



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

PALAIS DES NATIONS • 1211 GENEVA 10, SWITZERLAND

www.ohchr.org • TEL: +41 22 917 9000 • FAX: +41 22 917 9008 • E-MAIL: registry@ohchr.org

REFERENCE:KF/fup-110

28 April 2014

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 sixth periodic report of Germany.

At the end of its 106<sup>th</sup> session, the Committee transmitted its concluding observations to your Permanent Mission. You may recall that, in paragraph 20 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 11, 14 and 15 of the concluding observations.

On 21 October 2013, the Committee received the reply of the State party. At its 110th session, held in March 2014, the Committee analysed this information and adopted the following decisions:

- Paragraph 11: [A] Concerning the need to revise the Asylum Procedure Act to allow suspensive orders in case of transfers of asylum seekers to any State bound by the Dublin II Regulation, the Committee welcomed the amendment of the Section 34a, subsection 2, of the Asylum Procedure Act and considered the State party's response largely satisfactory.

[B1] On the suspension of transfers of asylum seekers to Greece, while the Committee welcomed the decision of the Interior Ministry to extend the suspension of transfer of asylum seekers to Greece until January 2014, it considered it necessary to request additional information on whether the State party will extend the suspension of transfers of asylum seekers to Greece beyond January 2014; and if not, on what basis the suspension of transfer of asylum seekers to Greece might be lifted.

- Paragraph 14: [A] The Committee considered the State party's response largely satisfactory.

His Excellency  
Mr. Hanns Heinrich Schumacher  
Ambassador Extraordinary and Plenipotentiary  
Permanent Representative  
Fax: 022 734 30 43



- Paragraph 15: [B2] The Committee took note of violations found out by the Medical Services of the health insurance funds in Saxoni, but required additional information on investigations and appropriate sanctions for those responsible for violations of legal provisions related to the use of physical restraint measures in residential homes.

The next follow-up report of the Human Rights Committee will be adopted in October 2014. 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 **5 August 2014** (Kate Fox: [kfox@ohchr.org](mailto:kfox@ohchr.org) and Fernanda Santana: [fsantana@ohchr.org](mailto:fsantana@ohchr.org)).

The Committee looks forward to pursuing its constructive dialogue with the German authorities on the implementation of the Covenant.

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

A handwritten signature in black ink, appearing to read 'F. Salvioli'.

Fabián Omar Salvioli  
Special Rapporteur for Follow-up to Concluding Observations  
Human Rights Committee