



**United Nations**

# **Report of the Committee against Torture**

**Sixty-fourth session  
(23 July–10 August 2018)**

**Sixty-fifth session  
(12 November–7 December 2018)**

**Sixty-sixth session  
(23 April–17 May 2019)**

**General Assembly**

**Official Records**

**Seventy-fourth Session**

**Supplement No. 44**



# Report Of The Committee Against Torture Un General Assembly

**United Nations**



## **Report Of The Committee Against Torture Un General Assembly:**

The United Nations Convention Against Torture and its Optional Protocol Manfred Nowak, Moritz Birk, Giuliana Monina, 2019-12-19 The prohibition of torture the right to physical and mental integrity is guaranteed in the strongest terms under international law It is protected as an absolute right non derogable even in times of war or public emergency under many human rights treaties and is also generally accepted as a part of customary international law and even *ius cogens* The main instrument to combat torture within the framework of the United Nations is the Convention Against Torture and other Cruel Inhuman or Degrading Treatment or Punishment CAT This Commentary explores the problematic definition of torture in the Convention the substantive obligations of States parties the principle of non refoulement provisions for international monitoring and also the concept of preventative visits to all places of detention as contained in the Optional Protocol to the CAT It also covers issues including the distinction between torture and cruel inhuman or degrading treatment and the principle of non admissibility of evidence extracted under torture Full article by article commentary on the Convention also provides historical context and thorough analysis of case law and practice from international and regional courts and monitoring bodies Relevant case law from domestic courts are also discussed Despite the broad ratification and the universal recognition of the prohibition of torture and other forms of ill treatment we witness a global crisis affecting the majority of countries worldwide In recent years the protection of human rights is experiencing a particularly serious crisis also affecting the phenomenon of torture in which official narratives and public belief often trivialise and even endorse such practices in the name of security and the fight against terrorism ignoring the suffering and damages it causes On the other hand the positive experiences in some States illustrate that torture can be eradicated if the provisions of CAT and OPCAT are taken seriously and are being fully implemented This is an open access title available under the terms of a CC BY NC 4 0 International licence It is offered as a free PDF download from OUP and selected open access locations *Chinese Yearbook of Human Rights, Volume 5 (2023)* Huawen Liu, Wei Zhang, 2023-10-20 The Chinese Yearbook of Human Rights is a forum for academic exchange between China and the international community in the field of human rights It publishes peer reviewed articles by scholars and practitioners from both within and outside China on human rights issues from the perspectives of law philosophy political science history international relations and other relevant academic disciplines The Yearbook was originally founded in cooperation with the UN Office of the High Commissioner for Human Rights the Raoul Wallenberg Institute of Human Rights and Humanitarian Law and the Chinese Academy of Social Sciences but fell silent from 2008 onwards It now has a new editorial team consisting of internationally based human rights scholars and a team of editors at the Institute for Human Rights of the China University of Political Science and Law and the Center for Human Rights Studies of the Chinese Academy of Social Sciences Volume 5 2023 is the result of that cooperation and focuses on the topical issue of international standards and international monitoring procedures including historical evolution current interpretation and

application the monitoring work by both treaty and Charter based bodies and directions for future developments *The Legal Nature of International Human Rights* Michael K. Addo, 2010-05-17 The role and influence human rights in society has been enhanced by its association with international law and yet despite this legal springboard the scope of its legal nature remains uncertain By analysing the work of international human rights courts and treaty bodies alongside a brief historical review this book assesses the distinctive legal dimension of human rights It concludes that the legalisation of human rights is an unplanned and evolving social construct that continues under the managerial oversight of international human rights courts and treaty bodies which employ the primary tool of treaty interpretation These characteristics of the legal environment of human rights in international law provide a good appreciation of the law itself and its limits

**International Crimes: Volume I: Genocide** Guénaél Mettraux, 2019-06-18 Judge Mettraux's four volume compendium *International Crimes Law and Practice* will provide the most detailed and authoritative account to date of the law of international crimes It is a scholarly tour de force providing a unique blend of academic rigour and an insight into the practice of international criminal law The compendium is unrivalled in its breadth and depth covering almost a century of legal practice dozens of jurisdictions national and international thousands of decisions and judgments and hundreds of cases This first volume discusses in detail the law of genocide its definition elements normative status and relationship to the other core international crimes While the book is an invaluable tool for academics and researchers it is particularly suited to legal practitioners guiding the reader through the practical and evidential challenges associated with the prosecution of international crimes *International Human Rights Monitoring Mechanisms* Alfred Zayas, Bertie G. Ramcharan, Gudmundur Alfredsson, Jonas Grimheden, 2021-10-25 This collection is intended to serve as a thematic textbook on the institutions and procedures devoted to the national implementation of human rights and to the international monitoring of State performance Albeit not exhaustive the coverage extends to most of the monitoring instances available at intergovernmental and non governmental organizations complaints fact finding and investigative procedures State reporting obligations good offices actions dialogue functions human rights education dissemination of human rights information letter campaigns and technical co operation The target audience of the book is students of international human rights law but the book can also serve as a guide for both officials and activists involved in the realization of human rights *International Crimes* Guénaél Mettraux, 2019 This book discusses in detail the law of genocide its definition elements normative status and relationship to the other core international crimes It is the first in a four volume compendium from Judge Mettraux on the four core international crimes *Yearbook of the United Nations, Volume 44 (1990)* United Nations, 2023-09-20 Fully indexed the 1990 edition of the Yearbook is the single most current comprehensive and authoritative reference publication about the work of the United Nations other international organizations and related bodies The book is designed not just for use by diplomats officials and scholars but also by other researchers writers journalists teachers and students The year 1990 was a

remarkably eventful one for the United Nations and in the conduct of international relations This volume of the Yearbook details the activities of the United Nations its many organs agencies and programmes working together to rekindle a new form of multilateral cooperation for a better world It records the diverse and globe encompassing activities of the United Nations and its enduring efforts to deal with the world s pressing concerns particularly matters of international peace and security disarmament human rights the settlement of regional conflicts economic and social development the preservation of the environment control of drugs and narcotic substance abuse crime prevention adequate shelter youth and the ageing and humanitarian assistance for refugees as well as disaster relief The Yearbook is an invaluable tool for anyone seeking in depth information about the United Nations and its family of organisations With the publication of the 1990 edition all 50 editions covering the years from 1946 through 1996 are now available This complete set of Yearbook volumes will facilitate the work of researchers of all kinds everywhere to obtain a comprehensive overview of the activities of the United Nations since its origins

Hearings, Reports and Prints of the House Committee on International Relations United States. Congress. House. Committee on International Relations, 1976      **Yearbook of the United Nations, Volume 41 (1987)** United Nations, 2023-11-27 Issued annually since 1946 47 the Yearbook is the principal reference work of the United Nations providing a comprehensive one volume account of the Organization s work It includes details of United Nations activities concerning trade industrial development natural resources food science and technology social development population environment human settlement children and legal questions along with information on the work of each specialized agency in the United Nations family      **The Treatment of Prisoners under International Law** Nigel Rodley, Matt

Pollard, 2011-04-07 This is the third edition of the pioneering work that has become the standard text in the field The first edition was one of the earliest to establish that the newly developing international law of human rights could be set down as any other branch of international law It also incorporates the complementary fields of international humanitarian law and international criminal law while addressing the problems associated with their interaction with human rights law The book is more than a descriptive analysis of the field It acknowledges areas of unclarity or where developments may be embryonic Solutions are offered Recent developments have confirmed the value of solutions proposed in this edition and the previous one Central to most of the chapters is the human rights norm of most salience in the treatment of prisoners namely the prohibition of torture and cruel inhuman or degrading treatment or punishment The early chapters focus on the period of first detention when detainees are most at risk of having information or confessions however unreliable extracted by unlawful means Voices contemplating the legitimacy of such treatment to combat terrorism have been heard in the wake of the atrocities of 11 September 2001 The book finds that the evidence clearly suggests that the absolute prohibition of such treatment remains firm Other chapters deal with problems of poor prison conditions and of certain extraordinary penalties notably corporal and capital punishment A chapter explores ethical codes for members of professions capable of inflicting or

preventing the prohibited behaviour police and medical and legal professionals Chapters are also devoted to the extreme practice of enforced disappearance and the contribution of the new convention on this phenomenon as well as to extra legal executions

**National Human Rights Action Planning** Azadeh Chalabi, 2018-07-18 This book deals with human rights action planning as a largely under researched area from theoretical doctrinal empirical and practical perspectives and as such provides the most comprehensive studies of human rights planning to date At the theoretical level by advancing a novel general theory of human rights planning it offers an alternative to the traditional state centric model of planning This new theory contains four sub theories contextual substantive procedural and analytical ones At the doctrinal level by conducting a textual analysis of core human rights conventions it reveals the scope and nature of the states obligation to adopt a plan of action for implementing human rights At the empirical level a cross case analysis of national human rights action plans of 53 countries is conducted exploring the major problems of these plans in different phases of planning and uncovering the underlying causes of these problems At the practical level this volume sets out how these plans should be developed and implemented how they can be best monitored by international human rights bodies and how to maximize their effectiveness With discussions bridging human rights theory and practice and development discourse this book will be a useful resource for a wide range of audiences from academics of different disciplines law human rights social policy political science political philosophy legal philosophy development studies planning studies socio legal studies to governments human rights practitioners and the UN human rights bodies

*China and the International Human Rights Regime* Rana Siu Inboden, 2021-03-18 Rana Siu Inboden examines China s role in the international human rights regime between 1982 and 2017 and through this lens explores China s rising position in the world Focusing on three major case studies the drafting and adoption of the Convention against Torture and the Optional Protocol to the Convention against Torture the establishment of the UN Human Rights Council and the International Labour Organization s Conference Committee on the Application of Standards Inboden shows China s subtle yet persistent efforts to constrain the international human rights regime Based on a range of documentary and archival research as well as extensive interview data Inboden provides fresh insights into the motivations and influences driving China s conduct and explores China s rising position as a global power

Congressional-Executive Commission on China Annual Report 2015 , **Yearbook of the United Nations, Volume 48 (1994)** United Nations, 2023-09-29 Fully indexed the 1994 edition of the Yearbook is the single most current comprehensive and authoritative reference publication about the work of the United Nations other international organizations and related bodies The book is designed not just for use by diplomats officials and scholars but also by other researchers writers journalists teachers and students The year 1994 was a remarkably eventful one for the United Nations and in the conduct of international relations This volume of the Yearbook details the activities of the United Nations its many organs agencies and programmes working together to rekindle a new form of multilateral cooperation for a better world It records the diverse and

globe encompassing activities of the United Nations and its enduring efforts to deal with the world's pressing concerns particularly matters of international peace and security disarmament human rights the settlement of regional conflicts economic and social development the preservation of the environment control of drugs and narcotic substance abuse crime prevention adequate shelter youth and the ageing and humanitarian assistance for refugees as well as disaster relief

*The Refugee Status of Persons with Disabilities* Stephanie Anna Motz, 2020-11-04 Persons with disabilities often face persecution How does the 1951 Refugee Convention apply to them In this first comprehensive study on the refugee definition for persons with disabilities Stephanie Motz proposes a disability specific approach to refugee status The book provides a critical analysis of case law on refugee status determination focusing on four selected jurisdictions Each chapter examines a different element of the refugee definition in light of the UN Convention on the Rights of Persons with Disabilities as well as international refugee law standards This book is of particular interest to refugee and disability law scholars and an essential tool for courts and tribunals practitioners and state authorities in the application of the refugee definition to asylum claims of persons with disabilities

**Yearbook of the United Nations, Volume 39 (1985)** United Nations, 2023-08-28

*The International Criminal Court and National Courts* Nidal Nabil Jurdi, 2016-03-03 This book analyzes the position of the ICC in relation to national court systems The research illustrates that what seemed to be a straight forward relationship between the ICC and national courts under the complementarity mechanism proves to be much more complex in practice Using the referrals of Uganda and Darfur the book demonstrates ways in which it might be possible to prosecute for crimes currently not prosecuted by the ICC and brings to light possible solutions to overcome the gaps in law and practice in the jurisdictional relation between the ICC and national systems It will be of value to academics students and policy makers working in the area of international law international organizations and human rights

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*International*

*Criminal Law* M. Cherif Bassiouni, 2008 Volume 1 deals with international crimes. It contains several significant contributions on the theoretical and doctrinal aspects of ICL which precede the five chapters addressing some of the major categories of international crimes. The first two chapters address the sources and subjects of ICL and its substantive contents. The other five chapters address:

- Chapter 3: The Crime Against Peace and Aggression: From its Origins to the ICC
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- Chapter 5: Crimes Against Fundamental Human Rights: Slavery, Slave-Related Practices and Trafficking in Persons, Apartheid, International Prohibition of Torture, The Practice of Torture in the United States, September 11, 2001 to Present
- Chapter 6: Crimes of Terror: Violence, International Terrorism, Kidnapping and Hostage Taking, Terrorism Financing, Piracy, International Maritime Navigation and Installations on the High Seas, International Civil Aviation
- Chapter 7: Crimes Against Social Interest: International Control of Drugs, Challenges in the Development of International Criminal Law, The Negotiations of the United Nations Convention Against Transnational Organized Crime and the United Nations Convention Against Corruption, Transnational Organized Crime, Corruption of Foreign Public Officials, International Criminal Protection of Cultural Property, Criminalization of Environmental Protection

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