

Compilation on Tunisia

Report of the Office of the United Nations High Commissioner for Human Rights

I. Scope of international obligations and cooperation with international human rights mechanisms and bodies

1. International human rights treaties¹

	<i>Status during previous cycle</i>	<i>Action after review</i>	<i>Not ratified/not accepted</i>
<i>Ratification, accession or succession</i>	ICERD (1967)		ICCPR-OP 2
	ICESCR (1969)		ICRMW
	ICCPR (1969)		
	CEDAW (1985)		
	CAT (1988)		
	OP-CAT (2011)		
	CRC (1992)		
	OP-CRC-AC (2003)		
	OP-CRC-SC (2002)		
	CRPD (2008)		
ICPPED (2011)			
<i>Reservations and/or declarations</i>	CEDAW (general declaration, 1985)	CEDAW (withdrawal of declaration, art. 15(4)/ withdrawal of reservations, arts. 9 (2), 16 (c), (d), (f), (g), (h) and 29(1), 2014)	
	CAT (withdrawal of reservation made upon signature, 1988)		
	CRC (declaration, preamble, art. 6, 1992/withdrawal of general declaration, 2002/withdrawal of reservations, art. 40 (2, b, v), 2002/withdrawal of general declaration, 2008/withdrawal of reservations, arts. 2 and 7, 2008)		
	OP-CRC-AC (declaration under art. 3 (2): 18 years, 2003)		
<i>Complaints procedures, inquiries and urgent action²</i>	ICCPR, art. 41 (1993)		ICERD, art. 14
	ICCPR-OP 1 (2011)		OP-ICESCR
	OP-CEDAW, art. 8 (2008)		OP-CRC-IC
	CAT, arts. 20, 21 and 22 (1988)		ICPPED, arts. 31 and 32
	OP-CRPD, art. 6 (2008)		

2. Other main relevant international instruments

	<i>Status during previous cycle</i>	<i>Action after review³</i>	<i>Not ratified/not accepted</i>
<i>Ratification, accession or succession</i>	Convention on the Prevention and Punishment of the Crime of Genocide Geneva Conventions of 12 August 1949 and Additional Protocols thereto ⁴ ILO fundamental conventions ⁵ UNESCO Convention against Discrimination in Education Refugees and stateless persons ⁶ Palermo Protocol ⁷	Rome Statute of the International Criminal Court	Additional Protocol III to the 1949 Geneva Conventions ⁸ ILO Convention No. 169 concerning Indigenous and Tribal Peoples in Independent Countries ILO Convention No. 189 concerning Decent Work for Domestic Workers

II. Cooperation with human rights mechanisms

A. Cooperation with treaty bodies

1. Reporting status

<i>Treaty body</i>	<i>Concluding observations included in previous review</i>	<i>Latest report submitted since previous review</i>	<i>Latest concluding observations</i>	<i>Reporting status</i>
CERD	March 2009	--	--	Combined twentieth to twenty-second periodic reports overdue since 2012
CESCR	--	2015	September 2016	Fourth report due in 2021
HR Committee	March 2008	--	--	Sixth report overdue since 2012
CEDAW	October 2010	--	--	Seventh report overdue since 2014
CAT	--	2014 (additional updated report)	May 2016	Fourth report due in 2020
CRC	June 2010 (to CRC)/January 2009 (to OP-CRC-AC)	--	--	Combined fourth to sixth reports due in 2017/ Initial report to OP-CRC-SC overdue since 2004
CRPD	April 2011	--	--	Second and third reports due in 2018
CED	--	2014	March 2016	Second report due in 2022

2. Responses to specific follow-up requests by treaty bodies

Concluding observations			
<i>Treaty body</i>	<i>Due in</i>	<i>Subject matter</i>	<i>Submitted in</i>
HR Committee	2009	Investigation of allegations of torture; death penalty; harassment and intimidation of human rights defenders; registration of independent organizations. ⁹	2009 ¹³ and 2010 ¹⁴ . Follow-up procedure discontinued. ¹⁵
CEDAW	2012	Withdrawal of reservations; violence against women and girls. ¹⁰	--Reminders sent in 2013 ¹⁶ and 2014. ¹⁷
CAT	2017	Allegations of torture and ill-treatment; detention conditions; mandate of the Truth and Dignity Commission. ¹¹	--
CED	2017	Criminalization enforced disappearance; transitional justice; fundamental legal safeguards. ¹²	--
Views			
<i>Treaty body</i>	<i>Number of views</i>	<i>Status</i>	
Country visits and/or inquiries by treaty bodies			
<i>Treaty body</i>	<i>Date</i>	<i>Subject matter</i>	
SPT	April 2016	Advisory visit – establishment of a National Preventive Mechanism ¹⁸	

B. Cooperation with Special Procedures

	<i>Status during previous cycle</i>	<i>Current status</i>
<i>Standing invitation</i>	No	Yes ¹⁹
<i>Visits undertaken</i>	Special Rapporteur on Terrorism (22–26 January 2010) ²⁰	Special Rapporteur on the human rights of Migrants (2012)
	Special Rapporteur on torture (15–22 May 2011) ²¹	Working Group on the issue of discrimination against women in law and in practice (2012)
	Special Rapporteur on Terrorism (23–26 May 2011) ²² (follow-up mission)	Special Rapporteur on the promotion of truth, justice, reparation and guarantee of non-recurrence (2012)
	Special Rapporteur on the right to Education (2012) ²³	The Special Rapporteur on torture, and other cruel, inhuman or degrading treatment or punishment (2014)
<i>Visits agreed to in principle</i>		The Special Rapporteur on the independence of judges and lawyers (2014)
		Independent Expert on the effects of foreign debt and other related international financial obligations of States on the full enjoyment of all human rights, particularly economic, social and cultural rights (2017)
<i>Visits requested</i>		Special Rapporteur on contemporary forms of racism, racial discrimination, xenophobia and

<i>Status during previous cycle</i>	<i>Current status</i>
	related intolerance (Jan. 2013)
<i>Responses to letters of allegations and urgent appeals</i>	During the period under review, 18 communications were sent. The Government replied to 15 of these communications.

¹ The following abbreviations have been used in the present document:

ICERD	International Convention on the Elimination of All Forms of Racial Discrimination
ICESCR	International Covenant on Economic, Social and Cultural Rights
OP-ICESCR	Optional Protocol to ICESCR
ICCPR	International Covenant on Civil and Political Rights
ICCPR-OP 1	Optional Protocol to ICCPR
ICCPR-OP 2	Second Optional Protocol to ICCPR, aiming at the abolition of the death penalty
CEDAW	Convention on the Elimination of All Forms of Discrimination against Women
OP-CEDAW	Optional Protocol to CEDAW
CAT	Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment
OP-CAT	Optional Protocol to CAT
CRC	Convention on the Rights of the Child
OP-CRC-AC	Optional Protocol to CRC on the involvement of children in armed conflict
OP-CRC-SC	Optional Protocol to CRC on the sale of children, child prostitution and child pornography
OP-CRC-IC	Optional Protocol to CRC on a communications procedure
ICRMW	International Convention on the Protection of the Rights of All Migrant Workers and Members of Their Families
CRPD	Convention on the Rights of Persons with Disabilities
OP-CRPD	Optional Protocol to CRPD
ICPPED	International Convention for the Protection of All Persons from Enforced Disappearance

² Individual complaints: ICCPR-OP 1, art. 1; OP-CEDAW, art. 1; OP-CRPD, art. 1; OP-ICESCR, art. 1; OP-CRC-IC, art. 5; ICERD, art. 14; CAT, art. 22; ICRMW, art. 77; and ICPPED, art. 31. Inquiry procedure: OP-CEDAW, art. 8; CAT, art. 20; ICPPED, art. 33; OP-CRPD, art. 6; OP-ICESCR, art. 11; and OP-CRC-IC, art. 13. Inter-State complaints: ICCPR, art. 41; ICRMW, art. 76; ICPPED, art. 32; CAT, art. 21; OP-ICESCR, art. 10; and OP-CRC-IC, art. 12. Urgent action: ICPPED, art. 30.

³ See also Human Rights Council resolution 16/19, pp. 1–2.

⁴ Geneva Convention for the Amelioration of the Condition of the Wounded and Sick in Armed Forces in the Field (First Convention); Geneva Convention for the Amelioration of the Condition of Wounded, Sick and Shipwrecked Members of Armed Forces at Sea (Second Convention); Geneva Convention relative to the Treatment of Prisoners of War (Third Convention); Geneva Convention relative to the Protection of Civilian Persons in Time of War (Fourth Convention); Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of International Armed Conflicts (Protocol I); and Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II). For the official status of ratifications, see Federal Department of Foreign Affairs of Switzerland, at www.eda.admin.ch/eda/fr/home/topics/intla/intrea/chdep/warvic.html.

⁵ International Labour Organization Convention No. 29 concerning Forced or Compulsory Labour; Convention No. 105 concerning the Abolition of Forced Labour; Convention No. 87 concerning Freedom of Association and Protection of the Right to Organise; Convention No. 98 concerning the Application of the Principles of the Right to Organise and to Bargain Collectively; Convention No. 100 concerning Equal Remuneration for Men and Women Workers for Work of Equal Value; Convention No. 111 concerning Discrimination in Respect of Employment and Occupation; Convention No. 138 concerning Minimum Age for

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- Admission to Employment; Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour.
- ⁶ 1951 Convention relating to the Status of Refugees and its 1967 Protocol, 1954 Convention relating to the status of Stateless Persons and 1961 Convention on the Reduction of Statelessness.
- ⁷ Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime.
- ⁸ Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Adoption of an Additional Distinctive Emblem (Protocol III).
- ⁹ CCPR/C/TUN/CO/5, para. 23.
- ¹⁰ CEDAW/C/TUN/CO/6, para. 68.
- ¹¹ CAT/C/TUN/CO/3, para. 45.
- ¹² CED/C/TUN/CO/1, para. 39.
- ¹³ CCPR/C/TUN/CO/5/Add.1.
- ¹⁴ CCPR/C/TUN/CO/5/ADD.2.
- ¹⁵ A/69/40 (Vol. I), p. 320.
- ¹⁶ Letter from CEDAW to Permanent Mission of the Republic of Tunisia to the United Nations, dated 27 August 2013, available from http://tbinternet.ohchr.org/Treaties/CEDAW/Shared%20Documents/TUN/INT_CEDAW_FUL_TUN_14980_E.pdf (accessed on 2 August 2016).
- ¹⁷ Letter from CEDAW to Permanent Mission of the Republic of Tunisia to the United Nations, dated 10 September 2014, available from http://tbinternet.ohchr.org/Treaties/CEDAW/Shared%20Documents/TUN/INT_CEDAW_FUL_TUN_18178_E.pdf (accessed on 2 August 2016).
- ¹⁸ <http://www.ohchr.org/en/NewsEvents/Pages/DisplayNews.aspx?NewsID=19795&LangID=E>
- ¹⁹ See also Human Rights Council resolution 16/19, p. 1.
- ²⁰ A/HRC/16/51/Add.2.
- ²¹ A/HRC/19/61/Add.1. See also statement by the High Commissioner for Human Rights, meeting with civil society in the context of the opening of the OHCHR Country Office in Tunisia, 13 July 2011, available from: www.ohchr.org/en/NewsEvents/Pages/DisplayNews.aspx?NewsID=11242&LangID=E.
- ²² See also the statement by the High Commissioner meeting with civil society (note 41 above).
- ²³ A/HRC/23/35/Add.1.
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