



HAUT-COMMISSARIAT AUX DROITS DE L'HOMME • OFFICE OF THE HIGH COMMISSIONER FOR HUMAN RIGHTS
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6 August 2015

Excellency,

In my capacity as Special Rapporteur for Follow-up to Concluding Observations of the Human Rights Committee, I have the honour to refer to the follow-up to the examination of the third periodic report of China, Hong Kong.

At the end of its 104th session, the Committee transmitted its concluding observations to your Permanent Mission. You may recall that, in paragraph 26 of the concluding observations, the Committee requested the State party to provide within one year further information on the specific areas of concern identified in paragraphs 6, 21 and 22 of the concluding observations.

On 25 March 2014, follow-up information on the referred paragraphs was received. At its 112th session, held in October 2014, the Committee analysed the follow-up reply provided by the State party and decided that additional information was necessary.

On 25 March 2015, the Committee received the reply of the State party. At its 114th session, held in July 2015, the Committee analysed this information and adopted the following decisions:

- Paragraph 6: **[C1]**: The Committee notes that the State party has not provided information on the specific method for selecting the LegCo by universal suffrage, as requested by the Committee, and requests additional information on the progress towards the adoption of an amendment allowing for election of the CE by universal suffrage. The Committee regrets that no measures appear to have been taken to withdraw the reservation to article 25(b) of the Covenant.
- Paragraph 21: **[C1]**: (a) The Committee notes the reports received of wounding and serious assaults cases involving foreign domestic helpers. It regrets that the State party does not maintain data on the concerned sentencing outcomes. The Committee reiterates its recommendation and requires updated data on incidences of all forms of alleged employer abuse, including statistics on prosecutions, convictions and sentencing outcomes.

His Excellency
Mr. WU Hailong
Ambassador Extraordinary and Plenipotentiary
Permanent Representative
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[C2]: (b) Additional information is required on mechanisms in place that are specifically tailored to ensure accountability of employer abuse, specifically abuse against foreign domestic workers, including mechanisms in place to facilitate reporting of abuse and to protect employees from retribution for coming forward with complaints.

[C2]: (c) The Committee regrets that no steps have been taken in consideration of repealing the "live-in requirement." The Committee reiterates its recommendation.

- Paragraph 22: [B2]: The Committee welcomes efforts by the State party to integrate ethnic minorities in public school education and requests further information on the progress of measures taken, in particular, the Learning Framework, including: (i) statistical data on NCS students involved in the programmes and their progress therein; (ii) evaluations conducted regarding the Learning Framework's effectiveness; and (iii) reports and findings of the monitoring team within the Education Bureau on the use of funds for its implementation.

The next follow-up report of the Human Rights Committee will be adopted in October 2015. If the State party wishes the information referred to be taken into account on that occasion, the reply should be sent in a Word electronic version to the Secretariat of the Human Rights Committee by **6 September 2015** (Kate Fox: kfox@ohchr.org and Fernanda Santana: fsantana@ohchr.org).

The Committee looks forward to pursuing its constructive dialogue with the China, Hong Kong authorities on the implementation of the Covenant.

Please accept, Excellency, the assurances of my highest consideration.

Sarah Cleveland
Special Rapporteur for Follow-up to Concluding Observations
Human Rights Committee