



## PROPOSED QUESTIONNAIRE FOR THE LIST OF ISSUES TO THE MEXICAN STATE - 2019

### Article 4. General Obligations

#### A. Legislation

1. Which national, state and municipal laws, norms and regulations have been aligned with CRPD and what are the promoted strategies to ensure a citizen consultation for the persons with disabilities, their families and related organizations during that process? Please elaborate about the advancements, including the next actions items and deadlines.
2. How has the State promoted an intersectionality approach for the policies, programs and services addressed to the population with disabilities, focusing in particular with those part of priority groups<sup>1</sup>?

#### B. System

1. What is the current status and which action items have been implemented as a part of the National System for the Inclusion of Persons with Disabilities presented by the Presidency of the Republic on May 3, 2016?

#### C. Public Policies

1. What actions has the Presidency of the Republic supported to meet the undertakings of the 2030 Agenda for Sustainable Development? How have the persons with disabilities been included in such actions?
2. What is the current situation of CONADIS and how is the federal government administration going to foster the creation of horizontal policies aiming to benefit this sector for 2019-2024<sup>2</sup>?

#### D. Budget

1. What was the annual impact of the budget allocated to actions in benefit of persons with disabilities between 2014 and 2018? Please provide disaggregated results at the federal, state and municipal levels.
2. What budget items have been allocated (and under what criteria) for 2019? What is their projection for the coming years and how has the principle of progression under the CRPD been guaranteed?

### Article 5. Equality and nondiscrimination

1. How many complaints have been documented from 2014 to date involving acts of discrimination on the basis of disability? (Disaggregate information by state).
2. What is the follow-up mechanism, the percentage of resolved complaints and the measures of redress adopted?

### Article 6. Women

1. How has the women with disabilities inclusion perspective been articulated with the Federal Government's gender equality strategy?
2. How have cross-cutting lines of action been fostered in order to promote the full exercise of rights of girls and women with disabilities?
3. What actions are being taken to prevent, investigate and sanction forced sterilization, acts of violence, abuse and the femicide of girls and women with disabilities?

### Article 7. Children and adolescents

1. What actions have the Federal and Local Governments promoted from 2016 to date for the due inclusion of children and adolescents with disabilities and what has been the impact of the public policies implemented public? Please also provide information on advanced measures, particularly in rural areas, indigenous communities and migrant camps.
2. What was the budget allocation to the care of children and adolescents with disabilities from 2016 to date?
3. What actions have been taken for the early detection and care of children with disabilities? What are the measures taken to ensure their full inclusion?
4. What consultation processes has the Government promoted to recover the interests of children and adolescents with disabilities in the framing of policies and in the definition of programs and budgets??

### Article 8. Awareness

1. What campaigns have been launched from 2014 to date to improve the image of people with disabilities and promote their rights?
2. What actions have been taken to regulate campaigns and inappropriate language in the media and other social sectors when referring to persons with disabilities?

<sup>1</sup> children, youth, women, the elderly, LGBTTTI population, indigenous persons, afro-descendants, displaced persons or groups (due to generalized violence, military conflicts, victims of post-war situations), disappeared individuals and their families, persons with psycho-social disabilities and persons with intellectual disabilities.

<sup>2</sup> disaggregate information by objectives, lines of action, goals, indicators and responsible bodies, as well as their definition criteria.



#### **Articles 9 and 21. Accessibility + Freedom of expression and opinion, and access to information**

1. What is the status of the National Accessibility Program suggested by the Committee in 2014? What is the annual allocated budget for that program? What instances are in charge of its implementation? Please elaborate about the implemented actions and their impact
2. What actions have the federal, state and municipal governments taken to guarantee the access to their buildings? What percentage of those buildings are accessible? What are the criteria or guidelines to certify that a building is accessible?
3. What measures have been taken by the federal, state and municipal governments to ensure accessibility to information and communications? Please also provide information on how many and which government web portals are accessible and what were the criteria or standards for certifying them.

#### **Article 11. Humanitarian and risk situations**

1. What measures are included in the National Civil Protection Program to ensure the safety and protection of persons with disabilities in situations of disaster risk or humanitarian emergencies?
2. Is there a specific protocol considering measures for the inclusion of persons with disabilities in situations of disaster or humanitarian emergencies? What was the strategy followed to include the views of persons with disabilities and civil society organizations when designing a program and a protocol?

#### **Article 12 - Equal recognition as a person before the law**

1. How has the generalization of the act of inconvenience and unconstitutionality of interdiction trials, with respect to decision-making with support, been promoted?

#### **Article 18. Freedom of movement**

1. How many migrants have acquired conditions of disability during their transit through Mexico?
2. What specific actions has the National Migration Institute promoted for migrants with disabilities and what strategies have been implemented to evaluate the impact of these actions? Please provide information on the situation of migration stations, disaggregating the number of persons with disabilities attended and the protocols used.

#### **Article 19. Right to live independently and to be included in the community**

1. How are the persons with disabilities supported to guarantee their right to live independently? Disaggregate information by: a) Economic supports [discount cards, scholarships], b) Personal assistance supports, c) Other services. Please indicate how often such support is provided and what has been the impact of these actions. Include the number of beneficiaries, indicating entity, age, sex, type of disability and socio-economic status.

#### **Article 24. Right to education**

1. How many persons with disabilities have been included in the National Education System and what are the measures implemented to articulate the 2014 and 2019 reforms into it? Please disaggregate information by educational level and modality, and also provide information on budget allocation for the inclusion of students with disabilities.
2. What has been the strategy to promote the inclusive education model? Indicate the number of beneficiary schools and students with disabilities by state.
3. What measures have been taken to guarantee early care for children with disabilities during their initial education and to guarantee the inclusion of young persons with disabilities in high-school and college-degree education? Mention the number of beneficiary schools and students with disabilities by state.
4. What actions have been fostered for the educational inclusion of children and young people with disabilities in rural areas, indigenous communities and migrant camps?

#### **Article 25. Right to healthcare**

1. How many persons with disabilities have been attended at the National Healthcare System and how many of them receive free or low-cost medications? Please mention the number of persons with disabilities receiving benefits from Seguro Popular (People's Insurance) and how many receive attention at the public social security services.
2. What strategies have been implemented for offering medical attention to persons with disabilities in indigenous, rural, remote or inaccessible communities?
3. What is the strategy to request the informed consent of the patients with disabilities during hospitalization procedures (particularly in psychiatric attention)? What are the mechanisms to supervise the compliance of such strategy?
4. What are the measures taken by the Mexican State to guarantee that the mental health services are being implemented from a social and human rights approach?<sup>3</sup>
5. Out of the total budget destined to healthcare services, what percentage of the budget is allocated towards psychiatric and mental health services? How is that budget divided?

#### **Right to work and employment - Article 27**

1. What has been the impact of the *National Work and Employment Program for Persons with Disabilities 2014-2018* according to its indicators and results? (Disaggregate information by state and indicator).

<sup>3</sup> What are the measures applied (particularly in psychiatric wards) to guarantee the supervision of patients with long-term stays through independent supervision agents regarding persons with disabilities?



2. How many persons with disabilities are currently employed by the Federal and State Governments? Disaggregate information by age, gender, socioeconomic level and type of disability.
3. What are the job positions that persons with disabilities employed by the federal and state governments have and what is their average salary?
4. What actions are being fostered by the government to promote self-employment, entrepreneurship or seed capital investment for the productiveness of persons with disabilities?

#### **Article 29. Participation in politics and public life.**

1. What measures has the Mexican State taken to guarantee the exercise of voting and political participation by persons with disabilities with restrictions on their legal capacity (interdiction trials, declarations of non-imputability and institutionalized)?
2. What is the impact of the Protocol for the Inclusion of Persons with Disabilities as INE officials? Disaggregate information by impact indicators, state and beneficiaries, indicating sex, age and type of disability.
3. What innovative accessibility measures were implemented in federal elections 2018 and local elections 2019?
4. What other actions have been promoted to guarantee the effective participation of persons with disabilities in the political and public life of the country?

#### **Article 30. Participation in the cultural life, recreational activities, leisure and sports.**

1. Participation in cultural life, recreational activities, leisure and sport.
2. What is the progress in the implementation of the Treaty of Marrakech?
3. What progress has been made in defining the authorized bodies for the adaptation of accessible materials?
4. What actions have been taken to ensure the inclusion of persons with disabilities in cultural activities?
5. What measures have been adopted to provide support to Paralympic athletes?
6. What actions have been promoted in relation to accessible tourism?

#### **Collection of Data and Statistics- Article 31**

1. How has the collection of statistical information on persons with disabilities been carried out in Mexico in the last 5 years? Is this information disaggregated?
2. In which national surveys has the category of persons with disabilities been included? Indicate the list of surveys, responsible agencies, number of people consulted.
3. What is the status of the 2020 Population and Housing Census and what information will be collected on people with disabilities?

#### **National Implementation and Monitoring- Article 33**

1. What is the status of the National Council for the Development and Inclusion of Persons with Disabilities (CONADIS)<sup>4</sup>?
2. If CONADIS were to disappear, which entity would be responsible - by mandate of Article 33.1 - for monitoring the implementation of the CRPD, in addition to being the focal point for coordinating policy and programs in this area?
3. How does the National Monitoring Mechanism of the Convention on the Rights of Persons with Disabilities (CRPD) work? What is its main progress from 2014 to date? How is its impact evaluated, and what is the role of organizations of and for persons with disabilities in the independent mechanism of the CNDH and the other mechanisms installed by the Commissions at the state level?
4. What has been the budget from 2015 to 2019 for the promotion of National and State Mechanisms? How and in what ways have these resources been applied?

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<sup>4</sup> About permanence, restructuring or disappearance.