



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

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Dear Mr. Farid Zarif,

In my capacity as Special Rapporteur for Follow-up on Concluding Observations of the Human Rights Committee, I have the honour to refer to follow-up to the examination of the report submitted by the United Nations Interim Administration Mission in Kosovo on the human rights situation in Kosovo since 1999.

On 12 February 2013, UNMIK sent a letter to the Human Rights Committee providing information on the action taken by actors involved in the promotion of human rights in Kosovo for the implementation of paragraphs 13 and 18 of the Committee's concluding observations. At its 109th session, held in October in Geneva, the Committee analysed this information and adopted the following decisions:

- On paragraph 13: With regard to access to information by the relatives of those disappeared or abducted about the fate of the victims, the Committee considered that the response was largely satisfactory.

With regard to access to adequate reparation by the relatives of those disappeared or abducted, the Committee noted substantive action was taken, but considered it necessary to request additional information on measures in place to guarantee: (a) access to adequate compensation to the relatives of the victims, which should cover material and moral damages; (b) updated information on whether the relatives of missing people can access free legal aid in civil compensation claims, as well as how many compensation claims have been filed and how many have been granted; and (c) other forms of reparation, if appropriate, such as rehabilitation, restitution and satisfaction for the victims and their families.

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On paragraph 18: The Committee considered that additional measures remain necessary to ensure safe conditions for sustainable returns of displaced persons. The Committee requested UNMIK to indicate which measures are in place, including with regard to coordination between central and municipal level in the implementation of return strategies, community policing and community security mechanisms.

The Committee considered additional information was necessary with regard to the implementation of the KPA compensation scheme. The Committee requested UNMIK to provide additional information as soon as possible once such measures are being adopted.

With regard to post-conflict property restitution and rental schemes, the Committee considered that the response was largely satisfactory.

Despite the request herein for further information on the follow-up paragraphs, the Committee considers that the follow-up procedure to the examination of the report submitted by UNMIK on the human rights situation in Kosovo has come to an end. Thus, the additional information requested may be provided in any subsequent report provided by UNMIK pursuant to the Committee's request in its concluding observations on the second periodic report of Serbia, of 20 May 2011 (CCPR/C/SRB/CO/2).

In para. 3 of these concluding observations, the Committee acknowledged that civil authority continued to be exercised by the United Nations Interim Administration Mission in Kosovo (UNMIK) and encouraged "UNMIK to provide it, in cooperation with the institutions of Kosovo, and without prejudice to the final legal status of Kosovo, with a report on the human rights situation in Kosovo since July 2006."

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

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