



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: CERD/92nd/FU/GH/HH/ks

17 May 2017

Excellency,

I wish to inform you that the Committee on the Elimination of Racial Discrimination, in the course of its 92nd session, considered the follow-up report submitted by the Government of Colombia, pursuant to Rule 65 (1) of the Rules of Procedure of the Committee.

The Committee welcomes the timely submission of the report, in response to its request to receive information within one year on the implementation of the recommendations contained in paragraphs 12, 16, 30 and 36 of the Concluding Observations (CERD/C/COL/CO/15-16), adopted following the consideration of the State party's combined 15th and 16th periodic reports, at its 87th session in August 2015.

The Committee appreciates the opportunity provided to continue its dialogue with the State party, and would like to draw the State party's attention to the observations mentioned below. The Committee requests that comments and responses on actions taken by the State party on these issues be included in its 17th to 19th periodic reports to be submitted in a single document on 12 December 2018.

Paragraph 12 of the Concluding Observations: The Committee welcomes information provided by the State party on the implementation of this recommendation. It request further detailed information in the next periodic report on the impact of: the recommendations given to territorial authorities under the early warning system, the implementation of Law 1719 in particular to victims of sexual violence during conflict, and the implementation of Act No. 1753 as it relates to the recruitment of children by non-State actors. It also requests detailed information on the impact and outcome of the implementation of the Law 1719 and of the Act No. 1753 on the recruitment of children by non-State actors. It further notes information provided on resources to improve and expand performance of staff of Attorney General, and requests further detailed information on whether there are sufficient human, material and technical resources to the Attorney General's Office to effectively discharge its duties.

Her Excellency Ms. Beatriz Londoño Soto
Permanent Representative of Colombia
to the United Nations Office
Geneva
Email: mission.colombia@ties.itu.int



Paragraph 16 of the Concluding Observations: The Committee notes information provided by the State party on its efforts to assist indigenous peoples, in particular the Awá, Hitnu and Wayúu, and Nukak Makú peoples. The Committee regrets the lack of detailed information on efforts to design and implement ethnic protection plans for peoples that have been identified by both the Constitutional Court and the National Indigenous Organization of Colombia as being at risk of physical or cultural extinction with the effective participation of affected indigenous peoples, and requests that the State Party immediately undertake such measures to design and implement such plans and report on it in its next periodic report.

Paragraph 30 of the Concluding Observations: The Committee notes with appreciation information provided by the State party on efforts to protect the lives and safety of inhabitants of Buenaventura and to ensure the right to prior consultation of the Afro-Colombian communities. It notes with concern however that no roundtable discussions were held in Buenaventura as recommended by the Committee, and requests that the State party undertake efforts to organize round-table discussions between representatives of the Government, the private sector and affected members of the Afro-Colombian communities and ensure that they produce concrete agreements which are effectively implemented.

Paragraph 36 of the Concluding Observations: The Committee notes with appreciation information provided by the State party on its efforts with regards to the provision of water to the Wayúu people. It regrets the lack of information on steps taken by the State party necessary to ensure that water use by the mining industry does not negatively affect access to water by indigenous and Afro-Colombian peoples living in those territories, including the adoption of water processing and desalination standards, and requests further information from the State party on efforts taken to implement this recommendation

Rest assured, Excellency, that the Committee looks forward to continuing its constructive dialogue with the Government of Colombia, with a view to providing it with assistance in its efforts to ensure the effective implementation of the Convention.

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

Yours sincerely,

Anastasia Crickley
Chair

Committee on the Elimination of Racial Discrimination