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Excellency,

I write to inform you that in the course of its 78th session, the Committee considered the situation of the Ingarico, Macuxi, Patamona, Taurepang and Wapichana indigenous peoples from the Raposa do Sol, in the State of Roraima, which has been under consideration by the Committee since 2006 under its early warning and urgent action procedure.

The Committee welcomes the responses provided in the Permanent Mission's note verbale dated 23 August 2010 and takes note with satisfaction of the ruling of the Federal Supreme Court of 19 March 2009 which reaffirmed recognition of the rights of indigenous people to their traditional lands and upheld the constitutionality of the demarcation of the Raposa Serra do Sol indigenous land, as well as the administrative procedures applied. The Committee also welcomes the reorganization of the FUNAI through decree 7056/2009 of December 2009 aimed at strengthening participatory management and at prioritizing the role of indigenous peoples in decisions affecting them.

The Committee would like to inform you that this case is now removed from its early warning and urgent action procedure. At the same time, the Committee notes that Brazil has not yet submitted its eighteenth, nineteenth and twentieth periodic reports overdue since January 4th 2008, and invites the State party to do so, in one document, as soon as possible. The Committee invites the State party to include in its next periodic report information on results of investigations conducted, if any, and sanctions imposed on those responsible for violence against indigenous peoples of the Raposa Serra do Sol, and on other measures taken to secure the enjoyment by indigenous peoples of their rights.

Allow me, Excellency, to reiterate the wish of the Committee to continue to engage in a constructive dialogue with the Government of Brazil, with a view to provide it with assistance in the effective implementation of the Convention.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Anwar Kemal', with a long horizontal line extending to the right.

Anwar Kemal

Chairperson of the Committee on the
Elimination of Racial Discrimination

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