

**Annex 1: Summary of Proposed Issues and Questions**

<i>Issues</i>	<i>Convention</i>	<i>Proposed Questions</i>
<b>Access to Information</b>		
<b>Detainee's Knowledge of Rights</b>	Articles 2, 11, 15	<ul style="list-style-type: none"> <li>• What is the status of these provisions and what measures have been undertaken or are planned for implementing them?</li> </ul>
<b>State Secrets</b>	Articles 2, 19	<ul style="list-style-type: none"> <li>• How does the 2010 State Secrets law and 2014 Implementing Regulations impact on classification of information related to torture (e.g., unnatural deaths in detention)?</li> <li>• How many investigations involving States secrets have been initiated during the review period? What were the dispositions of these investigations? Of the total number of investigations, how many were charged with a State secrets crime?</li> <li>• What is the process under the new State Secrets Law and Implementing Regulations for individuals to challenge classifications of specific information?</li> </ul>
<b>Access to Justice</b>		
<b>Right to Legal Counsel</b>	Article 2	<ul style="list-style-type: none"> <li>• During the reporting period, how many requests for approval to hire defense counsel have been submitted each year in cases where leaking state secrets is being investigated or charged?</li> <li>• How many requests were granted and denied for each stage (investigations and post-charge)? What were the reasons for approval or denial?</li> <li>• Were there any circumstances in which the processing of the request took longer than 48 hours and what were the reasons?</li> </ul>
<b>Independence of the Procuratorates</b>	Articles 2, 11, 12	<ul style="list-style-type: none"> <li>• What specific measures are being taken to ensure the independence of the procuracy's monitoring?</li> <li>• May the procuratorates make unannounced monitoring visits to detention facilities?</li> </ul>

<i>Issues</i>	<i>Convention</i>	<i>Proposed Questions</i>
<b>Government Accountability</b>		
Transparency of Detentions and Conditions: <b><i>Registration of Detainees</i></b>	Articles 2, 11, 15	<ul style="list-style-type: none"> <li>• Does the detainee registration system record:               <ul style="list-style-type: none"> <li>○ actual time of the detainee's loss of freedom?</li> <li>○ time of formal custody or arrest?</li> <li>○ name of other officers or personnel who accompanied the detainee to the detention facility under an official capacity?</li> <li>○ name(s) of the officers who register the detainee?</li> </ul> </li> <li>• How many detainees are currently registered under this system, and how does this number compare with the number of detainees that were registered nationally at the time the new system was implemented?</li> <li>• How many detention facilities are included and what proportion of the total number of detention facilities nationally does this represents?</li> <li>• What is the geographic breakdown of the facilities participating in the system?</li> <li>• What measures have been taken to ensure security and confidentiality of health data stored in this registration system?</li> <li>• What access do family and independent medical examiners have to such health data?</li> </ul>
Transparency of Detentions and Conditions: <b><i>Independent Monitoring Mechanisms</i></b>	Articles 2, 11, 12	<ul style="list-style-type: none"> <li>• Which specific community organizations are involved? What is the total number of such organizations, and what is their presence in the prisons (e.g. numbers, locations)?</li> <li>• What is the process for opening the criminal detention facilities to the public, including procedure, times, and public dissemination of this information?</li> <li>• How do these organizations exercise their oversight function? How are input, feedback, and suggestions offered by these community organizations and the public are collected, reviewed, and responded to by the criminal detention facilities? How many unscheduled inspection tours of detention facilities have been undertaken by the deputies to the people's congresses during the reporting period?</li> </ul>

<b><i>Issues</i></b>	<b><i>Convention</i></b>	<b><i>Proposed Questions</i></b>
<p>Ill-treatment of Detainees: <b><i>Investigations into Complaints of Abuse</i></b></p>	<p>Articles 12, 13</p>	<ul style="list-style-type: none"> <li>• How many complaints of abuse have been submitted by detainees?</li> <li>• How many of these complaints have been investigated?</li> <li>• Who investigated these complaints?</li> <li>• How many of these complaints led to prosecutions and what were their outcomes?</li> <li>• What punishments did perpetrators receive?</li> <li>• What forms of redress were provided to the victims?</li> <li>• Of these complaints, how many were allegations of torture or ill-treatment? How many of these allegations led to investigations and what were the outcomes for the detainees and perpetrators?</li> <li>• What measures are in place to ensure the confidentiality of parties reporting ill-treatment under the administrative detention regulations?</li> </ul>
<p>Ill-treatment of Detainees: <b><i>Deaths in Detention</i></b></p>	<p>Article 11</p>	<ul style="list-style-type: none"> <li>• How many instances of unnatural deaths in detention were identified and investigated during the reporting period?</li> <li>• What were the outcomes of those investigations? What penalties have been imposed on perpetrators? What information and remedies have been provided to family members of the victims?</li> </ul>
<p><b>Secret Detention Centers</b></p>	<p>Articles 2 and 11</p>	<ul style="list-style-type: none"> <li>• How many private citizens have been prosecuted for illegally operating secret detention facilities (disaggregated by location) during the reporting period? What were the punishments meted out for convictions?</li> <li>• What steps and measures has the State party taken to address the continued private detention of its citizens in illegal facilities?</li> <li>• How many officials were jointly prosecuted for acts of torture by private citizens during the reporting period and what were the outcomes of these cases?</li> </ul>

<b><i>Issues</i></b>	<b><i>Convention</i></b>	<b><i>Proposed Questions</i></b>
<b>Use of Violence in the Implementation of the Population Policy</b>	Articles 2, 12, 16	<ul style="list-style-type: none"> <li>• What is the total number of cases annually against officials for illegal actions related to family planning activities that have been investigated and prosecuted during the reporting period?</li> <li>• What steps have been taken with respect to prevention, complaints, investigation, prosecution, and punishment in response to the alleged use of coercive and violent measures to implement the population policy?</li> </ul>
<b>State Compensation</b>	Article 14	<ul style="list-style-type: none"> <li>• How many state compensation cases related to torture have been initiated since the amended provisions went into effect and how many resulted in compensation?</li> <li>• Of those cases, how many involved compensation for psychological harm and what were the range of awards for successful cases?</li> </ul>
<b>Training Measures</b>	Article 10	<ul style="list-style-type: none"> <li>• What is the total number of individuals in each targeted training group (e.g., law enforcement officers, detention personnel, judges, etc.)?</li> <li>• What is the overall size of target groups and percentage of those trained?</li> <li>• What measures have been taken to monitor and assess impact of these trainings, for example whether baselines on knowledge and awareness of content were gathered, what data was collected on subsequent use of trainings by participants and changes in behavior following training, and how knowledge is updated and refreshed following trainings? Furthermore, what is the role, if any, of NGOs in these efforts?</li> <li>• What kinds of instruction and training have been provided to medical personnel who are in contact with detainees, including the detection of signs of torture and ill-treatment, pursuant to international standards and under the Istanbul Protocol?</li> </ul>