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COMMISSARIAT AUX DROITS DE L'HOMME • OFFICE OF THE HIGH COMMISSIONER FOR HUMAN RIGHTS  
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10 November 2021

Excellency,

In our capacity as Chair and Rapporteur for follow up to concluding observations of the Committee on Economic, Social and Cultural Rights respectively, we have the honour to refer to the examination of the initial report of South Africa at the Committee's sixty-fourth session, held in 2018. In the concluding observations (E/C.12/ZAF/CO/1), the Committee requested South Africa to provide, within 24 months, written information on the steps undertaken to implement the recommendations contained in paragraphs 48 (a) and (c), 57 (c) and 73 (c) of the concluding observations.

The Committee welcomes the follow-up report (E/C.12/ZAF/FCO/1) received in May 2021 under its follow-up procedure. The Committee examined the report at its seventieth session, held from 27 September to 15 October 2021, and wishes to communicate the following assessment:

**Paragraph 48 (a): Preparation of a composite index on the cost of living – Assessment: Insufficient progress.** The State party's follow-up report in respect of this recommendation indicates that the Consumer Price Index (CPI) serves as the composite index on the cost of living. However, the Committee notes that, according to information at its disposal, the CPI is inadequate and cannot be used as an instrument to measure an adequate standard of living.

The Committee therefore assesses that the progress is insufficient in relation to the implementation of these recommendations. The Committee requests the State party to provide, in its next periodic report, detailed information on further measures taken to implement this recommendation.

**Paragraph 48 (c): Access to social assistance for adults between 18 and 59 years of age – Assessment: Insufficient progress.** The Committee further notes the information provided by the State party on the start of policy work for income support for adults between 18 and 59 years of age with little or no income, including the consideration of a universal Basic Income Grant. However, the Committee notes that, according to information received, this policy work remains insufficient and the State party does not provide detailed information.

The Committee therefore assesses that the progress is insufficient in relation to the implementation of these recommendations. The Committee requests the State party to provide, in its next periodic report, detailed information on further measures taken to implement this recommendation.

His Excellency  
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**Paragraph 57 (c): Adoption of the Social Assistance Amendment Bill – Assessment: Insufficient progress.** The Committee notes with appreciation the adoption of the Social Assistance Amendment Bill by Parliament in October 2020, and notes that the Minister of Social Development is expected to publish regulations enabling access to higher value Child Support Grant. Indeed, the Social Assistance Amendment Bill has been signed into law by the President. However, information available to the Committee indicates that there does not appear to have been any further progress in respect of proclaiming the Act for operation, or publishing new regulations thereunder.

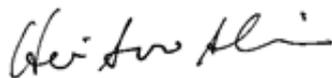
The Committee thus considers that there is insufficient progress and requests the State party to provide further information in the context of its next periodic report on progress made on this recommendation.

**Paragraph 73 (c): Access to education for undocumented migrant, refugee and asylum-seeking children – Assessment: Insufficient progress.** The Committee welcomes the measures taken by the State party to remove all requirements for the submission of legal documents as a condition for the admission of children in schools. However, the Committee regrets that, according to information at its disposal, some undocumented migrant, refugee, and asylum-seeking children still face challenges in accessing education. The measures taken to implement this recommendation remain insufficient. Moreover, information available to the Committee indicates that continued practices of some schools to exclude children from accessing to education due to lack of documentation. Schools are not sufficiently informed on the measures taken by the State party.

The Committee thus considers that there is insufficient progress in relation to the implementation of this recommendation. The Committee requests the State party to provide, in its next periodic report, information on further measures taken to implement this recommendation, including any steps taken to eliminate the lack of information in schools of the State party.

The Committee looks forward to continuing its constructive dialogue with the State party, with a view to providing it with guidance in its efforts to ensure the effective implementation of the Covenant.

Please accept, Excellency, the assurance of our highest consideration.



Heisoo Shin  
Rapporteur for follow-up  
Committee on Economic, Social  
and Cultural Rights



Mohamed Ezzeldin Abdel-Moneim  
Chair  
Committee on Economic, Social  
and Cultural Rights