ESO/86-2017-DIS-VB\\_Doporuceni\\_desegregace.pdf](https://www.ochrance.cz/uploads-import/ESO/86-2017-DIS-VB_Doporuceni_desegregace.pdf)

<sup>13</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.23-30 (Bangladesh, Dinamarca, India, Timor Oriental, Filipinas, Sierra Leona, Ucrania, Indonesia)

<sup>14</sup> Informe de la defensora del Pueblo: “Ser LGBT+ en Chequia.” (2019, en checo), <https://www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf>; y ““¿Qué es un delito de odio? La definición puede hacerse extensiva a la edad y la sexualidad” *Co vše je nenávistným projevem? Kategorie se mohou rozšířit o věk či orientaci* - iDNES.cz, [https://www.idnes.cz/zpravny/domaci/hatespeech-trestny-cin-z-nenavisti-gender-sexualita-vek-evropska-komise.A220518\\_105227\\_domaci\\_knn](https://www.idnes.cz/zpravny/domaci/hatespeech-trestny-cin-z-nenavisti-gender-sexualita-vek-evropska-komise.A220518_105227_domaci_knn)

<sup>15</sup> Informe de la defensora del Pueblo: “Ser LGBT+ en Chequia.” (2019, en checo): [www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf](https://www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf)

<sup>16</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendación 115.43 (Israel)

<sup>17</sup> Jsme fér, “Diferencias entre matrimonio y unión civil” (en checo) [www.jsmefer.cz/rozdily](http://www.jsmefer.cz/rozdily)

<sup>18</sup> Radio Praga Internacional, “LGBTI rights: Two thirds of Czechs now support same-sex marriage, poll shows” 24 de enero de 2020 (en inglés): <https://english.radio.cz/lgbti-rights-two-thirds-czechs-now-support-same-sex-marriage-poll-shows-8109796>

<sup>19</sup> Código civil (en checo) 89/2012 Sb § 29, <https://www.zakonyprolidi.cz/cs/2012-89?text=zm%4%9Bna%20pohlav%C3%AD>

<sup>20</sup> Tribunal Europeo de Derechos Humanos, AFFAIRE A. P., GARÇON ET NICOT c. FRANCE, (Requêtes nos 79885/12, 52471/13 et 52596/13), 6 de abril de 2017, <https://hudoc.echr.coe.int/eng/?i=001-172556>

<sup>21</sup> En 2018, el Comité Europeo de Derechos Sociales concluyó que, al exigir la esterilización para el reconocimiento legal de la identidad de género, República Checa viola el derecho a la salud, consagrado en la Carta Social Europea. TGEU, “Czech Court maintains mandatory sterilisation for LGR” (en inglés), 6 de abril de 2022, <https://tgeu.org/czech-court-maintains-mandatory-sterilisation-for-lgr/>

<sup>22</sup> Jen ano je ano, Veronika Ježková (2017) [http://www.profem.cz/shared/clanky/550/A5-JenAnoJeAno\\_WEB.pdf](http://www.profem.cz/shared/clanky/550/A5-JenAnoJeAno_WEB.pdf)

<sup>23</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.127-135 (China, Georgia, Islandia, Chile, Namibia, Túnez, Argelia, Egipto, Uruguay) y 115.141-143 (Bosnia y Herzegovina, Países Bajos, Nicaragua)

<sup>24</sup> A/HRC/37/4 y A/HRC/37/4/Add.1, recomendaciones 115.129-131 (Islandia, Chile, Namibia) y 115.141 (Bosnia y Herzegovina)

<sup>25</sup> Ministerio de Industria y Comercio, *Estrategia para la igualdad entre hombres y mujeres 2021-2030* (en checo): [www.mpo.cz/cz/rozcestnik/rovnost-zen-a-muzu/strategie-rovnosti-zen-a-muzu-na-leta-2021-2030--260284/](http://www.mpo.cz/cz/rozcestnik/rovnost-zen-a-muzu/strategie-rovnosti-zen-a-muzu-na-leta-2021-2030--260284/)

<sup>26</sup> Informe de la defensora del Pueblo: “Ser LGBT+ en Chequia.” (2019, en checo): [www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf](https://www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf)

<sup>27</sup> Informe de la defensora del Pueblo: “Ser LGBT+ en Chequia.” (2019, en checo): [www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf](https://www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf)

<sup>28</sup> Informe de la defensora del Pueblo: “Ser LGBT+ en Chequia.” (2019, en checo): [www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf](https://www.ochrance.cz/uploads-import/DISKRIMINACE/Vyzkum/Vyzkum-LGBT.pdf)

<sup>29</sup> Amnistía Internacional, *Czech Republic: Concerns Over Possible Unlawful Killing by the Police* (Índice: EUR 71/4329/2021), [www.amnesty.org/en/documents/eur71/4329/2021/en/](http://www.amnesty.org/en/documents/eur71/4329/2021/en/)

<sup>30</sup> “Case of Stanislav Tomáš discussed during plenary session of European Parliament” (en inglés): <http://www.romea.cz/en/news/world/case-of-stanislav-tomas-discussed-during-plenary-session-of-the-european-parliament>

<sup>31</sup> *The Guardian*, “‘They won’t accept us’: Roma refugees forced to camp at Prague train station”, 25 de mayo de 2022, <https://www.theguardian.com/global-development/2022/may/25/they-wont-accept-us-roma-refugees-forced-to-camp-at-prague-train-station>

*Romea.cz*, “Romani refugees segregated in a Czech center and discriminated against”, 11 de abril de 2022, “Czech and Romani activists aid hundreds of Romani refugee Ukrainians with traveling on to countries that are less discriminatory and racist”, 20 de abril de 2022, <http://www.romea.cz/en/news/czech/czech-and-romani-activists-aid-hundreds-of-romani-refugee-ukrainians-with-traveling-on-to-countries-that-are-less>

<sup>32</sup> *EU Observer*, “Roma refugees from Ukraine face Czech xenophobia”, 17 de mayo de 2022, <https://euobserver.com/world/154968>

<sup>33</sup> Comité de los Derechos del Niño de la ONU, *Observaciones finales sobre los informes periódicos quinto y sexto combinados de Chequia*, 22 de octubre de 2021, doc. ONU CRC/C/CZE/CO/5-6