

Tables for UN Compilation on South Africa

I. Scope of international obligations¹

A. International human rights treaties²

	<i>Ratified</i>	<i>Not ratified/not accepted</i>
<i>Ratification, accession or succession</i>	ICERD (1998)	ICRMW
	ICESCR (2015)	ICPPED
	ICCPR (1998)	
	ICCPR-OP 2 (2002)	
	CEDAW (1995)	
	CAT (1998)	
	OP-CAT (2019)	
	CRC (1995)	
	OP-CRC-AC (2009)	
	OP-CRC-SC (2003)	
	CRPD (2007)	
<i>Complaints procedures, inquiries and urgent action³</i>	ICERD, art. 14 (1998)	OP-ICESCR
	ICCPR, art. 41 (1998)	OP-CRC-IC
	ICCPR-OP 1 (2002)	ICRMW
	OP-CEDAW, art. 8 (2005)	ICPPED
	CAT, arts. 20, 21 and 22 (1998)	
	OP-CRPD, art. 6 (2007)	
<i>Reservations and / or declarations</i>		ICESCR (Declaration, arts. 13(2)(a) and 14, 2015)
		CAT (Declaration, art. 30, 1998)
		OP-CRC-AC (Declaration, art. 3(2), minimum age of voluntary military recruitment at 18 years, 2009)

During the period under review, South Africa became a party to OP-CAT.

B. Other main relevant international instruments

	<i>Ratified</i>	<i>Not ratified</i>
<i>Ratification, accession or succession</i>	Convention on the Prevention and Punishment of the Crime of Genocide Geneva Conventions of 12 August 1949 and Additional Protocols thereto ⁴ Rome Statute of the International Criminal Court Conventions on refugees and stateless persons ⁵ Palermo Protocol ⁶ ILO fundamental Conventions ⁷ ILO Conventions Nos. 189 and 190 ⁸ Convention against Discrimination in Education	1954 Convention relating to the Status of Stateless Persons 1961 Convention on the Reduction of Statelessness ILO Convention No. 169 and Protocol 029

During the period under review, South Africa became a party to: the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment – Signature 2006, Ratification/accession 2019

II. Cooperation with human rights mechanisms and bodies

A. Cooperation with treaty bodies⁹

Reporting status

<i>Treaty body</i>	<i>Concluding observations included in previous review</i>	<i>Latest report submitted since previous review</i>	<i>Latest concluding observations</i>	<i>Reporting status</i>
CERD	August 2016	2021	--	Ninth to eleventh reports pending consideration.
CESCR	--	2017	October 2018	Second report due in 2023.
HR Committee	March 2016	--	--	Second report overdue since 2020.
CEDAW	--	2019	November 2021	Sixth report due in 2025.

CAT	--	2017	May 2019	Third report due in 2023.
CRC	September 2016	--	--	Third to sixth reports overdue since January 2022. Initial report on OP-CRC-AC overdue since 2011.
CRPD	--	2014	September 2018	Second to fourth report overdue since June 2022.

Country visits and/or inquiries by treaty bodies

<i>Treaty body</i>	<i>Date</i>	<i>Subject matter</i>
CEDAW	September 2019	High prevalence of domestic violence. ¹⁰

B. Cooperation with special procedures¹¹

	<i>Status during the Period Under Review</i>
<i>Standing invitations</i>	Yes (17 July 2003)
<i>Visits undertaken during the period under review</i>	Albinism (16 to 26 September 2019)
<i>Visits agreed to in principle during the period under review</i>	
<i>Visits requested during the period under review</i>	Adequate housing Arbitrary detention Business and human rights Disappearances Extreme poverty Foreign debt Freedom of assembly Freedom of religion Hazardous substances and waste Health Human rights defenders Indigenous persons International democratic order International solidarity

Mercenaries
Migrants
Minorities
Privacy
Racism
Summary execution
Torture
Trafficking in persons

Responses to letters of allegation and urgent appeal

During the period under review 12 communications were sent. The Government replied to 3 communications.

C. Status of national human rights institution¹²

<i>National human rights institution</i>	<i>Status during previous cycle</i>	<i>Status during present cycle¹³</i>
South Africa Human Rights Commission	A (2012)	A (2017)

Notes

¹ Unless indicated otherwise, the status of ratification of instruments listed in the table may be found on the official website of the United Nations Treaty Collection database, Office of Legal Affairs of the United Nations Secretariat, <http://treaties.un.org/>. Please also refer to the United Nations compilation on South Africa from the previous cycle (A/HRC/WG.6/27/ZAF/2).

² The following abbreviations have been used in the universal periodic review document:

ICERD	International Convention on the Elimination of All Forms of Racial Discrimination;
ICESCR	International Covenant on Economic, Social and Cultural Rights;
OP-ICESCR	Optional Protocol to ICESCR;
ICCPR	International Covenant on Civil and Political Rights;
ICCPR-OP 1	Optional Protocol to ICCPR;
ICCPR-OP 2	Second Optional Protocol to ICCPR, aiming at the abolition of the death penalty;
CEDAW	Convention on the Elimination of All Forms of Discrimination against Women;
OP-CEDAW	Optional Protocol to CEDAW;
CAT	Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment;
OP-CAT	Optional Protocol to CAT;
CRC	Convention on the Rights of the Child;
OP-CRC-AC	Optional Protocol to CRC on the involvement of children in armed conflict;
OP-CRC-SC	Optional Protocol to CRC on the sale of children, child prostitution and child pornography;
OP-CRC-IC	Optional Protocol to CRC on a communications procedure;
ICRMW	International Convention on the Protection of the Rights of All

CRPD	Migrant Workers and Members of Their Families;
OP-CRPD	Convention on the Rights of Persons with Disabilities;
ICPPED	Optional Protocol to CRPD;
	International Convention for the Protection of All Persons from Enforced Disappearance.

- ³ Individual complaints: ICCPR-OP 1, art. 1; OP-CEDAW, art. 1; OP-CRPD, art. 1; OP-ICESCR, art. 1; OP-CRC-IC, art. 5; ICERD, art. 14; CAT, art. 22; ICRMW, art. 77; and ICPPED, art. 31. Inquiry procedure: OP-CEDAW, art. 8; CAT, art. 20; ICPPED, art. 33; OP-CRPD, art. 6; OP-ICESCR, art. 11; and OP-CRC-IC, art. 13. Inter-State complaints: ICCPR, art. 41; ICERD, art. 11; ICRMW, art. 76; ICPPED, art. 32; CAT, art. 21; OP-ICESCR, art. 10; and OP-CRC-IC, art. 12. Urgent action: ICPPED, art. 30.
- ⁴ Geneva Convention for the Amelioration of the Condition of the Wounded and Sick in Armed Forces in the Field (First Convention); Geneva Convention for the Amelioration of the Condition of Wounded, Sick and Shipwrecked Members of Armed Forces at Sea (Second Convention); Geneva Convention relative to the Treatment of Prisoners of War (Third Convention); Geneva Convention relative to the Protection of Civilian Persons in Time of War (Fourth Convention); Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of International Armed Conflicts (Protocol I); Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Protection of Victims of Non-International Armed Conflicts (Protocol II). For the official status of ratifications, see Federal Department of Foreign Affairs of Switzerland, at <https://www.dfae.admin.ch/eda/fr/dfae/politique-exterieure/droit-international-public/traites-internationaux/depositaire/protection-des-victimes-de-la-guerre.html>
- ⁵ 1951 Convention relating to the Status of Refugees and its 1967 Protocol.
- ⁶ Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children, supplementing the United Nations Convention against Transnational Organized Crime.
- ⁷ International Labour Organization Convention No. 29 concerning Forced or Compulsory Labour; Convention No. 105 concerning the Abolition of Forced Labour; Convention No. 87 concerning Freedom of Association and Protection of the Right to Organise; Convention No. 98 concerning the Application of the Principles of the Right to Organise and to Bargain Collectively; Convention No. 100 concerning Equal Remuneration for Men and Women Workers for Work of Equal Value; Convention No. 111 concerning Discrimination in Respect of Employment and Occupation; Convention No. 138 concerning Minimum Age for Admission to Employment; Convention No. 182 concerning the Prohibition and Immediate Action for the Elimination of the Worst Forms of Child Labour.
- ⁸ Domestic Workers Convention, 2011 (No. 189) and Violence and Harassment Convention, 2019 (No. 190).
- ⁹ The following abbreviations have been used in the present document:
- | | |
|--------------|---|
| CERD | Committee on the Elimination of Racial Discrimination; |
| CESCR | Committee on Economic, Social and Cultural Rights; |
| HR Committee | Human Rights Committee; |
| CEDAW | Committee on the Elimination of Discrimination against Women; |
| CAT | Committee against Torture; |
| CRC | Committee on the Rights of the Child; |
| CRPD | Committee on the Rights of Persons with Disabilities. |
- ¹⁰ CEDAW/C/ZAF/IR/1, para. 5. See also CEDAW/C/ZAF/OIR/1 and Follow-up report submitted by South Africa on 8 June 2022, available at https://tbinternet.ohchr.org/_layouts/15/treatybodyexternal/Download.aspx?symbolno=CEDAW%2fC%2fZAF%2fFIR%2f1&Lang=en
- ¹¹ For the titles of special procedure mandate holders see: <https://spcommreports.ohchr.org/about/abbreviations>.
- ¹² According to article 5 of the rules of procedure of the Global Alliance of National Human Rights Institutions (GANHRI), the classifications for accreditation used by the Sub-Committee are: A: voting member (fully in compliance with each of the Paris Principles); B: non-voting member (not fully in compliance with each of the Paris Principles or insufficient information provided to make a determination); and C: no status (not in compliance with the Paris Principles).

¹³ The list of national human rights institutions with accreditation status granted by the Global Alliance of National Human Rights Institutions (GANHRI), accessed at: https://ganhri.org/wp-content/uploads/2022/04/StatusAccreditationChartNHRIs_27April2022.pdf
