

**CONSIDERATION OF REPORTS SUBMITTED BY STATES PARTIES
UNDER ARTICLE 19 OF THE CONVENTION**

Concluding observations of the Committee against Torture
(Extracts for follow-up of CAT/C/NAM/CO/2)

NAMIBIA

(...)

C. Principal subjects of concern and recommendations

(...)

Definition of torture and cruel, inhuman or degrading treatment

(...)

9. The State party should expedite the adoption of the bill on prevention and combating of torture, ensuring that the definitive version of the law includes a definition of torture that is in accordance with the provisions of the Convention, and that the acts of cruel, inhuman or degrading treatment are fully considered in the law.

(...)

Conditions of detention

(...)

17. The State party should strengthen its efforts to improve prison conditions and ensure that they are in conformity with the United Nations Standard Minimum Rules for the Treatment of Prisoners (the Nelson Mandela Rules), by:

(...)

(b) Separating pretrial detainees from convicted detainees;

(c) Putting in place mechanisms and measures to effectively prevent and control the further spread of HIV in correctional facilities, while respecting the human rights of affected detainees;

(...)

Non-refoulement

27. The Committee recommends that the State party:

(...)

(c) Repeal any removal orders (exit notices) that have been issued to asylum seekers from the eastern region of the Democratic Republic of the Congo and allow those asylum seekers to remain in Namibia until the situation in the Democratic Republic of the Congo is favourable for repatriation on a voluntary basis;

(...)

Follow-up procedure

46. The Committee requests the State party to provide, by 7 December 2017, information on follow-up to the Committee's recommendations on the adoption of the bill on prevention and combating of torture, conditions of detention and respect for the principle of non-refoulement (see paras. 9, 17 (b) and (c) and 27 (c) above). In that context, the State party is invited to inform the Committee about its plans for implementing, within the coming reporting period, some or all of the remaining recommendations in the concluding observations.

(...)
