



REFERENCE: CERD/109thsession/2023/FU/BJ/ks

2 May 2023

Excellency,

I wish to inform you that the Committee on the Elimination of Racial Discrimination, during its 109th session, considered the follow-up report submitted by the Government of Chile, pursuant to article 9 (1) of the Convention and rule 65 (1) of the Rules of Procedure of the Committee.

The Committee welcomes the submission of the report, in response to its request to receive information within one year on the implementation of the recommendations contained in paragraphs 19 (a) and (b), 29 (d) and 33 (d) of the Concluding Observations ([CERD/C/CHL/CO/22-23](#)), adopted following the consideration of the State party's combined twenty-second and twenty-third reports, at its 105th session, held in November/December 2021.

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 combined twenty-fourth to twenty-eight periodic reports, which is due for submission, in a single document, by 19 November 2025.

Paragraph 19 (a) and (b) of the Concluding Observations

The Committee takes note of the information on the consultations and trainings targeting civil servants organized by the Observatory for Citizen Participation and Non-Discrimination of the Office of the Minister and Secretary General of Government in accordance with the Anti-Discrimination Act (Act No. 20.609). However, it regrets the information by the State party on the rejection of the bills on hate speech and incitement to racial discrimination by the Congress and it remains concerned about the absence of a national legislation that is fully in conformity with article 4 of the Convention and that defines as an offence punishable by law all dissemination of ideas based on racial superiority or hatred, incitement to racial discrimination, racially motivated violence, and participation in organizations or activities that incite racial discrimination.

H.E. Mrs. Claudia Fuentes Julio
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The Committee reiterates its recommendations that the State party adopt a legislation that fully conforms with article 4 of the Convention. The Committee considers the response to this recommendation unsatisfactory and requests the State party to provide, in its next periodic report, further information on measures taken to implement the recommendation.

Paragraph 29 (d) of the Concluding Observations

The Committee notes the information on the measures taken by the Ministry of Social Development and Families in relation to the International Decade of Indigenous Languages, which includes the development of a national indigenous policy focusing on Indigenous languages and multilingualism. It also notes the information on the five programmes carried out by the National Indigenous Development Agency. Nevertheless, the Committee is concerned about the lack of information on measures taken to increase the visibility of Indigenous languages in the mainstream media and to support alternative media, including indigenous community radio stations.

The Committee recommends that the State Party adopt measures to reduce the constraints faced by indigenous peoples regarding the use of community-based media to promote the use of indigenous languages. The Committee considers the response of the State Party to this recommendation partially satisfactory and requests it to provide, in its next periodic report, further information on measures taken to fully implement the recommendation.

Paragraph 33 (d) of the Concluding Observations

The Committee welcomes the adoption of measures in April 2022 by the National Migration Service to expedite the processing of residence permits applications by migrants, which include increasing the number of employees and working hours, simplifying the processing of temporary and permanent residency application to facilitate communication and the submission of missing documents, improving the electronic application and processing system, and prioritizing old applications. The Committee notes with appreciation the information by the State party that 90 percent of pending applications were processed and resolved seven months after adopting and implementing these measures and encourages the State Party to pursue the effort. The Committee also notes the information that the National Migration Service uses its website, social media platforms and the press to share information on the residency requirements and procedures for migrants as well as the establishment of user support centres at the National Migration Service offices.

The Committee considers the response of the State Party to this recommendation satisfactory.



Rest assured, Excellency, that the Committee looks forward to continuing its constructive dialogue with the Government of Chile, 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,

A handwritten signature in blue ink that reads "Verene Shepherd".

Verene Shepherd
Chair

Committee on the Elimination of Racial Discrimination