

ANNEX

120.7. Intensify its measures and initiatives to support the persons with disabilities and to ratify the Optional Protocol to the Convention on the Rights of the Child on a communications procedure, which was signed in 2013 (Mongolia);

Comment: there are two recommendations included and we accept the first part. Second one (ratification of the Optional Protocol) is not accepted (see recommendation 120.6.)

120.49. Amend the Act on Equal Treatment in order to prohibit discrimination, in a comprehensive manner, including on the basis of sexual orientation and gender identity, in all areas and sectors, in particular, taking into account access to education, health, social protection and housing (Mexico);

120.50. Extend its anti-discrimination laws and hate crime legislation, to ensure equal treatment and broad protection for all from discrimination, regardless of sexual orientation and gender identity (United Kingdom of Great Britain and Northern Ireland);

Comment: we accept recommendations to prohibit discrimination and to ensure equal treatment but we do not see need to amend law.

120.76. Strengthen protection of individuals against discrimination, including based on sexual orientation or gender identity, *inter alia*, through allowing the legal status of same-sex couples and, in this regard, pass a law on civil union or registered partnership (Czechia);

120.77. Strengthen efforts to protect LGBTI persons against violence and discrimination, including through the inclusion of sexual orientation and gender identity in hate speech provisions, making provision in law for same-sex civil partnership or marriage; and further making arrangements for provision to Polish citizens wishing to marry or otherwise register a same-sex relationship abroad of all necessary documentation by the relevant Polish authorities (Ireland);

Comment: There are more than one recommendation in 120.76 as well as 120.77. Within these recommendations, we do not accept point on same-sex relationship. The issue of recognition of civil unions between same-sex persons was not accepted in recommendation 120.75.

120.80. Review the counter-terrorism legislation and ensure that any interference with the right to privacy therein complied with the principles of legality, necessity and proportionality (Greece);

120.122. Ensure that regulations pertaining to the right to privacy are in line with the principles of legality, necessity and proportionality. Establish an independent and effective oversight mechanism (Germany);

120.123. Review its procedures, practices and legislation to ensure that any interference with the right to privacy is consistent with international human rights standards, especially with the principles of legality, necessity and proportionality (Brazil);

Comment: our existing law on issues mentioned in 120.80, 120.122, 120.123 is compliant with the principles of legality, necessity and proportionality and there is no need for its review.

120.108. Guarantee the full right to freedom of expression, through amendments to laws adopted from 2015 that limit the independence of the media, undermine trust on its impartiality and, in anti-terrorism cases, could violate privacy (Mexico);

Comment: The legal provisions adopted in 2015 do not restrict media freedom and pluralism. With regard to the protection of privacy it should be noted that the use of the judicial oversight mechanism as set out in the Amendment to the Act on the Internal Security Agency and the Foreign Intelligence Agency is consistent with constitutional standards and it ensures a supervisory instrument by an independent body.

120.181. Prepare a draft amendment to the Foreigners Act prohibiting detention of families with minors and unaccompanied minors for the purposes of both return and asylum proceedings (Kyrgyzstan);

Comment: Minors without guardians who seek international protection cannot be placed in a guarded centre, but should be put in foster care. However, no plans exist to prohibit placing families with children in guarded centers.