

**CONSIDERATION OF REPORTS SUBMITTED BY STATES PARTIES
UNDER ARTICLE 19 OF THE CONVENTION**

Concluding observations of the Committee against Torture
(Extracts for follow-up of CAT/C/ZAF/CO/2)

SOUTH AFRICA

(...)

C. Principal subjects of concern and recommendations

(...)

Violence in places of detention and deaths in custody

(...)

23. The State party should:

(a) **Ensure that all deaths in custody and all cases of violence and other forms of ill-treatment in State or contract-managed prisons are investigated promptly, thoroughly and impartially by an independent mechanism, with no institutional or hierarchical connection between the investigators and the alleged perpetrators; that those responsible are brought to justice and, if found guilty, duly punished; and that the victims or their dependants obtain adequate redress;**

(...)

Monitoring of places of detention and complaints mechanisms

(...)

25. The State party should:

(a) **Speed up the ratification of the Optional Protocol to the Convention and ensure that the future national preventive mechanism is provided with the resources necessary to fully implement its mandate;**

(...)

Police brutality and excessive use of force

(...)

33. The State party should:

(a) **Ensure that all law enforcement officials cooperate with and notify the Independent Police Investigative Directorate regarding all allegations of**

torture by law enforcement officials, recommend disciplinary actions to the police service, and ensure that the Directorate refers all criminal cases to the National Prosecuting Authority;

(...)

Follow-up procedure

42. The Committee requests the State party to provide, by 17 May 2020, information on follow-up to the Committee's recommendations on ensuring the prompt investigation and prosecution of all deaths in custody; speeding up the ratification of the Optional Protocol to the Convention; and ensuring that all allegations of torture by law enforcement officials are referred by the Independent Police Investigative Directorate to the National Prosecuting Authority (see paras. 23 (a), 25 (a) and 33 (a) above). In that context, the State party is invited to inform the Committee about its plans for implementing, within the coming reporting period, some or all of the remaining recommendations in the concluding observations.
