

CHILE

Special Decisions or Action Taken Re: Reporting, Including Urgent Action Procedure

CERD, A/62/18 (2007)

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Chapter II

PREVENTION OF RACIAL DISCRIMINATION, INCLUDING EARLY WARNING AND URGENT ACTION PROCEDURES

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29. At its seventy-first session, the Committee requested the Chairperson to send a letter to the Government of Chile, informing it that the Committee had considered on a preliminary basis under its early warning and urgent action procedure information with regard to the situation of the Mapuche community in the Araucanía region. The Committee requested the State party to submit a response to a series of questions on the issue no later than 30 November 2007. The Committee further reminded the State party that its fourteenth to eighteenth periodic reports were overdue and requested that they be submitted in a single document by 30 June 2008.

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19. During the reporting period, the Committee again considered a number of situations under its early warning and urgent action procedure, including in particular the following:

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22. By a letter dated 7 March 2008 to the Government of Chile, the Committee noted that it had not received a response to questions raised in August 2007 on the impact of industrial activities conducted on indigenous (Mapuche) lands on the health of the local communities. The Committee reiterated its request for information and also requested the State party to submit its overdue periodic reports prior to 30 June 2008. In accordance with this request, the State party submitted its periodic reports by that date, and included in its report information on the specific issues raised by the Committee.

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Chapter V: Review of the Implementation of the Convention in States Parties the Reports of Which are Seriously Overdue

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C. Action taken by the Committee to ensure submission of reports by States parties

525. At its forty-second session, the Committee, having emphasized that the delays in reporting by States parties hampered it in monitoring implementation of the Convention, decided that it would continue to proceed with the review of the implementation of the provisions of the Convention by States parties whose reports were overdue by five years or more. In accordance with a decision taken at its thirty-ninth session, the Committee agreed that this review would be based upon the last reports submitted by the State party concerned and their consideration by the Committee. At its forty-ninth session, the Committee further decided that States parties whose initial reports were overdue by five years or more would also be scheduled for a review of the implementation of the Convention. The Committee agreed that in the absence of an initial report, the Committee would consider all information submitted by the State party to other organs of the

United Nations or, in the absence of such material, reports and information prepared by organs of the United Nations. In practice the Committee also considers relevant information from other sources, including from non-governmental organizations, whether it is an initial or periodic report that is seriously overdue.

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528. Following its seventy-second session, the Committee decided to schedule for its seventy-third session a review of the implementation of the Convention in the following States parties whose initial or periodic reports were seriously overdue: Belize, Chile, Peru and the Philippines. Chile and the Philippines were withdrawn from the list prior to the seventy-third session following the submission of their overdue reports.

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