



PERMANENT MISSION OF PORTUGAL
GENEVA

DH – 171/2019

The Permanent Mission of Portugal to the United Nations Office and other International Organizations in Geneva presents its compliments to the Office of the High Commissioner for Human Rights and, further to its letter dated 3 May 2019, has the honour to enclose herewith an additional reply of the Portuguese authorities to the Questionnaire from the Special Rapporteur on the human rights of migrants.

The Permanent Mission of Portugal avails itself of this opportunity to renew to the Office of the High Commissioner for Human Rights the assurances of its highest consideration.

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CONTRIBUTION

Good practices or initiatives of gender-responsive migration legislation, policies and practice

Promoting respect for human rights and for fundamental freedoms for all “without distinction as to race, sex, language or religion” is one of the purposes of the United Nations, as set out in the Charter of the United Nations. They must be guaranteed to all citizens, from anywhere in the world and without any kind of discrimination, such as colour, religion, nationality, gender, sexual orientation and politics.

The Security Forces are the State bodies closest to the population and that, in a Democratic Rule of Law, are entrusted with ensuring human dignity, assuming an important role for the objective protection of human rights to be implemented in the social environment.

Question 2 - Please provide information on any existing or forthcoming good practices or initiatives of gender-responsive migration legislation, policies or practices in your country.

What concerns about gender-responsive migration legislation:

- ACT 27/2008 of June 30, that establishes the conditions of procedures for granting asylum or subsidiary protection and the status of asylum, refugee and subsidiary protection to applicants pregnant women are considered “especially vulnerable people” (According to Article 2, 1 sub-paragraph y).

- Act 23/2007 of July 4, that establishes the conditions and procedures on the entry, stay, exit and removal of foreign citizens from Portuguese territory, amended by Act 102/2017 of August 28, recognizes in Article 113, 2 that “the holders of a residence permit granted under the provisions of Article 109, who do not hold sufficient resources and special needs such as minors, pregnant women are given the necessary medical and social assistance.

What concerns about policies or practices:

Nowadays all training programmes for Law-Enforcement bodies include matters about the Human Rights. Stressing that the *1st Course on Criminal Prevention, Community Policing and Human Rights* in the Republican National Guard (GNR) is currently taking place, where the opening subject matter and which constituted the first module is precisely on “Human Rights”.

The territorial dispersion of the GNR by 94% of the National Territory and the contact with about 54% of the population makes of the institution a central element in the implementation of conducive instruments and that compete for a country that is inclusive and free of prejudices. On the subject of Human Rights, which includes an approach to the migrant population, in 2018, 272 awareness actions were carried out