



Permanent Mission
of the Federal Republic of Germany
to the Office of the United Nations and
to the other International Organizations
Geneva

**United Nations Human Rights Council
18th Session of the UPR Working Group**

Geneva, 28 February 2014

German questions and recommendations to Chile

German National Statement

Mr. President,

Germany expressly welcomes the effort that the Government of Chile has undertaken to implement the recommendations it accepted since its last review.

While Germany welcomes this progress, and expressly welcomes the commissioning of a National Institute for Human Rights, we remain concerned about the implementation of human rights standards in some areas.

Therefore, in order for Chile to meet its international human rights obligations, we recommend that the Government,

1. Takes measures to allow legal and safe abortions in case of rape or incest and in case of risk to the woman's life or health;
2. Ensures that all human rights of indigenous persons are promoted and respected, inter alia by ensuring the participation of concerned groups in the decision making process on issues that affect their human rights and by ensuring that the application of the Counterterrorism Law does not undermine the human rights of indigenous as well as other persons;
3. Implements the recently passed anti-discrimination law and take other appropriate measures to make sure that any remaining discriminatory regulations and practices are abandoned.

Thank you, Mr. President.

Advance Written Questions by the Federal Republic of Germany

1. Germany notes with concern that a complete ban on abortion continues to exist in Chile. Women and girls are criminalized for undergoing an abortion even in cases of rape, incest or threat to the mother's health or life. What

steps is the Government of Chile taking to bring its laws relating to abortion in line with its international human rights obligations?

2. Germany acknowledges the efforts by the Government of Chile to return land originally associated with the Mapuche indigenous group. Does the government of Chile intend to accelerate this process with a view to respecting and promoting the economic, social and cultural rights of its citizens? As part of this, what measures have been implemented in order to ensure a full enjoyment of economic, social and cultural rights by the Mapuche?
3. Germany recognizes that Chile has taken steps to reform its Counterterrorism Law. There remain some concerns, however, about its application. Recommendations from the Committee on the Elimination of Racial Discrimination and the Committee against Torture, for instance, indicated that the law is not only applied to terrorism offences. Does the Government of Chile intend to revise its Counterterrorism Law further, in order to ensure that not only the law itself but also its application are brought in line with Chile's international human rights obligations?

