

## **ADVANCE QUESTIONS TO PERU**

### **CANADA**

- Peru has made significant progress in the area of human rights over the past eight years. However, the government of Peru has recognized shortcomings in the areas of governance and efficiency in the justice system, which result in obstacles to the full enjoyment of human rights. Canada is concerned about delays in the legal system which may result in prolonged detentions in facilities that have reportedly faced problems such as overcrowding, lack of appropriate medical facilities, and abuse of prisoners by prison guards. What measures is the government taking to address these problems?
- The 2003 Truth and Reconciliation Commission report, which acknowledged atrocities committed by government and terrorist forces between 1980 and 2000, was a significant step forward. Progress in implementing the report's recommendations would strengthen confidence in the capacity of Peru's government to address human rights concerns. What actions does the government plan to take to implement all of the report's recommendations?
- Please set out the legal framework and measures taken to ensure the full enjoyment of all human rights and fundamental freedoms without discrimination by indigenous people, including to enjoy their own culture, to profess and practice their own religion, and to use their own language.
- Please set out the legal framework and measures taken by your country to ensure equality between men and women and the enjoyment of all human rights and fundamental freedoms by every woman without discrimination.

### **DENMARK**

- Despite progress in the implementation of some of the recommendations made by the Truth and Reconciliation Commission, several human rights organizations and the National Human Rights Coordinator in Peru complain that the Government of Peru gives too little attention to this area. What actions has the Government of Peru taken to implement the proposed institutional reforms to reduce territorial conflicts and prevent impunity (e.g. in the police and the army)?
- Economic growth has increased during recent years. However, inequality and unequal access to basic services is still a big problem in Peru. What actions has the Government of Peru taken to improve access of health services for the disadvantaged and marginalized groups in rural areas e.g. indigenous peoples?

## **NETHERLANDS**

- What is the actual situation of Peru regarding the extension or re-introduction of the death penalty. Will Peru refrain from extending the use of the death penalty?
- Has the so called APCI Law been reviewed/adapted or adopted?
- What progress has been made with regard to the institutional reforms proposed e.g. to the Security and Defense System, to the public administration system and to the educational system?
- What progress has been made with regard to the legal treatment of cases registered by the Truth and Reconciliation Commission ?
- What are the intentions of Peru regarding the protection of Human Rights Defenders?

## **SWEDEN**

- Several Human Rights Council Special Procedures mandate holders have expressed concern over excessive use of force by police against minors during several peaceful demonstrations. Is there any legislation in place in order to protect and prevent violence against minors?
- The government of Peru has enacted legislation in order to prohibit corporal punishment of children in some contexts. In its concluding observations following its latest consideration in 2006 of Peru, the UN Committee on the Rights of the Child expressed concern that the practice is still lawful in the home and widely practiced as a measure of discipline at schools. This concern has also been expressed by civil society organisations. The Committee recommended Peru to prohibit corporal punishment in all settings, in conformity with the overall position adopted by the Committee in its general comment no. 8 (2006) that the practice contradicts the Convention on the Rights of Child. What measures is the government of Peru taking to ensure the sufficient legal protection of the freedom of children from physical or mental violence, injury or abuse, neglect or negligent treatment, maltreatment or exploitation in accordance with the said Convention?

## **UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND**

- Please elaborate on the status of civil society consultations in the production of the national report.

- We commend the achievements so far in implementing the Truth and Reconciliation Commission's recommendations. We would welcome more information, including timeframes, on how the Government of Peru plans to advance work on the outstanding recommendations, particularly those relating to vulnerable groups and institutional reform.
- How does the Peruvian Government ensure protection of the rights of lesbian, gay, bisexual and transgender groups? We would welcome more information as to why they were not included on the list of groups protected by the National Human Rights Plan.
- In the national report, you mention the challenges and difficulties Peru faces in implementing its National Human Rights Plan, including the resistance from some groups to accept it. How does the Government of Peru plan to overcome this resistance and ensure that the plan is fully implemented?
- What steps is the Government of Peru planning to advance the CERIAJUS programme on judicial reform with particular regard to reducing the amount of time spent in prison by those awaiting trial?
- We welcome the various initiatives to reduce violence against women. What enforcement measures are in place to act on reports of violence, how they are implemented and evaluated?
- Could the delegation describe what progress has been made to ensure all victims of the August 2007 earthquake have access to shelter, food, education and sanitation. What are the particular challenges that the Government has faced?
- We would welcome an update on the Government's views on the abolition of the death penalty.
- Could the delegation expand on what steps the Government of Peru are taking to address the increase in human trafficking, including of children, both within Peru and across its borders?
- What progress has the Government made in responding to the UN Committee Against Torture's 2007 letter requesting information regarding Peru's anti-torture policies and actions?
- Could you please elaborate on the existence of a national human rights institution in Peru and is it in full compliance with the Paris principles.