Tables for UN Compilation on China

I. Scope of international obligations[[1]](#endnote-2)

A. International human rights treaties[[2]](#endnote-3)

|  |  |  |  |
| --- | --- | --- | --- |
|  | *Status during previous cycle* | *Action after review* | *Not ratified/not accepted* |
|  |  |  |  |
| *Ratification, accession or succession* | ICERD: China (1981), Macao China (MSAR (1999), Hong Kong, China (HKSAR) (1997)  ICESCR: China (2001), MSAR (1999), HKSAR (1997)  ICCPR: China (signature 1998), MSAR (1999), HKSAR (1997)  CEDAW: China (1980), MSAR (1999), HKSAR (1997)  CAT: China (1998), MSAR (1999), HKSAR (1997)  CRC: China (1992), MSAR (1999), HKSAR (1997)  OP-CRC-AC: China (incl. MSAR and HKSAR) (2008)  OP-CRC-SC: China (incl. MSAR and HKSAR) (2002)  CRPD: China (incl. MSAR and HKSAR) (2008) | -- | ICCPR (China signature, 1998)  ICCPR-OP 2  OP-CAT  ICRMW  ICPPED |
| *Complaints procedures, inquiries and  urgent action*[[3]](#endnote-4) | ICCPR, art. 41: MSAR (1999), HKSAR (1997) | -- | ICERD, art. 14  OP-ICESCR  ICCPR, art 41 (China only)  ICCPR-OP 1  OP-CEDAW  CAT, arts. 20, 21 and 22  OP-CRC-IC  ICRMW  OP-CRPD  ICPPED |

|  |  |  |  |
| --- | --- | --- | --- |
|  |  |  |  |
| -- | -- | -- | -- |

|  |  |  |  |
| --- | --- | --- | --- |
| Reservations and / or declarations | Status during previous cycle | Action after review | Current Status |
|  |  |  |  |
|  | ICERD: Reservations, art. 22 (China/MSAR/HKSAR, 1981/1999/1997) and art. 6 (HKSAR, 1997) | -- | ICERD: Reservations, art. 22 (China/MSAR/HKSAR) and art. 6 (HKSAR) |
|  | ICESCR: Reservations, art. 8, para. 1 (a) (China/MSAR/HKSAR, 2001/1999/1997), and arts. 6 and 8, para. 1 (b) (HKSAR, 1997) | -- | ICESCR: Reservations, art. 8, para. 1 (a) (China/MSAR/HKSAR), and arts. 6 and 8, para. 1 (b) (HKSAR) |
|  | ICCPR: Reservations, arts. 1 and 25 (b) (MSAR, 1999), and arts. 25 (b) and 13 (HKSAR, 1997) | -- | ICCPR: Reservations, art. 1 and 25 (b) (MSAR), and arts. 25 (b) and 13 (HKSAR) |
|  | CEDAW: Declarations, arts. 1 and 9 (China/MSAR/HKSAR, 1980/1999/1997); Reservation, art. 11 para. 2 (HKSAR, 1997); Declarations, art. 1, art. 4 para. 1, art. 11 para. 2, art. 15 para. 3 and 4 (HKSAR, 1997) | -- | CEDAW: Declarations, arts. 1 and 9 (China/MSAR/HKSAR); Reservation. art. 11 para. 2 (HKSAR); Declarations, art. 1, art. 4 para. 1, art. 11 para. 2, art. 15 para. 3 and 4 (HKSAR) |
|  | CAT: Reservations, arts. 20 and 30 para. 1 (China/MSAR/HKSAR, 1988/1999/1997) | -- | CAT: Reservations, arts. 20 and 30 para. 1 (China/MSAR/HKSAR) |
|  | CRC: Reservation, art. 6 (China/MSAR/HKSAR, 1992/1999/1997); Declarations and Reservations, arts. 32, para. 2 (b), and 37 (c) (HKSAR, 1997) | -- | CRC: Reservation, art. 6 (China/MSAR/HKSAR); Declarations and Reservations, arts. 32, para. 2 (b), and 37 (c) (HKSAR) |
|  | OP-CRC-AC: Declaration art. 3 para. 2 (China/MSAR/HKSAR, 2008) | -- | OP-CRC-AC: Declaration art. 3 para. 2 (China/MSAR/HKSAR) |
|  | OP-CRC-SC: General declaration (China/HKSAR/MSAR, 2002) | -- | OP-CRC-SC: General declaration (China/MSAR/HKSAR) |
|  | CRPD: General declaration (China/HKSAR/MSAR, 2008) | -- | CRPD: General declaration (China/MSAR/HKSAR) |

B. Other main relevant international instruments

|  |  |  |  |
| --- | --- | --- | --- |
|  | *Status during previous cycle* | *Action after review* | *Not ratified* |
|  |  |  |  |
| *Ratification, accession or succession* | Palermo Protocol (China incl. MSAR)[[4]](#endnote-5) | -- | Rome Statute of the International Criminal Court |
|  | -- | -- | ILO Conventions Nos. 169 and 189[[5]](#endnote-6) |
|  | Geneva Conventions of 12 August 1949 and Additional Protocols I and II[[6]](#endnote-7) | -- | Additional Protocol III to the 1949 Geneva Conventions |
|  | Convention on the Prevention and Punishment of the Crime of Genocide | -- | Convention against Discrimination in Education (China incl. HKSAR) |
|  | -- | -- | Palermo Protocol (HKSAR) |
|  | Conventions on refugees (China, incl. MSAR) and stateless persons (HKSAR)[[7]](#endnote-8) | -- | Conventions on refugees (HKSAR), and stateless persons (China incl. MSAR) |
|  | ILO fundamental Conventions: all (MSAR), Nos. 100, 111, 138 and 182 (China); Nos. 29, 87, 98, 105, 138 and 182 (HKSAR)[[8]](#endnote-9) | -- | ILO fundamental conventions except Nos. 87, 98, 29 and 105 (China),13 except Nos. 100 and 111 (HKSAR)1 |
|  | Convention against Discrimination in Education (MSAR) | -- | -- |

II. Cooperation with human rights mechanisms and bodies

A. Cooperation with treaty bodies[[9]](#endnote-10)

Reporting status

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| *Treaty body* | *Concluding observations included in previous review* | *Latest report submitted since previous review* | *Latest concluding observations* | *Reporting status* |
|  |  |  |  |  |
| CERD(China/MSAR/HKSAR) | August 2009 | 2017 | -- | Fourteenth to seventeenth reports pending consideration in August 2018 |
| CESCR (China/MSAR/HKSAR) | -- | 2010 | May 2014 | Third report due in 2019 |
| HR Committee (HKSAR) | March 2013 | -- | -- | Fourth report due in March 2018 |
| HR Committee (MSAR) | March 2013 | -- | -- | Second report due in March 2018 |
| CEDAW (China/MSAR/HKSAR) | -- | 2012 | October 2014 | Ninth report due in November 2018 |
| CAT (China/MSAR/HKSAR) | -- | 2013 | December 2015 | Sixth report due in 2019 |
| CRC (China/MSAR/HKSAR) | -- | 2010 | October 2013 | Fifth to sixth reports due in 2019 |
| CRPD (China/MSAR/HKSAR) | September 2012 | -- | -- | Second and third reports due in September 2018 |

Responses to specific follow-up requests from concluding observations

|  |  |  |  |
| --- | --- | --- | --- |
| *Treaty body* | *Due in* | *Subject matter* | *Submitted* |
|  |  |  |  |
| HR Committee (HKSAR) | 2014 | Universal and equal suffrage; domestic workers’ rights; and Chinese-language education for ethnic minorities.[[10]](#endnote-11) | 2014,[[11]](#endnote-12) 2015[[12]](#endnote-13) and 2016[[13]](#endnote-14). Further information requested in the framework of the fourth report.[[14]](#endnote-15) |
| HR Committee (MSAR) | 2014 | Participation in public affairs; transfer of offenders to mainland China; rights of migrant workers.[[15]](#endnote-16) | 2014,[[16]](#endnote-17) 2016[[17]](#endnote-18) and 2017[[18]](#endnote-19). Follow up procedure discontinued.[[19]](#endnote-20) |
| CEDAW | 2016 | Independence of the judiciary and access to justice; and participation in political and public life.[[20]](#endnote-21) | 2016.[[21]](#endnote-22) On-going dialogue[[22]](#endnote-23) |
| CAT (China) | 2016 | Restrictions to the rights to access a lawyer and to give notification of custody; the reported crackdown on lawyers and activists; the independence of investigations into torture allegations; and State secret provisions and lack of data.[[23]](#endnote-24) | 2017[[24]](#endnote-25) |
| CAT (HKSAR) | 2016 | Non-refoulement claims; investigations of police complaints; and Detention and fundamental legal safeguards.[[25]](#endnote-26) | 2016[[26]](#endnote-27) |
| CAT (MSAR) | 2016 | Investigations of cases of torture and ill-treatment.[[27]](#endnote-28) | 2017[[28]](#endnote-29) |

B. Cooperation with special procedures[[29]](#endnote-30)

|  |  |  |
| --- | --- | --- |
|  | Status during previous cycle | Current status |
|  |  |  |
| *Standing invitations* | No | No |
| *Visits undertaken* | Food | Discrimination against women in law and practice  Foreign debts  Poverty |
| *Visits agreed to in principle* | -- | Health |
| *Visits requested* | Freedom of peaceful assembly and association  Human Rights Defenders  Minorities  Water and sanitation  Foreign debts  Independence of Judges and Lawyers  Disappearances  Discrimination against women in law and practice | Water and sanitation  Human Rights Defenders  Housing  Privacy  Torture  Business enterprises  Toxic waste  Minority issues  *Freedom of expression*  Freedom of peaceful assembly and association  Independence of Judges and Lawyers  Disappearances  Terrorism  African descent |
|  |  |  |
| *Responses to letters of  allegation and urgent appeal* | During the period under review 70 communications were sent. The Government replied to 49 communications |  |
| *Follow-up reports and missions* | -- | -- |

1. Notes

   Unless indicated otherwise, the status of ratification of instruments listed in the table may be found on the official website of the United Nations Treaty Collection database, Office of Legal Affairs of the United Nations Secretariat, http://treaties.un.org/. Please also refer to the United Nations compilation on China from the previous cycle (A/HRC/WG.6/CHN/2). [↑](#endnote-ref-2)
2. The following abbreviations have been used in the universal periodic review 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. [↑](#endnote-ref-3)
3. 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; ICERD, art. 11; ICRMW, art. 76; ICPPED, art. 32; CAT, art. 21; OP-ICESCR, art. 10; and OP-CRC-IC, art. 12. Urgent action: ICPPED, art. 30. [↑](#endnote-ref-4)
4. Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime. [↑](#endnote-ref-5)
5. ILO Indigenous and Tribal Peoples Convention, 1989 (No. 169) and Domestic Workers Convention, 2011 (No. 189). [↑](#endnote-ref-6)
6. 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); 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 https://www.dfae.admin.ch/eda/fr/dfae/politique-exterieure/droit-international-public/traites-internationaux/depositaire/protection-des-victimes-de-la-guerre.html [↑](#endnote-ref-7)
7. 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. [↑](#endnote-ref-8)
8. 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 Admission to Employment; Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour. [↑](#endnote-ref-9)
9. The following abbreviations have been used in the present document:

   CERD Committee on the Elimination of Racial Discrimination;

   CESCR Committee on Economic, Social and Cultural Rights;

   HR Committee Human Rights Committee;

   CEDAW Committee on the Elimination of Discrimination against Women;

   CAT Committee against Torture;

   CRC Committee on the Rights of the Child;

   CMW Committee on the Protection of the Rights of All Migrant Workers and Members of Their Families;

   CRPD Committee on the Rights of Persons with Disabilities;

   CED Committee on Enforced Disappearances;

   SPT Subcommittee on Prevention of Torture. [↑](#endnote-ref-10)
10. CCPR/C/CHN-HKG/CO/3, para. 26. [↑](#endnote-ref-11)
11. CCPR/C/CHN-HKG/CO/3/Add.1. [↑](#endnote-ref-12)
12. CCPR/C/CHN-HKG/CO/3/Add.2. [↑](#endnote-ref-13)
13. CCPR/C/CHN-HKG/CO/3/Add.3. [↑](#endnote-ref-14)
14. Letter from HR Committee to the Permanent Representative of Hong Kong, China, in Geneva, dated 16 August 2016, p. 2, available from http://tbinternet.ohchr.org/Treaties/CCPR/Shared%20Documents/HKG/INT\_CCPR\_FUL\_HKG\_24975\_E.pdf (accessed on 7 March 2018). [↑](#endnote-ref-15)
15. CCPR/C/CHN-MAC/CO/1, para. 19. [↑](#endnote-ref-16)
16. CCPR/C/CHN-MAC/CO/3/Add.1. [↑](#endnote-ref-17)
17. Available from <http://tbinternet.ohchr.org/_layouts/treatybodyexternal/Download.aspx?symbolno=INT%2fCCPR%2fFCO%2fMAC%2f24596&Lang=en> (accessed on 7 March 2018). [↑](#endnote-ref-18)
18. CCPR/C/CHN-MAC/CO/3/Add.2. [↑](#endnote-ref-19)
19. Letter from HR Committee to the Permanent Representative of Macao, China, in Geneva, dated 20 November 2017, p. 2, available from http://tbinternet.ohchr.org/Treaties/CCPR/Shared%20Documents/MAC/INT\_CCPR\_FUD\_MAC\_29523\_E.pdf (accessed on 7 March 2018). [↑](#endnote-ref-20)
20. CEDAW/C/CHN/CO/7-8, para. 78. [↑](#endnote-ref-21)
21. CEDAW/C/CHN/CO/7-8/Add.1. [↑](#endnote-ref-22)
22. Letter from CEDAW to the Permanent Mission of China to the United Nations Office and other international organizations in Geneva, dated 21 September 2017, p. 2, available from <http://tbinternet.ohchr.org/Treaties/CEDAW/Shared%20Documents/CHN/INT_CEDAW_FUL_CHN_28950_E.pdf> (accessed on 7 March 2018). [↑](#endnote-ref-23)
23. CAT/C/CHN/CO/5, para. 61. [↑](#endnote-ref-24)
24. CAT/C/CHN/CO/5/Add.1 [↑](#endnote-ref-25)
25. CAT/C/CHN-HKG/CO/5. [↑](#endnote-ref-26)
26. CAT/C/CHN-HNK/CO/5/Add.1. [↑](#endnote-ref-27)
27. CAT/C/CHN-MAC/CO/5, para. 26. [↑](#endnote-ref-28)
28. CAT/C/CHN-MAC/CO/5/Add.1. [↑](#endnote-ref-29)
29. For the titles of special procedure mandate holders see: <https://spcommreports.ohchr.org/about/abbreviations>

    [↑](#endnote-ref-30)