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### **Draft report of the Working Group on the Universal Periodic Review\***

**New Zealand**

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\* The final document will be issued under the symbol A/HRC/26/3. The annex to the present report is circulated as received.

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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 eighteenth session from 27 January to 7 February 2014. The review of New Zealand was held at the 1st meeting on 27 January 2014. The delegation of New Zealand was headed by Honourable Judith Collins, Minister of Justice, Minister for Ethnic Affairs and Minister for Accident Compensation Corporation (ACC). At its 10th meeting held on 31 January 2014, the Working Group adopted the report on New Zealand.
2. On 15 January 2014, the Human Rights Council selected the following group of rapporteurs (troika) to facilitate the review of New Zealand: Côte d'Ivoire, Japan and the Russian Federation.
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 New Zealand:
  - (a) A national report submitted/written presentation made in accordance with paragraph 15 (a) (A/HRC/WG.6/18/NZL/1);
  - (b) A compilation prepared by OHCHR in accordance with paragraph 15 (b) (A/HRC/WG.6/18/NZL/2);
  - (c) A summary prepared by OHCHR in accordance with paragraph 15 (c) (A/HRC/WG.6/18/NZL/3).
4. A list of questions prepared in advance by the Czech Republic, Germany, Liechtenstein, Mexico, the Netherlands, Slovenia, Spain and the United Kingdom of Great Britain and Northern Ireland was transmitted to New Zealand 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. New Zealand's Minister of Justice and Minister for Ethnic Affairs, the Honourable Judith Collins, presented New Zealand's national report. She described New Zealand as a young, ethnically diverse and democratic country in the South Pacific.
6. New Zealand had a robust institutional framework, vital to promoting and protecting human rights and encouraged strong civil society input. Its Bill of Rights Act and Human Rights Act specifically protected the civil and political rights of its citizens. For the eighth year in a row, New Zealand had ranked first or first equal in Transparency International's perception index for having the most open, transparent, Government and public sector. Whilst priding itself on promotion of human rights and equal treatment for all citizens, New Zealand was continually seeking to improve.
7. Addressing a question from Germany on the protection of economic, social, and cultural rights, New Zealand confirmed that it recognized the fundamental importance of these rights, which were protected through a variety of legislative mechanisms, including publicly funded education, health care and social assistance.
8. In response to a question from the United Kingdom of Great Britain and Northern Ireland, New Zealand confirmed that its UPR preparation had included extensive

consultation with civil society and human rights organizations, including multiple public meetings. The draft report had been consulted with the New Zealand Human Rights Commission and the general public.

9. New Zealand had increased support for international human rights instruments and engagement with UN bodies. In 2010, New Zealand supported the UN Declaration on the Rights of Indigenous Peoples and in 2011 it ratified the Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography. New Zealand had received visits from the Special Rapporteur on Indigenous Issues and the Subcommittee on the Prevention of Torture.

10. Referring to an advance question from Liechtenstein in relation to the Kampala Amendments to the Rome Statute of the ICC, New Zealand confirmed it was a long-standing supporter of the International Criminal Court, and would make a formal decision in the first quarter of 2014 on ratification of the Amendments.

11. New Zealand explained that the indigenous Māori people of New Zealand were a unique group with a rich culture integral to New Zealand's identity. Māori constituted around 15% of the New Zealand population and Te Reo Māori was an official language of New Zealand. The Treaty of Waitangi, signed in 1840, was a partnership agreement between Māori and representatives of the State and a founding document of New Zealand.

12. Māori played a strong role in governance. The Māori Party and the governing National Party worked together in a formal coalition arrangement. New Zealand's Governor-General, three Ministers in Cabinet and 20% of New Zealand's Parliamentarians were of Māori descent.

13. New Zealand acknowledged that the story of Māori achievement was not consistently positive. Māori were over-represented in the criminal justice system as offenders and victims. Since the adoption of the Drivers of Crime initiative, however, numbers of young Māori appearing in court had reduced by 30% in the last two years. The Government launched the Youth Crime Action Plan in 2013, aiming to reduce crime and recidivism for young Māori.

14. New Zealand described the role of New Zealand women in leadership. There had been two New Zealand female prime ministers and two female Governors-General. Three of the four levels of New Zealand's judiciary were headed by women and there were six women in New Zealand's Cabinet. Since 1998, New Zealand's gender pay gap had been trending downwards (currently 10.1%) and New Zealand ranked in the top ten of the World Economic Forum's global Gender Gap report.

15. New Zealand acknowledged that women and children experienced an unacceptably high rate of family violence and the Government was determined to eradicate this problem. In 2012, the Government reconvened the Family Violence Ministerial Group, providing oversight to a whole-of-government approach to addressing family violence. Recognising the link between alcohol abuse and family violence, in December 2013 the Government enacted legislative changes governing the sale and supply of alcohol, which Police had already indicated were making a positive difference to New Zealand's drinking culture.

16. Other significant developments included: the introduction of Police Safety Orders; increasing penalties for breaches of domestic violence restraining orders; expanding the definition of domestic violence to include economic and financial abuse; implementing the 2009 Action Plan for New Zealand Women; and implementation of recommendations of the Taskforce for Action on Sexual Violence.

17. Responding to the United Kingdom of Great Britain and Northern Ireland's advance question on data collection and efficacy of domestic violence programmes, New Zealand

confirmed that the Families Commission was leading work to assess data sources and had developed provisional indicators and recommendations for improving data quality.

18. Responding to the Czech Republic's advance question about implementation of recommendations under CEDAW, agencies had met regularly to review progress on all CEDAW recommendations since the Governments last presentation to the CEDAW Committee in 2012 and would report back to the CEDAW Committee in October 2014.

19. New Zealand referred to Spain's advance question regarding protection of children against abuse and neglect. This was a key priority for the Government. It had launched the White Paper for Vulnerable Children and the Children's Action Plan in 2012. The Vulnerable Children Bill was introduced in September 2013 to give effect to the proposals in the White Paper. The Government was working on extensive reforms across health, education, and social sectors.

20. In May 2013, the New Zealand Parliament legislated to allow marriage between any two people regardless of gender identity, sex, or sexual orientation. The first same-sex couple was married in New Zealand on 19 August 2013. It also allowed for same-sex couples to adopt children and for couples to remain married, regardless of a change in their legal gender.

21. New Zealand mentioned the Annex to its national report regarding Tokelau. In 2007 Tokelauans voted by referendum to remain a territory of New Zealand. New Zealand continued to have special responsibilities to Tokelau and therefore reported on the human rights situation in Tokelau as part of its national UPR report.

## **B. Interactive dialogue and responses by the State under review**

22. During the interactive dialogue, 76 delegations made statements. Recommendations made during the dialogue are to be found in section II of the present report.

23. France commended the ratification of OP-CRC-SC. France made recommendations.

24. Gabon commended the harmonious cohabitation of different ethnic communities. It welcomed cooperation with treaty bodies and special procedures, and the support to OHCHR through financial contributions. It encouraged New Zealand to continue taking measures in favour of human rights and fundamental freedoms. It made a recommendation.

25. Germany commended progress achieved in protecting children and women against violence, especially within families, and welcomed the endorsement of the Task Force for Action on Violence against Families. It praised measures to remove socioeconomic differences, especially concerning the Māori. Germany made recommendations.

26. Greece welcomed the ratification of the OP-CRC-SC. It commended the introduction of ten marae-based courts and two Pasifika courts for Māori and Pacific young people, but were concerned over the overrepresentation of indigenous peoples in the criminal justice system. It remained concerned over high rates of violence against women. Greece made recommendations.

27. Hungary commended New Zealand's leadership in promoting the rights of persons with disabilities. It appreciated the significant efforts to address previous recommendations on gender equality and progress made in increasing women's representation in the public and private sectors. Hungary made recommendations.

28. Indonesia appreciated the implementation of the New Zealand Disability Strategy. It welcomed advances in the constitutional, legal and administrative frameworks to enhance human rights and development of the 2nd National Action Plan on Human Rights. Indonesia made recommendations.

29. Iran (Islamic Republic of) expressed concern over insufficient safeguards to protect the rights of minorities from discrimination and marginalization, putting them at a higher risk of torture and ill-treatment, and the continued high levels of violence against women, particularly Māori, Pacific and minority women. It made recommendations.
30. Ireland applauded the country's longstanding and positive leadership on gender equality, while noting with concern that one in four New Zealand women experienced sexual violence at least once in their lifetime. It noted the significant strides in advancing the rights of Māori people. Ireland made recommendations.
31. Israel commended the positive response to recommendations during its first review, including those on elimination of violence against women, equality and non-discrimination. It noted measures to promote the rights of persons with disabilities and encouraged continued incentives on the work plan to address the abuse of the health of persons with intellectual disabilities. Israel made a recommendation.
32. Italy requested further information on the outcome of the "Growing Up in New Zealand" study, particularly factors influencing children's socioeconomic conditions and resultant measures, and on the tools used to monitor the trend in child poverty and assess the results of its poverty reduction policies. Italy made recommendations.
33. Jamaica noted the many initiatives designed to protect human rights such as the "Speak Out" initiative on racial discrimination, and the strides made in the six priorities identified by the Government. It made a recommendation.
34. Kyrgyzstan noted the commitment to improving and strengthening human rights institutions in constructive cooperation with treaty bodies and special procedures, the standing invitation to all special procedures and the recent ratification of OP-CRC-SC. It commended activities and financial action in supporting at-risk children and their families. It made recommendations.
35. The Lao People's Democratic Republic noted New Zealand's long history of promoting and protecting human rights and its strong support of humanitarian initiatives. It encouraged the Government to continue its cooperation with the United Nations, other international organizations and stakeholders to overcome remaining constraints and challenges.
36. Libya welcomed the intention of the Government to introduce a new action plan for human rights and encouraged consultations with all stakeholders. It noted the efforts and the positive results of the Māori and the Pacifica in the field of employment, health, education and administration of justice.
37. Malaysia noted efforts to improve the lives of the Māori and encouraged the Government to continue strengthening their social, economic and cultural rights. It highlighted progress made in improving the rights of women, children and persons with disabilities. Malaysia made recommendations.
38. Mauritius commended non-discriminatory policies to address inequalities in education, employment, health and social welfare, to raise living standards among the deprived. It applauded the recent introduction of the White Paper and Vulnerable Children Bill and would value learning from New Zealand's experiences. Mauritius made a recommendation.
39. Mexico welcomed the derogation to the Foreshore and Seabed Act 2004. It commended the promulgation of the 2011 law enabling the Māoris to directly request recognition of their rights before the Government or the Superior Tribunal. It noted the reforms in the field of social assistance aimed at reducing economic inequalities. It made recommendations.

40. Montenegro commended the ratification of OP-CRC-SC, and the significant progress made in enhancing the legislation, institutions and monitoring mechanisms. It asked about concrete steps taken to introduce the prohibition of underage and forced marriages. Montenegro made recommendations.

41. Morocco noted that New Zealand's anti-corruption policy should be a good practice for other countries, and requested more information. Noting that some schools had difficulty incorporating the principle of cultural diversity, it asked about measures envisaged to remedy the situation. It commended the initiatives in favour of vulnerable groups. Morocco made recommendations.

42. Responding the United Kingdom of Great Britain and Northern Ireland's request for information on addressing poor outcomes for Māori in health, education housing and employment, New Zealand described the *Whānau Ora* programme (broadly translated as "Family Well-being"). Over 150 health and social service providers had come together as *Whānau Ora* collectives to develop *whānau*-centred services working directly with *whānau* (families) to identify their needs and aspirations. Common themes included better lives for children; employment; housing and home ownership; education and skills development; and health and cultural wellness. Early results of the programme showed positive signs of change for *whānau* (families). For example, Kaiti School in Gisborne had reported dramatic and positive changes from families in terms of illness and attendance. While early feedback from families showed high levels of satisfaction, the Government was continually assessing its services to refine and improve them where possible.

43. New Zealand confirmed that addressing child poverty was a key priority for the Government. Poverty in New Zealand was generally understood as "exclusion from a minimum acceptable way of life in one's own society because of a lack of adequate resources". Child poverty rates are in the middle of OECD international league tables.

44. New Zealand children had access to free education, health care, and, where necessary, welfare for their parents. The Government's approach in addressing child poverty was to promote social mobility, moving families out of poverty through paid employment driven by economic growth and improved educational performance. New Zealand was trialling a change in the way social services are delivered through Social Sector Trials, which supported decision-making at the local level and strengthened coordination at every level of government and within the community.

45. The Government was also focused on children's engagement and success in education, particularly increasing participation by vulnerable children in early childhood education.

46. New Zealand's 2013 Budget contained numerous child poverty initiatives: a \$9.5 million investment over five years to help extend the KickStart school breakfast programme; the provision of \$500,000 per year over three years to help the charity KidsCan provide health products, raincoats and shoes for children in need; and a \$45 million investment in the Rheumatic Fever Prevention Programme.

47. New Zealand clarified that its constitutional arrangements were based on the Constitution Act and other legislation such as the New Zealand Bill of Rights Act, the Treaty of Waitangi, court decisions, constitutional practice and the wider context of New Zealand's international obligations. These arrangements continued to evolve through engagement with Māori and through negotiation and acceptance of new international commitments.

48. New Zealand established an independent Constitutional Advisory Panel in 2010. The Panel's recommendations in 2013, found that while there was no broad support for a supreme constitution, there was support for entrenching some elements. Recommendations

included a review of New Zealand's Bill of Rights Act and support for the continued development of the role and status of the Treaty of Waitangi. The Panel's key recommendation was that the Government actively support a continuing conversation on constitutional issues. The Government was now considering the Panel's recommendations. Any changes would need to be carefully examined and have broad public support.

49. Myanmar highlighted the country's impressive achievements in promoting women's rights, particularly in government. It appreciated measures taken to benefit the Māori people. It welcomed the publication of the White Paper on Vulnerable Children and the introduction of a Vulnerable Children Bill.

50. Namibia commended government efforts to improve the lives of persons with disabilities and the Funding Family Care Scheme to provide financial assistance to family caregivers. It made recommendations.

51. The Netherlands welcomed New Zealand's leadership to enhance the rights of LGBT people and same-sex couples, and the Marriage Amendment Act 2013. It noted some gaps with regard to the right to education and work for the Māori people and persons with disabilities, violence against women, child poverty and abuse. It made recommendations.

52. Nicaragua commended advances made in reviewing and harmonizing national legislation through broad consultations with all social actors. It acknowledged New Zealand's leadership role alongside other countries in helping to ensure women's rights and progress towards gender equality. Nicaragua made recommendations.

53. The Niger welcomed New Zealand's answers to recommendations. It was pleased with legislation and policy measures in the areas of anti-discrimination, education, employment, health and social protection. It commended the 2011 law on marine and coastal area, and the cooperation with treaty bodies. It made a recommendation.

54. Nigeria welcomed the engagement with OHCHR. It asked New Zealand to address the controversial issues around public health and the Disability Act. It called upon New Zealand to ensure that governmental programmes were beneficial to all without discrimination. It made a recommendation.

55. Norway welcomed New Zealand's move to support the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) and achievements in promoting gender equality and women's rights. It was encouraged by its determination to do more to address violence against women through measures to empower women and improve women's rights. Norway made recommendations.

56. Oman noted that the constitutional discussions were a priority for New Zealand in improving human rights. It commended New Zealand for its strategies on disabilities and children at risk. It commended the progress in basic services such as health, transportation and housing. It made a recommendation.

57. Paraguay appreciated New Zealand's recognition of the need to strengthen relations between the Government and the Māori and its objective of reducing the high level of domestic violence. It noted policies aimed at the Māori population, particularly health and education programmes. It commended the ratification of the OP-CRC-SC. Paraguay made recommendations.

58. The Philippines commended continued efforts to build a strong legal framework to protect migrant workers. It welcomed changes in immigration operating policies to allow immigrants who lodge complaints to continue living in New Zealand and have access to remedies. It hoped that New Zealand would consider ratifying ICRMW and ILO Convention 189.



59. Portugal welcomed the commitment to promoting equality and non-discrimination. It encouraged the priority given to improving the protection of children against abuse and to reducing domestic violence, in particular its impact on women and children, through the adoption of appropriate measures. It made recommendations.
60. The Republic of Moldova noted the priority given to ensuring that human rights implications were taken into account in the rebuilding process after the Canterbury earthquakes. It asked whether New Zealand would consider gradually withdrawing its reservations to the CRC. It made a recommendation.
61. Romania welcomed the efforts in addressing the effects of long term situations that at times harmed the rights of the citizens. It congratulated New Zealand for its cooperation with human rights mechanisms and its commitment for their promotion. It made a recommendation.
62. Slovakia commended efforts to further strengthen children's rights through the ratification of the OP-CRC-SC and encouraged its effective implementation. It made recommendations.
63. Slovenia welcomed the ratification of the OP-CRC-SC and the Government's efforts to reduce domestic violence and its impact on women and children, which were a matter of concern. It made recommendations.
64. Somalia congratulated New Zealand on the achievements shown in its report. It made recommendations.
65. Spain welcomed new legislation to ensure economic, social and cultural rights and efforts to reduce child poverty and combat gender based violence. It made recommendations.
66. Sri Lanka noted efforts in reducing violence against women, improving their economic independence and participation in governance. It welcomed the ratification of OP-CRC-SC and the Vulnerable Children Bill. It welcomed the announcement of further measures to combat exploitation of migrant workers. It made recommendations.
67. The State of Palestine welcomed the advances to promote equality and non-discrimination in ensuring the rights of indigenous peoples. It commended the ratification of the OP-CRC-SC and the launch of the White Paper for Vulnerable Children and the Children's Action Plan. It made recommendations.
68. Switzerland commended the Treaty Settlement Process. It remained concerned at numerous cases of domestic violence, abuse and harassment, and at inequalities in health-care provision, education and salary, particularly of the Māori and Pacifica people. It was also concerned that the new legislation on security intelligence service may affect privacy and freedom of expression. It made recommendations.
69. In response to a comment from Iran (Islamic Republic of), New Zealand reaffirmed that torture did not occur in New Zealand.
70. In response to a comment from Namibia on the use of tasers, New Zealand clarified that the New Zealand Police were routinely unarmed, that all tasers had an automatic video function when in use, and that every incident of taser use had an investigation process. The use of tasers had certainly saved lives, there had been no substantiated incidents of misuse since their introduction, and they would remain in service.
71. New Zealand was very diverse for a small country with a bicultural foundation - home to 213 different ethnicities and over 120 languages. New Zealand had run successful training programmes 2013 for ethnic leaders, women and youth. These would be expanded

further in 2014. To improve accessibility, the Government also offered a national telephone interpreting service offering interpreting sessions in 44 different languages.

72. New Zealand's Immigration Amendment Act dealt with the event of an illegal mass arrival on New Zealand shores. New Zealand recognized that irregular movement of refugees, asylum seekers and people smuggling were significant issues globally and in the region. New Zealand remained committed to the UN Convention Relating to the Status of Refugees, the Bali process and its own UNHCR annual refugee quota. In response to interventions from Iran (Islamic Republic of), the Philippines and Sri Lanka, New Zealand described the aims of its comprehensive migrant settlement strategy.

73. New Zealand was committed to reducing victimization and improving support services to victims of crime. In 2011 the Victims' Centre in the Ministry of Justice was established to oversee victims' rights and services. New Zealand noted the recent passage of the Victim's Orders against Violent Offenders Bill, which would create a new non-contact order to protect victims of sexual and serious violent offences.

74. In response to a question from Morocco on anti-corruption New Zealand discussed the soon-to-be-introduced Organised Crime and Anti-Corruption Bill, which would increase effectiveness in efforts against money laundering, identity crime, and human trafficking, improve its ability to assist other countries in criminal investigations and proceedings and strengthen New Zealand's compliance with the UN Anti-Trafficking Protocol. Following enactment of this Bill, New Zealand would be able to ratify the United Nations Convention against Corruption.

75. Thailand applauded efforts to promote the rights of women, children, persons with disabilities and LGBT groups. It recognized efforts to settle grievances regarding the Treaty of Waitangi, but expressed concern at the over-representation among the prison population of Māori. Thailand made recommendations.

76. The former Yugoslav Republic of Macedonia noted New Zealand's recognition of the importance of individual complaints procedures and encouraged the Government to make a declaration under Article 14 of ICERD. It asked whether the Government would request publication of the OP-CAT report following the Sub-Committee on Prevention against Torture (SPT)'s 2013 visit.

77. Timor-Leste congratulated New Zealand on the ratification of OP-CRC-SC and on the launch of the White Paper for Vulnerable Children, the Children's Action Plan and the Vulnerable Children Bill to implement the White Paper. It made recommendations.

78. Togo congratulated New Zealand on progress made since the first UPR cycle. It commended the ratification of OP-CRC-SC, the close cooperation with human rights mechanisms, in particular the financial contributions made to OHCHR activities. Togo made recommendations.

79. Trinidad and Tobago commended New Zealand on strengthening the partnership between the Government and the Māori people. It applauded the relief efforts made following the Canterbury earthquakes to rebuild the city, especially with respect to creating sustainable and meaningful employment for women. It made recommendations.

80. Tunisia noted progress made since 2010, including the ratification of OP-CRC-SC and the preparation of a second National Action Plan on Human Rights. It encouraged further efforts to combat discrimination with a view to eliminating stereotypes of migrants, refugees and asylum-seekers. Tunisia made recommendations.

81. Turkey applauded New Zealand's commitment to the rule of law. It commended specific efforts to eliminate socioeconomic disparities among various population groups, particularly Māori people, minority and migrant groups. It noted that, despite efforts to

reduce child poverty and abuse, further action was necessary. Turkey made recommendations.

82. Ukraine praised efforts to implement various recommendations made during the first UPR cycle. It encouraged the Government to reinforce efforts to combat trafficking in persons and to strengthen policy and practice to prevent the sexual exploitation and abuse of migrants, especially children. Ukraine made recommendations.

83. Algeria commended efforts made to protect the Māori people and persons with disabilities, and to strengthen gender equality. It encouraged the NZHRC to continue developing the second action plan. It recognized that further efforts were needed to combat child poverty and all forms of discrimination and to strengthen migrant rights. Algeria made recommendations.

84. United States of America commended efforts to strengthen the partnership between the Government and the Māori people regarding settlements of historical claims under the Treaty of Waitangi. It expressed concern at the challenges relating to trafficking in persons, such as identification of victims. It made recommendations.

85. Uruguay praised progress made with regard to protecting children against abuse and abandonment, in reducing domestic violence. It also highlighted the ratification of the OP-CRC-SC and support for the United Nations Declaration on the Rights of Indigenous Peoples. Uruguay made recommendations.

86. Viet Nam applauded New Zealand's continued efforts and its achievements in the areas of legislation reform, human rights institutions strengthening, and the rights of children, persons with disabilities, the Māori and the Pacifica people. Viet Nam made recommendations.

87. Afghanistan noted with satisfaction steps taken to ensure respect for the human rights of its citizens during decision-making processes. It commended the Government's considerable investment in essential health care and transport infrastructure, as well as in housing rebuilding programmes. Afghanistan made a recommendation.

88. Albania commended New Zealand's commitment to safeguarding cultural diversity and including all population groups in all areas of public life. It welcomed the welfare reform which aimed to redress socioeconomic disparities and to provide assistance, especially to marginalized communities and vulnerable groups.

89. United Kingdom of Great Britain and Northern Ireland commended New Zealand for recognizing the problem of domestic violence and noted the measures in place to address that issue. It also noted the Government's intention to tackle remaining racial discrimination in the country. It made recommendations.

90. Angola welcomed the ratification of OP-CRC-SC and its support for the United Nations Declaration on the Rights of Indigenous Peoples. It commended New Zealand's commitment to combating racial discrimination, xenophobia and intolerance, and its constructive role in the preparation of the Durban Declaration. Angola made a recommendation.

91. Argentina highlighted priority given to strengthening Government-Māori relations, improvement of the protection of children against mistreatment and neglect and reduction of domestic violence and encouraged New Zealand to continue action in those areas. Argentina welcomed measures to improve the rights of LGBT groups. It made recommendations.

92. New Zealand provided further information on the Treaty of Waitangi Settlement Process and indigenous rights. Settlements may include land, money, and a Government apology. In most cases, legislation providing for these settlements is approved by all parties

in Parliament. The Government sought to negotiate settlements for historical Treaty grievances that were timely, fair and durable and aimed to reach agreements with all willing and able claimant groups in the next few years. The Government had established a Post Settlement Commitments Unit in recognition of the on-going relationship matters that arise from treaty settlements.

93. In response to advance questions and comments regarding engagement with Māori on the Marine and Coastal area, New Zealand confirmed the Government had received 34 applications since the Marine and Coastal Area (Takutai Moana) Act was passed in 2011. The Government would monitor the number and spread of applications and consider a programme for promoting a direct engagement mechanism amongst Māori closer to the 2017 applications deadline.

94. New Zealand established a Ministerial Committee on Disability Issues in 2009 to provide increased coordination across agencies and advance implementation of the New Zealand Disability Strategy and the Convention on the Rights of Persons with Disabilities (CRPD). These priorities were outlined in the Disability Action Plan. The Committee would develop a mechanism to implement an obligation in Article 4(3) of the CRPD, ensuring disabled people's representative organizations were involved in development of legislation and policy and recognizing the importance of having leadership on disability issues come from persons with disabilities themselves.

95. New Zealand confirmed that accession to the Optional Protocol to CRPD was a key consideration. The Government's Funded Family Care scheme, introduced in 2013, invested \$23 million towards supporting family carers of persons with disabilities.

96. The Māori Disability Action Plan, launched in 2012, provided strategic direction over the next five years to meet support needs and priorities of Māori with disabilities and their *whānau* (families) through Disability Support Services.

97. Responding to Germany's advance question, New Zealand noted that many of the Better Public Services Programmes focused on reducing inequality between Māori and Pacific peoples and the rest of New Zealand. These programmes set goals for the public sector to track and achieve in order to faster, smarter and more effective public services to New Zealanders. For instance, new health services in New Zealand's urban centres focused on Pacific children, providing rapid access nurse-led community services to reduce rheumatic fever.

98. New Zealand clarified that New Zealand children aged between 5 and 19 years have a right to free education. The Government was addressing the particular challenges that some children faced in accessing education, particularly Māori, Pasifika, and children with disabilities, through measures such as the Pasifika Education Plan and the Māori Education Strategy. The Government had a target for all schools to demonstrate inclusive practice by 2014.

99. Australia commended the Taskforce for Action on Violence within Families Programme of Action 2012/13 and acknowledged the White Paper for Vulnerable Children and initiatives to address child poverty. It supported the review to consider the place of the Treaty of Waitangi in constitutional arrangements and welcomed the development of a human rights action plan, in consultation with stakeholders. Australia made recommendations.

100. Bangladesh flagged some concerns over the continued discriminatory treatment against Māori, in particular Māori women, and Asian and Pacific communities and migrants. It expressed concern at the potential negative impact on Māori women of new social security legislation and women's exploitation in the media. Bangladesh made recommendations.

101. Benin commended the strengthening of the partnership between the Government and the Māori people, and the protection of children against neglect and abuse. It acknowledged important challenges, including gender pay gaps, the economic and social rights of persons with disabilities and the fight against racism. Benin made a recommendation.

102. Botswana noted New Zealand's responses to recommendations made during the first UPR cycle, and its efforts to address socioeconomic inequalities, racism, xenophobia and violence against women. It commended the efforts in the administration of justice by amending the Legal Services Act, which ensured provision of legal aid. Botswana made recommendations.

103. Brazil noted progress in improving women's economic independence and called upon New Zealand to guarantee the right to education for all women, in particular young and minority women as well as teenage mothers. It welcomed endeavors to address racism and xenophobia in education. Brazil made a recommendation.

104. Burkina Faso commended human rights achievements despite multiple challenges. It noted efforts to improve children's rights and to increase women's representation in decision-making and electoral positions. It welcomed the commitment to combating maternal morbidity and mortality in partnership with Colombia and Burkina Faso. It made recommendations.

105. Cabo Verde welcomed the considerable progress made since the first UPR cycle, particularly regarding the situation of indigenous peoples, women and persons with disabilities. It highlighted the importance of the follow up to the study on the possibility of the integration of the principles of the Treaty of Waitangi in domestic law by a Constitution. It made recommendations.

106. Cambodia praised ongoing efforts following the first UPR cycle, in particular those with a view to improve the situation of indigenous peoples. It welcomed the implementation of the Domestic Violence Act and the Campaign for Action on Family Violence aimed at combating domestic violence. It made a recommendation.

107. Canada requested an indication of the timelines for the completion of the second National Action Plan on Human Rights and enquired about the main areas of focus for the Plan. It acknowledged progress made to increase women's participation in public sector governance. Canada made recommendations.

108. Chad was pleased that the national report had been prepared in accordance with Human Rights Council guidelines and in cooperation with civil society stakeholders. It noted that most of recommendations of the first cycle had been accepted, and commended New Zealand's participation in many international instruments. Chad made a recommendation.

109. Chile noted New Zealand's commitment to the universal system of human rights and its leadership in the field of disabilities and maternal mortality and morbidity. It applauded developments to promote and protect the rights of women and children and to combat child poverty. Chile made recommendations.

110. China noted the development of the National Action Plan on Human Rights and measures adopted to protect vulnerable groups, such as women, children and persons with disabilities. It noted ongoing problems concerning the protection of the rights of minorities. China made recommendations.

111. The Congo applauded the ratification of OP-CRC-SC, and the measures adopted to finance a range of local and national initiatives with a view to addressing the needs of children and vulnerable families. It made recommendations.

112. Côte d'Ivoire commended the inclusive consultative process within the framework of the current review. It applauded the commitment to improving women's rights and noted with satisfaction steps taken to protect children and persons with disabilities and to reduce domestic violence. It made recommendations.

113. Cyprus commended progress made to advance the rights of Māori people and the ratification of the OP-CRC-SC. It expressed concern at the situation of women's rights and at the levels of violence against women, including sexual violence. Cyprus made recommendations.

114. The Czech Republic commended the responses to many of the recommendations made during the first UPR cycle, especially with regard to the elimination of violence against women, but expressed concern at the persisting problem. It welcomed the adoption of the Marriage Amendment Act. It made recommendations.

115. Djibouti commended progress made in the protection and promotion of human rights. Djibouti made recommendations.

116. Ecuador noted recent progress made in the sphere of human rights, such as the implementation of policies to protect and guarantee the rights of persons with disabilities and measures adopted to improve conditions for persons belonging to the LGBT population. Ecuador made recommendations.

117. Egypt noted with satisfaction progress made regarding the situation of migrants and encouraged further efforts to combat stereotypes against migrants and other minorities. It requested information on the interplay between international human rights obligations and national laws in the context of judicial proceedings. Egypt made recommendations.

118. Iraq welcomed the consultation mechanism and the consultation process led with civil society, the open invitation to all special procedures mandate holders and the ratification of the OP-CRC-SC. Iraq made a recommendation.

119. Responding to Jamaica and Montenegro on the issue of underage and forced marriage, New Zealand stated that it actively supported efforts to eliminate the practice of forced marriage. Sexual connection with a person under the age of 16 in New Zealand was already illegal. Any forced marriage could lead to prosecution for rape and would be punishable by a term of imprisonment of up to 20 years. It was also an offence to conspire or to be a party to any such offence. The Government was not aware of any substantiated claims of underage or forced marriage in New Zealand. However, the Government was seeking advice on this issue, and was conscious of the difficulties for any victim of coming forward to report such practices.

120. New Zealand had several projects aimed at reducing the level of family violence, such as Family Violence Courts, implementation of a Family Court review, the safe@home project, the Victim's Orders against Violent Offenders Bill, and the Taskforce for Action on Family Violence Programme.

121. Following up on Brazil's intervention on bullying, New Zealand advised that it was bringing forward a Harmful Digital Communications Bill that created a new civil enforcement regime to deal with harmful digital communications such as bullying.

122. New Zealand was considering becoming party to the International Convention for the Protection of all Persons from Enforced Disappearance. The New Zealand Cabinet would consider whether to sign the Convention later this year.

123. New Zealand said the Canterbury earthquakes had been one of the most significant challenges faced by any New Zealand government. Since the first earthquake in September 2010 there had been more than 11,000 in the Canterbury region, which included New Zealand's second largest city, Christchurch. The earthquakes were so severe that the

ground liquefied in some areas. The estimate of earthquake damage was \$40 billion, equivalent to 20% of New Zealand's GDP. This was a devastating event for a small country and New Zealand was very grateful for the substantial international assistance received from a number of countries.

124. New Zealand acknowledged that the earthquakes presented challenges in restoring people's dignity and fundamental rights. The Canterbury Earthquake Recovery Authority was established in response to the earthquakes. The Government's Recovery Strategy included provisions for economic, social, and cultural recovery as well as for the built and natural environment.

125. Regarding Spain's advance question, New Zealand acknowledged the trauma experienced by Cantabrians. The Government had delivered short-term counselling services; increased community health, alcohol and drug services; initiated an extensive health promotion marketing campaign; provided resilience and stress-management training for health, social service and education workforces; and provided mental health services in schools to support children and young people. These services were ongoing.

126. The New Zealand Human Rights Commission was currently preparing New Zealand's 2nd Action Plan on Human Rights, a key human rights policy measure that would identify issues to consider over the next five years. The timing of this work had been calibrated so that recommendations from the Universal Periodic Review could inform the 2nd Action Plan.

127. New Zealand thanked the President of the Human Rights Council and noted that the Government would carefully consider all recommendations before responding formally.

## II. Conclusions and/or recommendations

128. **The following recommendations will be examined by New Zealand which will provide responses in due time, but no later than the 26<sup>th</sup> session of the Human Rights Council in June 2014:**

128.1. **Consider becoming a party to the International Convention for the Protection of All Persons from Enforced Disappearance (CPED) (Montenegro);**

128.2. **Sign and ratify the CPED and recognize the competence of its Committee (France);**

128.3. **Accelerate the domestic legislative process for preventing and combating enforced disappearances, in order to enable accession to CPED and recognize the competence of the its Committee (Uruguay);**

128.4. **Continue efforts towards ratifying the CPED and accept the competence of its Committee (Argentina);**

128.5. **Ratify the CPED (Burkina Faso);**

128.6. **Consider ratifying the Optional Protocol to the Convention on the Rights of Persons with Disabilities (OP-CRPD) (Spain);**

128.7. **Ratify the OP-CRPD (Hungary);**

128.8. **Consider becoming a party to the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights (OP-ICESCR) (Montenegro);**

128.9. **Consider ratifying the OP-ICESCR (Spain);**

- 128.10. Supplement its legislation in matters of human rights protection and promotion by ratifying other international instruments, in particular the CPED and the OP-ICESCR (Tunisia);
- 128.11. Ratify OP-ICESCR and the Optional Protocol to CRC on a Communications Procedure (OP-CRC-IC) (Portugal);
- 128.12. Ratify the OP-CPRD and the OP-CRC-IC (Morocco);
- 128.13. Ratify International Labour Organization (ILO) Convention No.169 concerning Indigenous and Tribal Peoples in Independent Countries (Nicaragua);
- 128.14. Ratify and implement ILO C. No.169 concerning Indigenous and Tribal Peoples in Independent Countries (Norway);
- 128.15. Consider ratification of the Optional Protocol to the Convention on the Rights of the Child on a Communications Procedure (OP-CRC-IC) (Slovakia);
- 128.16. Become a party to the remaining Optional Protocol to the Convention on the Rights of the Child on a Communications Procedure (Thailand);
- 128.17. Consider acceding to the International Convention on the Protection of the Rights of All Migrant Workers and Members of their Families (ICRMW) (Egypt);
- 128.18. Sign and ratify the United Nations ICRMW (Turkey);
- 128.19. Ratify the ICRMW, signed in 2007 (Algeria);
- 128.20. Ratify the ICRMW (Burkina Faso);
- 128.21. Ratify the ICRMW (Chad);
- 128.22. Ratify the ICRMW, the Convention Relating to the Status of Stateless Persons, and the Convention on the Reduction of Statelessness (Iran (Islamic Republic of));
- 128.23. Ratify the ICRMW; the CPED; the 1954 Convention relating to the Status of Stateless Persons and ILO C. No.169 concerning Indigenous and Tribal Peoples in Independent Countries (Ecuador);
- 128.24. Ratify the 1954 Convention relating to the Status of Stateless Persons and consider the possibility of establishing a procedure for the determination of statelessness in its national legislation (Argentina);
- 128.25. Increase efforts for the ratification of the Arms Trade Treaty with the aim of consolidating common international norms to regulate international trade in conventional arms, ammunition and parts and components, contributing to peace and security, reducing human suffering and promoting cooperation and transparency (Uruguay);
- 128.26. Endeavour to ratify without delay all international human rights statutes that it has yet to sign (Nigeria);
- 128.27. Continue efforts in strengthening its national framework to ensure that the principles of inclusivity and non-discrimination are incorporated fully, including through, inter alia, the ratification of the ICRMW and the possibility of the inclusion of the ECOSOC rights in the national human rights norms (Indonesia);



- 128.28. Continue the efforts in favour of the promotion of the rights of certain populations with a view to further improving their situation, and accelerate the process of adaptation of domestic legislation to envisage the ratification, then the incorporation in its domestic legal order, of several relevant international instruments in the area (Niger);
- 128.29. Further enhance the legislation and legal system, with more considerations to the harmonization of domestic developments and the international stipulations on human rights, including those of the International Covenants on Civil and Political Rights and on Economic, Cultural and Social Rights (Viet Nam);
- 128.30. Continue its reflections and work with a view to having a written Constitution (Benin);
- 128.31. Within the context of its legislative review process, fully incorporate international human rights instruments, to which it is party, in its domestic legal framework (Nicaragua);
- 128.32. Incorporate economic and social rights in its Human Rights charter (Togo);
- 128.33. Incorporate economic, social and cultural rights in the Bill of Rights Act (Ukraine);
- 128.34. Incorporate economic, social and cultural rights in the Bill of Rights of 1990, while taking measures to ensure that the competent authorities review the bills, regulations and policies so that these are compatible with the provisions of ICESCR (Uruguay);
- 128.35. Proceed to the review of the Bill of Rights Act of 1990, in order to incorporate ratified international agreements on economic, social and cultural rights (Spain);
- 128.36. Enshrine, in the framework of the current constitutional review, the principle of equality between men and women, and redouble efforts to improve the situation of the Māori and the Pacific population in the areas of health and employment on one hand, and strengthen the specific measures taken in their favour to raise the level of education of their children on the other hand (Congo);
- 128.37. Continue its efforts in advancing its Constitutional Review process including constitutional issues affecting the Māori people (Trinidad and Tobago);
- 128.38. Continue to address all forms of political, economic and social discrimination against the Māori and Pacific population by meeting their various demands for constitutional and legal reforms and recognition (Somalia);
- 128.39. Given the current constitutional review, fully incorporate the principle of equality between men and women and adopt a legal definition of gender based discrimination, without overlooking to establish legislation which provides for the right to equal pay for work of equal value between men and women (Paraguay);
- 128.40. Explore and develop, in consultation with the Māori, means of addressing Māori concerns regarding the Treaty settlement negotiation process (Slovenia);

- 128.41. Continue strengthening the partnership between the Government and the Māori to reach a just, fair and sustainable settlement to historical claims made in the framework of the Treaty of Waitangi (Angola);
- 128.42. Develop a new human rights action plan under the auspices of the New Zealand Human Rights Commission (Burkina Faso);
- 128.43. Continue implementing the second national human rights action plan (Côte d'Ivoire);
- 128.44. Strengthen inter-ministerial coordination for a better implementation of the current Children's Action Plan (Spain);
- 128.45. Consider participation of the Parliament in a human rights commissioner's appointment process (Ukraine);
- 128.46. Sharing the recommendation by some treaty bodies, establish a parliamentary human rights select committee (Turkey);
- 128.47. Take further measures to ensure full and consistent protection of human rights in domestic law and policies, taking into account the recommendations made by UN human rights bodies and the New Zealand Human Rights Commission (Netherlands);
- 128.48. Increase its official development aid to reach the international norm of 0.7 per cent of GDP (Tunisia);
- 128.49. Increase the level of its contribution of official development assistance (ODA) to attain 0.7 per cent of gross national income (Bangladesh);
- 128.50. Maintain its contributions of Official Development Assistance (ODA) at the internationally agreed level of 0.7 per cent of its GNP (Egypt);
- 128.51. Speed up the rebuilding and compensation process in the aftermath of the Canterbury earthquakes (Germany);
- 128.52. Consider policies in relation to gender mainstreaming, adequacy of housing and access to buildings for persons with disabilities in the post-recovery efforts of the Canterbury earthquakes (Trinidad and Tobago);
- 128.53. Facilitate the realization of economic, social and cultural rights through the reconstruction of the areas affected by earthquakes in 2010 and 2011 (Algeria);
- 128.54. Ensure that all national legislation currently in force relating to children is in conformity with the Convention on the Rights of the Child guaranteeing that the principles and provisions of that Convention and its protocols are applicable to every child in its territory (Uruguay);
- 128.55. Continue efforts aimed at promoting the rights of children, in particular in the spheres of education, elimination of child poverty, meeting needs of vulnerable and at-risk children (Ukraine);
- 128.56. Further strengthen its efforts in ensuring the protection of children's rights, including by fully implementing the 2013 Vulnerable Children Bill and by considering implementing the restorative justice principles to all children (Indonesia);
- 128.57. Continue its efforts to protect the rights of the child and reduce child poverty and violence (Australia);

- 128.58. Continue improving the situation of children in its multiple dimensions and taking into account the recommendations of the Advisory Group of Experts on solutions to child poverty (Cabo Verde);
- 128.59. Establish indicators to measure child poverty and consider adopting additional measures for reducing poverty amongst youth (Canada);
- 128.60. Further strengthen and expand national action plans to reduce child poverty and that of their families (Chile);
- 128.61. Take all necessary measures to provide appropriate support to allow disadvantaged families and their children to move out of poverty sustainably and continue to provide assistance to those who remain under the poverty line (Malaysia);
- 128.62. Take measures to reduce inequalities between social categories, in particular regarding the youth (Côte d'Ivoire);
- 128.63. Increase its efforts in fighting poverty, particularly of disadvantaged children in the country (Djibouti);
- 128.64. Promote employment, the right to health and judicial fairness for Māori and the Pacific Islanders and raise the level of education for their children (China);
- 128.65. Continue to prioritize policies aimed at further improving the socio-economic condition of the Māoris and the Pacific peoples (Mauritius);
- 128.66. Reduce the remaining socio-economic differences for Māoris as well as Pacific Islanders, and increase efforts in the fight against child poverty (Germany);
- 128.67. Combat child poverty, in particular that which affects Māori children, those who live in the Pacific islands and children with disabilities (Mexico);
- 128.68. Intensify the fight against inequalities (Gabon);
- 128.69. Step up the implementation of current national plans for addressing the challenges and disparities in health, education, employment and gender equality, especially for the vulnerable groups of women, children, migrants, ethnic and indigenous people in the country (Viet Nam);
- 128.70. Further strengthen actions to ensure that economic and social rights of vulnerable people are protected, and women's rights and gender equality, and especially take specific policy measures to prevent child poverty and child abuse (Netherlands);
- 128.71. Continue to pursue an integrated approach to cases of compounded vulnerability caused by multiple and intersecting forms of discrimination (Jamaica);
- 128.72. Combat all forms of discrimination in the areas of employment, salary, health and education against, in particular, persons belonging to marginalized populations (France);
- 128.73. Continue on the constructive path of promoting equality and non-discrimination, including through advancing the rights of indigenous peoples (State of Palestine);

- 128.74. Continue efforts to address gaps in social service delivery and education programmes and to address societal discrimination against indigenous persons and individuals belonging to ethnic minority groups (United States of America);
- 128.75. Establish strategies across all sectors, in particular health, education and justice, to identify and remedy structural discrimination (Switzerland);
- 128.76. Take further steps fully to understand the causes of inequality faced by indigenous people and to minimize their effects (United Kingdom of Great Britain and Northern Ireland);
- 128.77. Enhance its efforts in fighting discrimination and institutional biases against Māori and Pacific people (Czech Republic);
- 128.78. Redouble its efforts to improve the socio-economic situation of the Māori by combating structural discrimination, in particular by increasing the level of education of Māori children (Djibouti);
- 128.79. Take further steps in advancing the human rights of its indigenous populations and intensify its efforts in combating discrimination against them, especially in education, healthcare and employment (Greece);
- 128.80. Continue to address inequalities affecting human rights in the areas of health, education, employment and income that disproportionately affect Māori and other minority groups (Australia);
- 128.81. Step up efforts, in consultation with Māori and Pasifika communities, to address and prevent discrimination against members of the Māori and Pasifika communities in the criminal justice system and, in particular, the high rate of incarceration (Ireland);
- 128.82. Continue its search for creative and integrated solutions to the root causes that lead to disproportionate incarceration rates of the Māori population (Cabo Verde);
- 128.83. Set targets for increasing Māori participation in policing, the judiciary and the penal system (Canada);
- 128.84. Continue its efforts to address the situation, of half the prison population in the country being Māori, through, among other things, its “Drivers of Crime “ initiative and Youth Crime Action Plan recently launched (Thailand);
- 128.85. Expedite the development of a new Māori language strategy (Bangladesh);
- 128.86. Commit fully to protecting and promoting indigenous rights through appropriate measure in law, policy and practice (Iran (Islamic Republic of));
- 128.87. Continue to promote measures to find a positive solution to the Māori population’s land claims and promote public policies to reduce the social and economic gap between the Māori people and the rest of the population of New Zealand (Ecuador);
- 128.88. Ensure that the legislation includes a consultation process with indigenous peoples in all actions concerning them (Mexico);

- 128.89. Take concrete measures to ensure the implementation and promotion of the UN Declaration on the Rights of Indigenous Peoples (UNDRIP) (Norway);
- 128.90. Strengthen efforts to secure Māori political participation at the national level aiming on increasing Māori participation in local governance (Slovenia);
- 128.91. Continue to work towards full equality between men and women, building on its historical credits, as the first country in the world to give women the right to vote in national elections (Portugal);
- 128.92. Implement effective measures to achieve the aim of increasing the participation of women in governance to 45 per cent in the public sector and over ten per cent in the private sector by 2014 (Australia);
- 128.93. Put in place effective legislation that ensures that all men and women are equal before the law (Namibia);
- 128.94. Consider further improving existing legislation in order to close the gaps in the protection of women against discrimination (Cyprus);
- 128.95. Develop, in partnership with civil society, a national action plan for women with defined targets, to address issue such as violence against women, pay inequality, the situation of Māori and Pacific women, and women with disabilities (Ireland);
- 128.96. Ensure equality in law between men and women and take necessary measures in combating discrimination in order to reduce particularly pay gaps (France);
- 128.97. Eliminate the gender pay gap across all groups and ethnicities using demonstrated effective mechanisms, including intensive monitoring processes and legislative levers (Malaysia);
- 128.98. Tighten the gap in salaries between men and women to achieve equality (Iraq);
- 128.99. Take steps to eliminate the gender pay gap across all groups and ethnicities (Sri Lanka);
- 128.100. Continue combating and condemning racism and hate speech used by politicians as well as the expression of racism in the media, in particular discriminatory language and hate speech and the dissemination of racist ideas and languages (Tunisia);
- 128.101. Ensure protection of migrants and minority groups, in particular of those of Asian origin, from all forms of racial stereotyping and derogatory treatment, including in line with CERD's recommendation to develop a comprehensive legislative framework for addressing the problem of incitement to racial hatred on the Internet (Bangladesh);
- 128.102. Develop a comprehensive legislative framework for addressing the problem of racial discrimination, and incitement to racial hatred as recommended by CERD (Botswana);
- 128.103. Strengthen the measures aimed at combating racially motivated crimes and violence (Côte d'Ivoire);

- 128.104. Give full effect to recommendations 38 and 39 of the Committee on the Elimination of Racial Discrimination regarding racially motivated offences (Togo);
- 128.105. Continue its efforts to effectively implement the New Zealand Disability Strategy with a view to ensuring the full realization of human rights for persons with disabilities (Cambodia);
- 128.106. Continue its efforts to combat domestic violence, paying special attention to the situation of women and children (Romania);
- 128.107. Put in place a national strategy to combat domestic violence and child abuse (France);
- 128.108. That the measures taken to reduce domestic violence be followed up, adapted and extended on solid empirical bases (Switzerland);
- 128.109. Improve the monitoring and evaluation of domestic violence prevention programmes and agencies (United Kingdom of Great Britain and Northern Ireland);
- 128.110. Continue to strengthen measures and plans to address and effectively eradicate the causes of domestic violence against women, including training and capacity building programmes on human rights for civil servants of the State that address this issue (Chile);
- 128.111. Put in place a comprehensive policy against violence to slightly reduce domestic/family violence and protect vulnerable populations (Congo);
- 128.112. Further improve programmes that address violence against women and children (Germany);
- 128.113. Enlarge the scope of the White paper for Vulnerable Children and its Children's Action Plan by taking into account the relationship between child abuse and contributing factors such as domestic violence and poverty (Slovenia);
- 128.114. Allocate adequate resources to implement the legislative and administrative measures taken in order to prevent violence against women and children, including domestic violence, and provide victims with prompt and full support (Italy);
- 128.115. Strengthen measures to combat violence against women, and abuse and neglect of children (Namibia);
- 128.116. Enhance its efforts in combating violence against women (Greece);
- 128.117. Continue and increase its efforts to combat all forms of violence against women (Cyprus);
- 128.118. Pursue initiatives aimed at reducing violence against women, with focus on awareness-raising activities in this area (Slovakia);
- 128.119. Continue enhancing legislation and policies to fight the scourge of gender-based violence at its roots, and in particular strengthen awareness-raising campaigns both in the media and in educational establishments (Spain);
- 128.120. Set up a system collecting and analysing data on violence against women, and ensure that the implementation of legislation and policy concerning all forms of violence against women is effective and appropriately tailored to respond to real-life challenges on the ground (Czech Republic);

- 128.121. Continue to develop government-sponsored initiatives which focus solely on ending domestic violence and sexual and gender-based violence, particularly through implementing the recommendations of the Taskforce for Action on Sexual Violence and the National Sexual Violence Prevention Plan (Australia);
- 128.122. Take appropriate additional measures to address violence and abuse of women and children (Botswana);
- 128.123. Continue addressing the problem of child abuse, inter alia, through nationwide strategies aimed at improving the protection of children against abuse and neglect (State of Palestine);
- 128.124. Continue its efforts in addressing the challenges regarding the improvement of the protection of children against abuse and neglect (Timor-Leste);
- 128.125. Ensure full and consistent implementation of the Family Court Proceedings Reform Bill, in particular with regard to issuing immediate protection for victims of domestic abuse (Republic of Moldova);
- 128.126. Take immediate effective and legal measures to prevent and combat violence against women in particular those belonging to minority groups (Iran (Islamic Republic of));
- 128.127. Develop, in consultation with all relevant actors, including representatives of indigenous communities, a comprehensive action plan to target gender-based violence against women, with clear goals and timelines for their implementation (Hungary);
- 128.128. Take necessary measures in order to prevent and combat sexual exploitation and abuse of vulnerable people especially girl children (Iran (Islamic Republic of));
- 128.129. Take appropriate measures to collect data on and combat the emerging of forced underage marriage and female genital mutilation practices (Italy);
- 128.130. Take the necessary measures to prevent and sanction forced and early marriage and female genital mutilation and strengthen public policies in place to combat the high rates of violence against women, particularly against women belonging to minorities, migrant women and women with disabilities (Paraguay);
- 128.131. Increase efforts to investigate and prosecute alleged trafficking offenders, and adopt legislation that will expand New Zealand's current anti-trafficking legal framework to prohibit and adequately punish all forms of human trafficking (United States of America);
- 128.132. Consider relinquishing the use of electric taser weapons by the police (Namibia);
- 128.133. Establish appropriate national strategies with the aim to identify and address structural discrimination in the justice system (Iran (Islamic Republic of));
- 128.134. Provide, in accordance with its obligations under international human rights law instruments, effective protection for the family as the fundamental and natural unit of society (Egypt);

- 128.135. Exchange with other States its successful experience in the field of food security (Somalia);
- 128.136. Ensure primary health facilities are adequately equipped to provide care for persons with intellectual disabilities (Israel);
- 128.137. Step up efforts in providing equal access to health services to its people, particularly to the minority and indigenous peoples in the country (Malaysia);
- 128.138. Increase the number of childcare facilities and ensure that the most disadvantaged groups also have an access to childcare subsidies under the Working Families Scheme (Kyrgyzstan);
- 128.139. Take additional measures to increase access to free education for children from low-income families and families living in rural areas (Kyrgyzstan);
- 128.140. Take measures to address obstacles to accessing free education (Namibia);
- 128.141. Particularly address the question of access to education, as well as the situation of disadvantaged groups of women (Portugal);
- 128.142. Put in place further strategies and programmes focused on preventing violence against children in schools and families (Timor-Leste);
- 128.143. Intensify efforts to increase the levels of education for Māori and Pacific families while protecting and promoting their cultural heritage (Namibia);
- 128.144. Continue providing targeted support of cultural diversity in all schools (Morocco);
- 128.145. Continue the enhancement of dialogue between different religions and civilizations, based on the principle of peaceful coexistence and a culture of moderation and tolerance (Oman);
- 128.146. Go further and tackle the challenges which still persist concerning the rights of migrants, refugees, asylum seekers and their families and consider an eventual withdrawal of New Zealand's reservations to the Convention on the Rights of the Child and a declaration in support of article 14 of ICERD (Brazil);
- 128.147. Take measures to reduce discrimination against migrants especially those of Asian origin in the labour market (China);
- 128.148. Intensify efforts to combat discrimination against migrants and take measures to support their integration into the community (Sri Lanka);
- 128.149. Reduce to the minimum possible the administrative detention of migrants, asylum seekers and refugees and only employ such measures in exceptional cases (Mexico);
- 128.150. Make sure the implementation of the new legislation (the Immigration Amendment Act) will not create unfair discrimination against genuine asylum seekers (Turkey);
- 128.151. Take effective action, so that the Immigration Amendment Bill is fully accorded to the International Standards in the treatment of person in need



**of international protection and so it does not unfairly and arbitrarily discriminate against asylum seekers (Afghanistan);**

**128.152. Ensure that immigration legislation is in accordance with its international human rights obligations (Czech Republic);**

**128.153. Do not concede asylum seekers' transfer to detention centres in third countries (Czech Republic);**

**128.154. Ensure that the new legislation on surveillance of communications by the intelligence service complies with international law, particularly with the principle of proportionality (Switzerland);**

**128.155. Ensure that its counter-terrorism legislation as well as the national designation for terrorist groups are in full compliance with the legal safeguards enshrined in the ICCPR (Iran (Islamic Republic of)).**

**129. 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 New Zealand was headed by Hon. Judith Collins, Minister of Justice, Minister for Ethnic Affairs and Minister for Accident Compensation Corporation (ACC), and composed of the following members:

- Frank McLaughlin, Deputy Secretary Policy, Ministry of Justice;
  - Amanda Ellis, Permanent Representative, New Zealand Permanent Mission, Geneva;
  - Mere Pohatu, Regional Director, Tairāwhiti, Te Puni Kōkiri (Ministry of Māori Development);
  - Carl Reaich, Deputy Permanent Representative, New Zealand Permanent Mission, Geneva;
  - Charlotte Darlow, Unit Manager, United Nations, Human Rights and Commonwealth Division, Ministry of Foreign Affairs and Trade;
  - Megan Wallace, Senior Private Secretary, Office of the Minister of Justice;
  - Adam Dubas, Senior Adviser, Policy Group, Ministry of Justice;
  - Alana Messent, First Secretary, New Zealand Permanent Mission, Geneva.
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