



राष्ट्रिय मानव अधिकार आयोग

National Human Rights Commission

केन्द्रीय कार्यालय, Central Office

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Press Release

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Government oblivion in submitting UN Human Rights Committee Report in time

The attention of the National Human Rights Commission has been drawn towards the obliviousness of Nepal Government to submit the periodic reports to the UN Human Rights Committees in stipulated time. Apparently, it has been learnt that, of late, the Government is preparing a joint report including the third and fifth report to be submitted to the UN Committee on the Convention against Torture (CAT) within an interval of four years. The 12th and 17th reports on the UN Convention on the Elimination of Rights against Racial Discrimination (CERD) faces the same situation.

The Commission has provided suggestions and advisories on the Government report on the UN CAT Committee through the Ministry of Home Affairs on October 19, 2016. The suggestions mainly focus on the arrest without warrant, unlawful detention, extra judicial killing, data based details on the implementation of the recommendations on the complaints related to the incidents of death under the circumstances of disappearance and detention, implementation status of the reports submitted by the commission, committees and non-governmental organizations for the improvement of prisons and detention centers, arrangement of the rehabilitation centers for children and guarantee of human rights of prisoners, bill related to enforced disappearance (Guilty and Punishment), Amendment Bill on National Human Rights Commission (NHRC) Act - 2068 including the status of the bill related to the NHRC staff service, conditions and benefits.

Similarly, the Commission, in its suggestions published on 28th October, 2016, has facilitated its inputs and suggestions to remove the time limitation for lodging complaint against torture from the Bill-2071 on control of torture line with Torture and other Cruel, Inhuman or Degrading Treatment tabled in Legislature Parliament by Nepal Government by decreasing the time for case registration process from 1 year to 25 days after the completion of the investigation, to include the arrangement of advancing the case on the right against torture any time based on the recommendation by the Commission, to revamp the duration of imprisonment up to 10 years and fine up to Rs. 50 thousand in the Bill related to the punishment against torture and make the arrangement of punishment exceeding 50 % more based on the severity of torture inflicted on the victims and the arrangement of full treatment for the victims who need to undergo the treatment for life time and also the arrangement of livelihood and education for the dependant families by the state.

Amidst such de-facto situation, the Commission would like to draw the attention of Nepal Government to incorporate the Commissions' suggestions and advisories in the periodic reports on the UN Conventions and submit them well in time as per the commitment expressed. The Commission also expects the enclosure of the suggestions and advisories provided by the Commission on the Torture and Other Cruel, Inhuman or Degrading Treatment which is lying under consideration in the Legislature Parliament (Control Bill - 2071).

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Commissioner /Spokesperson