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Excellency,

I wish to inform you that the Committee on the Elimination of Racial Discrimination, at its 74th session held from the 16 February to 6 March 2009, considered the follow-up report submitted by the Government of the Republic of Korea (CERD/C/KOR/CO/14/Add.1) pursuant to rule 65 (1) of its rules of procedure.

The Committee welcomes the submission of information on the implementation of the recommendations contained in paragraphs 11, 13 and 17 of the concluding observations (CERD/C/KOR/CO/14) adopted by the Committee at its 71st session in August 2007. The Committee appreciates the opportunity thus provided to continue its dialogue with the State party. In this spirit, the Committee requests that comments and responses on the following issues be included in the next periodic report, due on 4 January 2010.

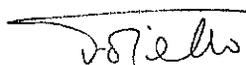
- **Paragraph 11 of the concluding observations:** The Committee welcomes the drafting of the National Action Plan for Foreigners and requests the State party to provide detailed information on the content of the Plan, together with the finalized English translation of the Act on the Treatment of Foreigners. The Committee reiterates that the enjoyment of rights set out in article 5 of the Convention must be equally guaranteed to persons of different national origin and therefore asks the State party to ensure that the provisions contained in the National Action Plan cover the areas of housing, health care and education.

His Excellency Mr. Lee Sung-joo
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- **Paragraph 13 of the concluding observations:** The Committee welcomes the information provided by the State party with respect to the introduction of the Anti-Discrimination Act and encourages the Korean Government to continue its efforts with regard to its adoption. The Committee also recognizes that the Criminal Code of the Republic of Korea ensures the prosecution of criminal offences regardless of the race of victims. However, the Committee would like to draw the State party's attention to the provisions contained in article 4 of the Convention which require that "all dissemination of ideas based on racial superiority or hatred, incitement to racial discrimination, as well as acts of violence against any race or group of persons of another colour or ethnic origin" shall be declared an offence punishable by law. The Committee would therefore appreciate information on relevant legislative provisions in this regard.
- **Paragraph 17 of the concluding observations:** The Committee welcomes the State party's efforts in strengthening the protection of the rights of foreign female spouses through the expansion of Support Centres and Shelters for Migrant Women and encourages the State party to continue these efforts. The Committee also takes note with interest of the introduction of the Act on the Regulation of Marriage Brokerage Agencies and requests the State party to provide further information on the extent to which this Act has been applied so far. Furthermore, the Committee welcomes the introduction of the Multi-cultural Family Support Act and would appreciate receiving further information on the extent to which it has benefited married migrant women. The Committee, however, expresses its regret that the State party has not changed its policy on the matter of granting legal resident status to separated or divorced foreign spouses and therefore recommends that the State party reconsider its policy, also in light of the Committee's General Recommendations No. 25 (2000), concerning the gender related dimensions of racial discrimination, and No. 30 (2004), concerning discrimination against non-citizens.

Allow me, Excellency, to reiterate the wish of the Committee to pursue its constructive dialogue with your Government, and to underline that the Committee's observations and request for further information are made with a view to assisting your Government in the effective implementation of the Convention.

Yours sincerely,



Fatimata-Binta Victoria Dah
Chairperson of the Committee for the
Elimination of Racial Discrimination