

BURUNDI: NEW ADMINISTRATION'S BROKEN PROMISES TO IMPROVE HUMAN RIGHTS

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SUMMARY

This submission was prepared for the Universal Periodic Review (UPR) of Burundi on 4 May 2023. In it, Amnesty International evaluates the implementation of recommendations made to Burundi in its previous UPR, including on extrajudicial and unlawful killings, enforced disappearances, torture and other ill-treatment, arbitrary arrests, attacks against human rights defenders, and shrinking of civic space.

It also assesses the national human rights framework regarding efforts to address cybercrimes, sexual and gender-based violence, past human rights violations through the Truth and Reconciliation Commission, and the promotion and protection of human rights through the National Independent Human Rights Commission.

Amnesty International raises concerns about violations of the rights to freedom of expression, association and peaceful assembly, torture, arbitrary arrests, unlawful detention, poor prison conditions, enforced disappearances, extrajudicial executions and unlawful killings, efforts for truth, justice and accountability, as well as continued persecution of human rights defenders in Burundi.

It ends with a set of recommendations to Burundi which, if implemented, would contribute to improving the human rights situation in the country.

FOLLOW UP TO THE PREVIOUS REVIEW

1. Out of 242 recommendations received during the previous review, Burundi supported 125 and noted 117. Regrettably, Burundi merely noted important recommendations that if implemented would have helped improve the situation in regard to the shrinking of civic space, enforced disappearances, torture and ill-treatment, cooperation with international human rights mechanisms, access to health and education, sexual and gender-based violence, and measures to promote equality and non-discrimination principles.ⁱ Serious concerns remain in these areas and these recommendations should be implemented as soon as possible.
2. Despite President Evariste Ndayishimiye's promises to improve Burundi's human rights situation during his inaugural speech in June 2020ⁱⁱ, Burundian authorities have failed to effectively guarantee freedom of expression, association and peaceful assembly in line with the International Covenant on Civil and Political Rights and the African Charter on Human and Peoples' Rights.ⁱⁱⁱ During the period under review, Burundian authorities have continued to restrict civil society organizing and media by restricting their activities, prosecuting human rights defenders and journalists considered critics of the government and the ruling party. Many independent human rights defenders remain in exile. The March 2022 cybercrime law further restricts human rights online and offline.
3. In a positive move, Burundi ratified the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, but is yet to establish an effective national preventive mechanism regarding torture.^{iv} Regrettably, the state only noted recommendations to investigate allegations of extrajudicial executions, enforced disappearances, torture, and sexual violence committed by state and non-state actors.^v
4. Authorities failed to effectively ensure better access of the population to health care.^{vi} During the 2020 global health crisis, authorities failed to respond appropriately to the Covid-19 pandemic to protect the right to health. In 2011, while authorizing the vaccine campaign, with the support of the World Bank, it refused to commit to manage any side effects or compensation. Doctors also challenged official Covid19 numbers, alleging that actual numbers were higher than what the government published.^{vii} In May 2020, Burundi expelled the country representative of the World Health Organization to conceal facts and statistics about Covid-19. The authorities failed to take timely and effective measures to protect people's right to access vaccines.
5. Burundi supported 14 recommendations to ensure universal access to education.^{viii} In June 2018, the Minister of Education issued a directive to public and private institutions that pregnant teens and young mothers, as well as the boys who made them pregnant, were not allowed in schools.^{ix} The measure was reversed a month later after a national and international outcry. Burundi is yet to ratify the Convention against Discrimination in Education, despite supporting a recommendation to do so in the previous review.^x
6. Burundi committed to ensure effective investigation and prosecution of sexual and gender-based violence.^{xi} Under the period reviewed, the state failed to take steps to investigate allegations of rape, sexual assault, and abuses by its security forces and the Imbonerakure.
7. Regrettably, Burundi merely noted nine recommendations to ensure equality and non-discrimination principles including to decriminalize same-sex relations. These recommendations remain highly relevant as the state has failed to take effective measures to protect victims of violence based on their real or perceived sexual orientation, gender identity and expression. Burundi continues to criminalize same-sex relations among consenting adults.^{xii}

THE NATIONAL HUMAN RIGHTS FRAMEWORK

Cybercrime law

8. In March 2022, Burundi passed a law on cyber criminality. While the legislation introduces important measures against online crimes and abuses, including measures to protect the right to privacy, it also contains clauses that could be used to limit access to information like the establishment of a “unique gateway” for internet connectivity. If enacted, this could facilitate government surveillance and limit access to online activities of critics. Further, the law under Article 9 entrusts network operators to inform users of the risk of breaching public order and security without further details. The government has previously justified arbitrary arrests and unlawful detention of critics on trumped-up charges of “menace to public order” There are also concerns over what constitute an “illegal online activity” and how this could apply to, sex workers, sexual minorities and organizations working on these issues.^{xiii}

Penal Code and Sexual and Gender Based Violence Law

9. The 2016 Law to Protect Victims, Prevent and Repress Gender Based Violence faces application challenges as clauses it refers to in the Penal Code are no longer in existence since the 2017 revision of the penal code. The law also fails to provide reparations to victims of sexual and gender-based violence.

Past human rights violations

10. A 2018 law renewed and amended the mandate of the Truth and Reconciliation Commission (TRC).^{xiv} Initially established by a 2014 law^{xv}, the TRC’s mandate aimed to investigate and establish the truth about violations of human rights and international humanitarian law between 1962 and 2008.^{xvi} The 2018 law expanded this timeframe back to 1885. By selecting this timeframe, the current government continues to exclude any possibility for the TRC to conduct investigations and establish the truth about human rights violations committed under its leadership.

National Independent Human Rights Commission

11. In November 2017, the UN Human Rights Council downgraded the National Independent Human Rights Commission (CNIDH) from “A” to “B” status for failing to demonstrate compliance with the Paris Principles as an independent and credible institution since the 2015 crisis. In June 2021, the Sub-Committee of the Global Alliance of National Human Rights Institutions recommended its re-accreditation to “A” Status, citing improvement of the CNIDH’s efforts to promote and protect human rights in Burundi as well as improved interactions with international human rights systems.^{xvii}

THE HUMAN RIGHTS SITUATION ON THE GROUND

Freedom of expression, association and peaceful assembly

12. Amnesty International is concerned by the continued crackdown on the rights to freedom of expression, association and peaceful assembly in Burundi. In the lead-up to the 2018 referendum, the National Communication Commission banned BBC and Voice of America from broadcasting.^{xviii} Burundian authorities lifted the ban against these two international media outlets, as well on Burundian media houses Bonesha FM and Radio Isanganiro in March 2022. However, African Public Radio (RPA) and Télé Renaissance remain closed to date.
13. Four journalists, Christine Kamikazi, Agnès Ndirubusa, Tércence Mpozenzi, and Egide Harerimana, working for Burundian private media house Iwacu, and their driver Adolphe Masabarakiza, were arrested on 22 October

2019 in the northwestern district of Musigati, Bubanza Province while reporting on clashes between an armed group and security forces.^{xix} The four journalists were granted presidential pardon in December 2020 and released.

14. The government continued to interfere with the work of national and international organizations by clamping down on critics following the 2015 crisis. In 2018 and 2019, the government demanded that NGOs comply with the 2017 NGO law requirement for NGOs to submit personal information, including names and ethnic identities, of their employees.^{xx} The government is yet to put in place safeguards to protect privacy of employees or to avoid discrimination based on ethnicity.^{xxi}
15. In 2018, former rebel leader, Agathon Rwaso, now a member of parliament, founded a new political party, the National Congress for Freedom (CNL). Amnesty International documented several attacks against members and properties of this newly formed political party in the lead-up to the 2020 general election.^{xxii} In 2022, several CNL meetings were disrupted by security forces and the Imbonerakure, including in Gitega province.^{xxiii} In June, celebration activities for CNL's third anniversary were banned in several provinces.^{xxiv} At least two offices of the CNL were burnt down.^{xxv}
16. Burundian authorities continue to impose restrictions against 10 human rights organizations suspended or banned following the 2015 crisis. Independent human rights organizations that were allowed to operate in the country continue to face multiple challenges. In 2019, Consciences and the Evolution of Mentalities (PARCEM) was suspended by the Ministry of Interior after launching a campaign on social and economic issues, including malnutrition, inflation, and poverty. The ban was lifted in April 2021. In March 2022, the police shut down a press conference organized by PARCEM and Anti-corruption and Economic Malpractice Observatory (OLUCOME) to denounce measures, they believed ill-advised, by the Ministry of Interior to deny bicycles, tricycles, and motorcycles access to Bujumbura city centre.

Arbitrary arrests, torture, and unlawful detention

17. The government has failed to end violations and abuses by members of the National Intelligence Service (SNR), the police and other non-state actors, including the Imbonerakure. In the lead-up to the 2020 general elections, Amnesty International documented arbitrary arrests, and detention of CNL members. The CNL alleged that more than 600 members were arrested before and during election day, including some candidates to elective positions.^{xxvi}
18. Amnesty International documented systemic use of torture against members of the opposition and government critics who opposed the late President Pierre Nkurunziza's third term in office.^{xxvii}
19. Mr. Christophe Sahabo, Medical Doctor, Director, and Managing Director of Kira Hospital in Bujumbura was arrested in March 2022 and remained in incommunicado detention for several days. He was detained in an SNR cell and spent more than 30 days before being presented to a magistrate and transferred to Mpimba Prison. Dr. Sahabo was forced to resign as MD of Kira over claims of fraud, money laundering, and forging of documents. He has denied these allegations.^{xxviii}

Prisons and rights of detainees

20. Since the last review, authorities have continued to violate the rights of detainees. Prison conditions remain below regional and international standards. Prisoners and human rights defenders have denounced food scarcity, lack of water and adequate sanitation. Prisoners are held in overcrowded conditions.^{xxix} Following a fire at Gitega Prison in December 2021, authorities are yet to conduct a thorough, impartial, independent, transparent and effective investigation into the incident that killed at least 38 people, according to official accounts.^{xxx} The facility, which was designed for 400 inmates, houses more than 1200 to date.

21. In 2019, authorities failed to take effective steps to protect prisoners against the spread of Covid-19. ACAT-Burundi cited overcapacity of prisons, as well as poor hygiene conditions, as the main challenges in protecting prisoners from Covid-19.^{xxxix}

Enforced disappearances

22. While numbers of enforced disappearances have reduced since the last review, critics of the government and the ruling party remain at great risk of enforced disappearance. In 2021, Ligue Iteka reported 62 cases of enforced disappearances.^{xxxix} On 30 December 2021, Isaac Bamporubusa, a former soldier, went missing. He had been repatriated to Burundi from Rwanda by the UN Refugee Agency two weeks before. It was reported that Isaac Bamporubusa fled Burundi in 2017 because of threats he had received.^{xxxix}

Extrajudicial executions and unlawful killings

23. In 2020, the organization, Ligue Iteka, estimated that more than 400 people were killed by security forces and groups affiliated to the security forces and the ruling party.^{xxxix} In June 2022, a local youth official of the CNL party, Jean Paul Ntirampeba, was found dead near the Rusizi river.^{xxxv} Amnesty International is concerned that Burundi continues to fail to thoroughly, transparently effectively investigate and prosecute these cases.

Truth, justice and accountability

24. The Truth and Reconciliation Commission proposed to introduce a genocide denial bill in March to punish anyone who denied the “genocide against the Hutu in Burundi.” The TRC’s methodology and activity of exhuming bodies continues to be contested by human rights groups and is seen by many Burundian and international actors as part of the ruling party’s victimization narrative.^{xxxvi}
25. Burundian authorities continue to deny regional and international human rights mechanisms access to document human rights violations and monitor the implementation of recommendations of regional and international human rights bodies, including the African Commission on Human and Peoples’ Rights and the UN Human Rights Council. During the update to the Human Rights Council in Geneva, Fortune Gaetan Zongo, the UN Special Rapporteur on human rights situation in Burundi, appealed for access, but Burundian authorities are yet to grant him access to effectively carry out his mandate.

Human rights defenders

26. Human rights defenders and activists continue to be the target of state sponsored attacks and repression. In February 2020, human rights defenders and journalists who opposed President Pierre Nkuruziza’s third term in office were tried and sentenced in absentia without any legal representation. In 2018, human rights defenders Germain Rukuki and Nestor Nibitanga were respectively sentenced to 32 and 5 years. On 4 June 2021, Germain Rukuki’s sentence was reduced from 32 years to one year and he was released at the end of June. Nestor Nibitanga completed his sentence and was released in August 2021.
27. In 2021, lawyer and human rights defender, Tony Germain Nkina^{xxxvii} was sentenced to five years in prison and fined one million Burundian francs. He was arrested on 13 October 2020 in the northern province of Kayanza, Burundi, falsely accused of collaborating with the armed opposition group, RED-Tabara (Resistance for the Rule of Law), a group which the government alleges was responsible for armed attacks in Kayanza province in early October 2020. Tony Germain Nkina was arrested while visiting a client in Kabarore commune – a locality that had been attacked. He was interrogated and held at the SNR office in Kayanza, then taken into police custody before being transferred to Ngozi Prison, in Ngozi Province where he remains in detention.

RECOMMENDATIONS FOR ACTION BY THE STATE UNDER REVIEW

Amnesty International calls on the Government of Burundi to:

Human rights framework

28. Repeal provisions of the of the cybercrimes laws that could facilitate government surveillance and limit access or online activities of critics.
29. Amend the 2016 Law to Protect Victims, Prevent and Repress Gender Based Violence to provide reparations for victims of gender-based violence.
30. Harmonize the 2016 Law to Protect Victims, Prevent and Repress Gender Based Violence law and the Penal Code.
31. Amend the Truth and Reconciliation Commission law of 2018 and expand its mandate to cover the 2015 crisis and allow it to discharge its mandate without any political interference.

Freedom of expression, association and peaceful assembly

32. Lift the ban against RPA and Télé Renaissance, and refrain from and prosecute any threats and intimidation of journalists to enable them to work freely without fear of reprisals.
33. Drop intrusive requests for ethnic information that interferes with the right to freedom of association, and let all NGOs, national or international, operate freely and safely.
34. Lift the ban against Burundian human rights organizations and facilitate their return to Burundi through an effective and inclusive dialogue process.
35. End targeted attacks against National Congress for Freedom (CNL) members and bring to justice those suspected responsible for violence against opposition members and properties and ensure access to justice and effective remedies.

Arbitrary arrests, torture, and unlawful detention

36. As previously recommended, conduct a comprehensive investigation into allegations of arbitrary arrests, torture and unlawful detention, including by members of the National Intelligence Service and the Imbonerakure.
37. Immediately suspend from duty members of security forces suspected of torture and other ill-treatment, and any officials who ordered or condoned such crimes, pending prompt, impartial and independent investigations, and where there is sufficient evidence prosecute those suspected of criminal responsibility in fair trials.
38. Release Dr. Christopher Sahabo, who is unlawfully detained.

Prison and Rights of Detainees

39. Improve prison conditions by creating more space to house inmates and provide sufficient food, water and sanitary items.
40. Reduce the number of incarcerated people by releasing those in pre-trial detention for minor or bailable offences.

Enforced disappearances

41. As previously recommended, conduct prompt, thorough, impartial, independent, transparent, and effective investigations into cases of enforced disappearance and prosecute those allegedly responsible in fair trials

42. As previously recommended, speedily ratify the International Convention for the Protection of All Persons from Enforced Disappearance and recognize the competence of the Committee on Enforced Disappearances to receive and consider communications.

Extrajudicial Executions and Unlawful killings

43. As previously recommended, conduct prompt, thorough, impartial, independent, transparent, and effective investigations into allegations of summary executions and unlawful killings, and prosecute those allegedly responsible for such violations in fair trials, including suspected members of the security forces and the Imbonerakure.

Truth, justice, and accountability

44. Allow UN human rights mechanisms and other regional monitors to conduct investigations on allegations of human rights violations across the country, unimpeded and without restrictions.
45. Investigate and prosecute individuals allegedly responsible for crimes under international law and other grave human rights violations and abuses in fair trials, including in relation to crimes committed since 2008;
46. Pause the exhumations of bodies until a comprehensive framework that will not further traumatize families, reinforce ethnic tensions, and threaten the reconciliation process is put in place.

Human Rights Defenders

47. Quash the convictions of human rights defenders and journalists tried and convicted in absentia following unfair trials, and solely for peacefully exercising their human rights.
48. Release lawyer, Tony Germain Nkina and refrain from illegal arrest, detention, and prosecution of human rights defenders.

ANNEX 1

KEY AMNESTY INTERNATIONAL DOCUMENTS FOR FURTHER REFERENCE

Burundi: Civic space remains closed as election preparations begin, 12 March 2019, Index Number: AFR 16/0014/2019 <https://www.amnesty.org/fr/documents/afr16/0014/2019/en/>

Burundi: Immediately release detained journalists, 24 October 2019, (Index Number: AFR 16/1283/2019), <https://www.amnesty.org/en/documents/afr16/1283/2019/en/>

Burundi: End interference in NGO operations, 10 March 2020 (Index Number: AFR 16/1919/2020), <https://www.amnesty.org/en/documents/afr16/1919/2020/en/>

Burundi: Concrete action needed by new government, 14 July 2020 (Index Number: AFR 16/2695/2020), <https://www.amnesty.org/es/documents/afr16/2695/2020/en/>

Burundi: Human rights priorities for new government, 11 August 2020 (Index Number: AFR 16/2777/2020), <https://www.amnesty.org/en/documents/afr16/2777/2020/en/>

Burundi: Genuine reopening of civic space requires accountability, 11 March 2021 (Index Number: AFR 16/3806/2021), <https://www.amnesty.org/en/documents/afr16/3806/2021/en/>

Burundi: Once again, human rights defender Germain Rukuki's right to a fair trial is violated, 21 May 2021 (Index Number: AFR 16/4166/2021), <https://www.amnesty.org/en/documents/afr16/4166/2021/en/>

Burundi: Shocking decision as appeal court upholds conviction of lawyer Tony Germain Nkina, 8 October 2021 (Index Number: AFR 16/4853/2021), <https://www.amnesty.org/en/documents/afr16/4853/2021/en/>

Burundi: Implement court decisions and release Christa Kaneza, 26 November 2021 (Index Number: AFR 16/5043/2021), <https://www.amnesty.org/en/wp-content/uploads/2021/11/AFR1650432021ENGLISH.pdf>

Burundi: Government must uphold its human rights obligations, curb widespread impunity, 29 June 2022 (Index Number: IOR 40/5768/2022), <https://www.amnesty.org/en/documents/ior40/5768/2022/en/>

Burundi: extend the special rapporteur's mandate, 22 August 2022 (Index Number: AFR 16/5968/2022),
<https://www.amnesty.org/en/documents/afr16/5968/2022/en/>

ANNEX 2

MATRIX OF RECOMMENDATIONS FROM THE PREVIOUS CYCLE, WITH COMMENTS ON PROGRESS

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
Theme: A22 Cooperation with treaty bodies			
137.23 Adopt an open, merit-based selection process for selecting national candidates for United Nations treaty body elections (United Kingdom of Great Britain and Northern Ireland). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A22 Cooperation with treaty bodies D7 Right to participation in public affairs and right to vote S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.22 Implement the recent recommendations of treaty bodies (Cyprus). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A22 Cooperation with treaty bodies S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: A3 Inter-State cooperation & development assistance			
137.40 Cooperate with OHCHR, in line with Human Rights Council resolution 36/2 and as accepted by Burundi (Tunisia). Source of position: A/HRC/38/10/Add.1	Supported	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not Implemented
137.41 Implement Human Rights Council resolution 36/2, adopted on 28 September 2017 (Tunisia); Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.64 Further reinforce its cooperation with the United Nations system in the field of human rights (Côte d'Ivoire). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.68 Ensure full cooperation with all internationally recognized human rights bodies and mechanisms (Afghanistan). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.69 Maintain full cooperation with international human rights mechanisms (Ukraine). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented

137.70 Continue to cooperate with all regional and international mechanisms on protection and promotion of human rights (Angola). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.71 Continue cooperation with the African Union mechanisms on human rights (South Africa). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Partially implemented African Union deployed a group of Human Rights Observers and Military Experts in 2015. The mission ended in May 2021.
Theme: A41 Constitutional and legislative framework			
137.171 Take adequate measures to ensure a safe environment before, during and after the constitutional referendum scheduled for May 2018, and to guarantee freedom of expression (Haiti). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A41 Constitutional and legislative framework D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.201 Step up legislative and political efforts to ensure access to education for all children, particularly girls, including those with disabilities, those born out of wedlock and those in a vulnerable situation (Mexico). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A41 Constitutional and legislative framework E51 Right to education - General S04 SDG 4 - education S10 SDG 10 - inequality Affected persons: - persons with disabilities	No information
137.211 Repeal all discriminatory provisions and align legislation with the Convention on the Elimination of All Forms of Discrimination against Women (Latvia). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A41 Constitutional and legislative framework F12 Discrimination against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	No information
137.224 Adopt effective measures to curtail violence against women and girls, thus enforcing the Law on the prevention and punishment of gender-based violence, repeal legal provisions that discriminate against women and end practices such as forced marriage and child marriage (Spain). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A41 Constitutional and legislative framework F13 Violence against women F31 Children: definition; general principles; protection Affected persons: - women - children	Partially implemented Harmonization of the 2016 GBV law and the penal code is needed.
Theme: A45 National Human Rights Institution (NHRI)			
137.78 Ensure that the National Independent Human Rights Commission is in full compliance with the Paris Principles (Liechtenstein). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Partially implemented The NIHRC regained its "A Status" in 2021 after being downgraded to "B Status" in 2017.

137.79 Further strengthen the National Independent Human Rights Commission by ensuring its independence, in accordance with the Paris Principles (Thailand). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Partially implemented
137.80 Take all necessary steps to ensure the independence of the National Independent Human Rights Commission of Burundi (Afghanistan). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Partially implemented
137.81 Take all necessary action, including the provision of resources, to ensure the credibility and independence of the National Independent Human Rights Commission (Namibia). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	No information
137.82 Strengthen the role of the National Independent Human Rights Commission (Morocco). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Partially implemented
137.83 Continue strengthening national human rights institutions and mechanisms (Nepal). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	No information
Theme: B51 Right to an effective remedy			
137.89 Take measures to improve efficiency, accountability and transparency in the public service of the country (Azerbaijan). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.140 Ensure accountability for grave human rights violations (Ukraine). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: B52 Impunity			
137.136 Continue its efforts to combat impunity for the perpetrators of acts of torture (Angola). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B52 Impunity D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.135 Step up efforts to fight impunity and establish effective mechanisms that immediately ensure the respect and fulfilment of human rights (Costa Rica). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B52 Impunity S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented

137.137 Make all the necessary efforts to fight against impunity and guarantee that perpetrators are punished (Portugal). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B52 Impunity S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.139 Fight impunity for the perpetrators of gross human rights violations (France). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B52 Impunity S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.146 Take all appropriate measures to address the issue of impunity and implement a fully transparent and equitable judicial system, in line with international standards (Italy). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B52 Impunity S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
Theme: B54 Transitional justice			
137.143 Ensure that the Truth and Reconciliation Commission can properly discharge its mandate (Sudan). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	B54 Transitional justice S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented Rather, there is a fear the current government is using the TRC and its mandate to advance a political agenda.
Theme: D1 Civil & political rights - general measures of implementation			
137.172 Allow members of the political opposition, civil society and the media to participate freely and openly in civic and political activity in Burundi (United States of America). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D1 Civil & political rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.90 Guarantee the respect of the fundamental rights and freedoms of the whole population (Argentina). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D1 Civil & political rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - general	Not implemented
137.91 Take measures, in collaboration with the international community, to create an environment in which the people of Burundi can enjoy all human rights (Japan). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D1 Civil & political rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - general	Not implemented
Theme: D25 Prohibition of torture and cruel, inhuman or degrading treatment			
137.112 Take appropriate measures to align the conditions of detainees with international standards, including by preventing and combating torture and other ill-treatment of persons in custody (Italy). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions Affected persons: - persons deprived of their liberty	Not implemented

137.229 Investigate cases and prosecute perpetrators of acts of violence against women, including physical abuse, rape, mutilation and torture (Poland). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Partially implemented The 2016 GBV prevention law needs harmonization with the penal code. Enforcement of the law is yet another issue of concern for many organizations working on women's issues.
137.84 Establish a national preventive mechanism regarding torture, to ensure investigation and prosecution of extrajudicial killings and torture and to hold perpetrators, including State agents, to account (United Kingdom of Great Britain and Northern Ireland). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
137.85 Establish an effective torture prevention mechanism in accordance with the obligations under the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Montenegro). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.86 Consider establishing an independent mechanism tasked with preventing acts of torture (Senegal). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.87 Establish an effective torture prevention mechanism (Holy See). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.88 Pursue its work to enhance the capacity of bodies in charge of prohibition of torture (Russian Federation). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	No information
137.104 Ensure that members of the country's defence and security forces respect human rights under all circumstances (Cyprus). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - law enforcement / police officials - private security	No information
137.105 Ensure respect for human rights by security forces (Spain). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - law enforcement / police officials - private security	No information

137.138 Bring to justice without delay all perpetrators of acts of torture and of any other human rights violations (Switzerland). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	- public officials D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: D26 Conditions of detention			
137.113 Take further steps to improve the condition and treatment of female detainees, pregnant prisoners and children born in prison (Thailand). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D26 Conditions of detention D51 Administration of justice & fair trial S05 SDG 5 - gender equality and women's empowerment S16 SDG 16 - peace, justice and strong institutions Affected persons: - persons deprived of their liberty	No information
137.115 As follow-up to the recommendation contained in paragraph 126.87 of the report of the Working Group from the second cycle (A/HRC/23/9), devise and implement a strategy to improve and reduce the duration of police custody and pretrial detention (Haiti). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D26 Conditions of detention D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - persons deprived of their liberty	Not implemented
Theme: D29 Domestic violence			
137.218 Strengthen the rights of women, in particular with regard to their representation in public life, as well as the fight against domestic violence and the gender pay gap (Algeria). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D29 Domestic violence E32 Right to just and favourable conditions of work F12 Discrimination against women F14 Participation of women in political and public life Affected persons: - women	Partially implemented
Theme: D31 Liberty and security – general			
137.232 Strengthen the capacity of the criminal judiciary and enhance access to legal assistance for survivors of gender-based and sexual violence, without discrimination on any ground (Slovenia). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	D31 Liberty and security - general S05 SDG 5 - gender equality and women's empowerment Affected persons: - judges, lawyers and prosecutors	Not implemented
Theme: E41 Right to health - General			
137.187 Continue efforts being taken to improve access to health through the national health policy 2016–2025 and to improve universal access to basic health education (Sri Lanka). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General E51 Right to education - General S03 SDG 3 - health Affected persons: - general	No information
137.197 Continue efforts to ensure better access of the population to education and health care (Algeria).	Supported	E41 Right to health - General E51 Right to education - General S03 SDG 3 - health S04 SDG 4 - education Affected persons:	No information

Source of position: A/HRC/38/10/Add.1 - Para. 7		- general	
137.186 Continue prioritizing the implementation of the national health policy 2016–2025 in order to improve the state of health of the population (Indonesia). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General S03 SDG 3 - health Affected persons: - general	No information
137.188 Accelerate efforts to improve health services, especially in rural areas, through effective implementation of the national health policy 2016–2025 (Maldives). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General S03 SDG 3 - health Affected persons: - persons living in rural areas	No information
137.189 Further improve its health-care infrastructure in order to enhance access to health care, particularly for women from poor and rural backgrounds (India). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General S03 SDG 3 - health Affected persons: - general - women	No information
137.190 Pay in-depth attention to strengthening the health-care system; in particular, prevent the spread of infectious diseases (Russian Federation). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General S03 SDG 3 - health Affected persons: - general	Not implemented
137.191 Further strengthen efforts to improve the state of health of its population through a better health system (Myanmar). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General S03 SDG 3 - health Affected persons: - general	No information
137.192 Continue its efforts to improve the state of health of the population (Islamic Republic of Iran). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General S03 SDG 3 - health Affected persons: - general	No information
137.193 Continue to take concrete measures to reduce the high ratio of maternal and infant mortality by improving access to skilled basic prenatal and postnatal care, emergency obstetric services and skilled birth attendance (Sri Lanka). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E41 Right to health - General S03 SDG 3 - health Affected persons: - women - children	No information
Theme: E51 Right to education - General			
137.206 Pursue its efforts to eliminate discrimination in education against girls, children with special needs, internally displaced persons, refugees, children of the Batwa minority and children with albinism (Slovenia).	Supported	E51 Right to education - General G4 Migrants G5 Refugees & asylum seekers S10 SDG 10 - inequality Affected persons: - children	No information

Source of position: A/HRC/38/10/Add.1 - Para. 7			
137.207 Pay particular attention to the schooling of children with disabilities, displaced and refugee children and children with albinism (Togo). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General G5 Refugees & asylum seekers S10 SDG 10 - inequality Affected persons: - general - children - migrants	Not implemented
137.198 Strengthen its efforts to promote access to education for all (Islamic Republic of Iran). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General S04 SDG 4 - education Affected persons: - general - children	No information
137.199 Continue efforts to pass laws, programmes and plans to promote universal access to education (Libya). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General S04 SDG 4 - education Affected persons: - general	Not implemented
137.200 Further promote the policy to ensure access to education for all and full enrolment of all children in school, in line with the Government's strategy (Democratic People's Republic of Korea). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General S04 SDG 4 - education Affected persons: - children	No information
137.202 Continue to implement its education policy of universal access to basic schooling, particularly access by girls to education (Myanmar). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General S04 SDG 4 - education S05 SDG 5 - gender equality and women's empowerment Affected persons: - girls	Implemented
137.203 Continue efforts to increase the school enrolment rate of girls so that they have equal access to education and to fight against discrimination and violence against girls (State of Palestine). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General S04 SDG 4 - education S05 SDG 5 - gender equality and women's empowerment Affected persons: - girls	Not implemented
137.204 Continue ensuring girls' education by abolishing school fees in basic education (Ethiopia). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General S04 SDG 4 - education S05 SDG 5 - gender equality and women's empowerment Affected persons: - girls	Implemented
137.205 Increase its efforts to ensure access to education for all, including girls, persons with disabilities and other vulnerable groups (Azerbaijan). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	E51 Right to education - General S04 SDG 4 - education S10 SDG 10 - inequality Affected persons: - girls - persons with disabilities	Not implemented
Theme: F1 Women			
137.215 Allocate adequate human, technical and financial resources necessary to ensure	Supported	F1 Women Affected persons:	

the implementation of the national gender policy (Ghana). Source of position: A/HRC/38/10/Add.1 - Para. 7		- general - women	Not implemented
137.216 Allocate the human, technical and financial resources necessary to implement the national gender policy and, in this context, remove the obstacles that most women continue to face in the process of their economic empowerment (Mauritania). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F1 Women F11 Advancement of women F12 Discrimination against women Affected persons: - women	Not implemented
137.235 Continue implementing policies aimed at promoting women's full and equal participation in decision-making at the national and local levels (Timor-Leste). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F1 Women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented
Theme: F11 Advancement of women			
137.219 Continue the full implementation of initiatives that break barriers for the economic empowerment of women (Bahrain). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F11 Advancement of women Affected persons: - women	Partially implemented The Women Development and Investment Bank launched its activities in March 2022.
Theme: F12 Discrimination against women			
137.220 Continue efforts to combat violence and discrimination against women (Egypt). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F12 Discrimination against women Affected persons: - women	Partially implemented
137.208 Step up its efforts towards achieving gender equality (Portugal). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F12 Discrimination against women F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented
137.227 Continue efforts to combat gender-based violence against women and promote gender equality (Nepal). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F12 Discrimination against women F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Partially implemented
137.210 Harmonize gender equality to guarantee the equal rights of men and women (Turkmenistan). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F12 Discrimination against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented
137.212 Accelerate the domestic law reforms in order to harmonize all laws in line with the Convention on the Elimination of All Forms of Discrimination against Women, and ensure their effective implementation (Albania).	Supported	F12 Discrimination against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented

Source of position: A/HRC/38/10/Add.1 - Para. 7			
Theme: F13 Violence against women			
137.221 Continue efforts to fight against gender-based violence (Morocco). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women Affected persons: - women	Partially implemented
137.222 Step up its efforts to effectively implement its policy to prevent and combat all forms of violence against women (Honduras). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women Affected persons: - women	Not implemented
137.225 Further undertake firm preventive measures to combat and prohibit all forms of violence against women committed by all parties (Thailand). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women Affected persons: - women	Partially implemented
137.226 Adopt and implement effective measures to address sexual violence against women and girls (Maldives). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented
137.228 Strengthen measures aimed at combating gender-based violence (Georgia). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented
137.230 Ensure that allegations of violence against women are thoroughly investigated and that perpetrators are brought to justice (Sierra Leone). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented
137.231 Take all necessary measures to effectively enforce Act No. 1/13 of September 2016 on the prevention and punishment of gender-based violence, by bringing perpetrators to justice and assuring full rehabilitation for the victims (Republic of Moldova); Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented
137.233 Take effective measures, including strengthening the capacity of the criminal judiciary and enhancing access to legal assistance for survivors of gender-based violence, without any discrimination, in order to punish the perpetrators of rape and other forms of sexual violence against women and girls (Hungary).	Supported	F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	Not implemented

Source of position: A/HRC/38/10/Add.1 - Para. 7			
137.234 Strengthen multisectoral actions aimed at eradicating gender-based violence, considering the importance of the empowerment of rights and awareness initiatives and paying special attention to appropriate mechanisms for this purpose (Ecuador). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - women	No information
Theme: F14 Participation of women in political and public life			
137.217 Continue efforts to promote full and equal participation of women in decision-making at all levels (State of Palestine). Source of position: A/HRC/38/10/Add.1 - Para. 7	Supported	F14 Participation of women in political and public life Affected persons: - women	Not implemented
Theme: A12 Acceptance of international norms			
137.13 Accede again and without delay to the Rome Statute of the International Criminal Court, and incorporate it into national legislation (Austria). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A12 Acceptance of international norms A41 Constitutional and legislative framework B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.14 Re-adhere to the Rome Statute of the International Criminal Court, and align national legislation with all the obligations under the Rome Statute (Latvia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A12 Acceptance of international norms A41 Constitutional and legislative framework B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.11 Ratify the International Convention for the Protection of All Persons from Enforced Disappearance (Honduras) (Morocco) (Spain) (Togo) (Ukraine); accede to the International Convention for the Protection of All Persons from Enforced Disappearance (Sierra Leone). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D32 Enforced disappearances S16 SDG 16 - peace, justice and strong institutions Affected persons: - disappeared persons	Not implemented
137.12 Sign and ratify the International Convention for the Protection of All Persons from Enforced Disappearance (Chile). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D32 Enforced disappearances S16 SDG 16 - peace, justice and strong institutions Affected persons: - disappeared persons	Not implemented
137.5 Ratify the Optional Protocol to the International Covenant on Economic, Social and Cultural Rights (Spain).	Noted	A12 Acceptance of international norms E1 Economic, social & cultural rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions	Not implemented

Source of position: A/HRC/38/10/Add.1 - Para. 8		Affected persons: - general	
137.7 Ratify the Optional Protocol to the Convention on the Rights of the Child on a communications procedure (Croatia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A12 Acceptance of international norms F31 Children: definition; general principles; protection S16 SDG 16 - peace, justice and strong institutions Affected persons: - children	Not implemented
Theme: A22 Cooperation with treaty bodies			
137.61 Fully cooperate with the United Nations human rights mechanisms, including the Commission of Inquiry on Burundi and, in particular, refrain from any acts of reprisal or intimidation against those who cooperate with such mechanisms (New Zealand). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A22 Cooperation with treaty bodies B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.31 Re-establish contact with OHCHR, ensure unhindered access to all human rights mechanisms and guarantee that those cooperating with the United Nations will not be subjected to reprisals (Republic of Moldova). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A22 Cooperation with treaty bodies S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
Theme: A24 Cooperation with special procedures			
137.32 Urgently resume its cooperation with OHCHR, and grant country access to the Special Rapporteur on the situation of human rights defenders and the Commission of Inquiry on Burundi (Ireland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A24 Cooperation with special procedures B51 Right to an effective remedy H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
137.58 Make progress with regard to the implementation of Security Council resolution 2303 (2016), cooperate with the Commission of Inquiry and respond positively to visit requests from United Nations special rapporteurs (Austria). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A24 Cooperation with special procedures B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.25 Respond positively to requests for visits from United Nations special rapporteurs, including the Special Rapporteur on torture and other cruel, inhuman or degrading treatment or punishment (Zambia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A24 Cooperation with special procedures D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.24 Respond positively to the pending visit requests from the special procedure mandate holders (Latvia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A24 Cooperation with special procedures S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented

137.26 Guarantee free access for special procedure mandate holders of the Human Rights Council (Costa Rica). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A24 Cooperation with special procedures S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: A28 Cooperation with other international mechanisms and institutions			
137.62 Resume cooperation with the mechanisms of the United Nations system on the protection and promotion of human rights (Chile). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A28 Cooperation with other international mechanisms and institutions S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: A3 Inter-State cooperation & development assistance			
137.27 Step up efforts to finalize the memorandum of understanding with OHCHR, thereby establishing cooperation with the Office (Botswana). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.28 Finalize swiftly the memorandum of understanding with OHCHR (Ukraine). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.29 Fast-track the process leading to the finalization of the memorandum of understanding with OHCHR with a view to restoring cooperation with the Office (Namibia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.30 Re-establish relations with OHCHR and conclude the outstanding memorandum of understanding on the status of the office of OHCHR in Bujumbura (Germany). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.33 Resume full cooperation and collaboration with OHCHR in Burundi to allow the High Commissioner to fulfil his mandate free from any interference (Ghana). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.34 Resume swiftly formal cooperation with OHCHR in Bujumbura (Belgium). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.35 Resume working with OHCHR in the country (Portugal).	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions	Not implemented

Source of position: A/HRC/38/10/Add.1 - Para. 8		Affected persons: - general - public officials	
137.39 Cooperate fully with OHCHR by restoring the full mandate of its office in Bujumbura (Switzerland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.43 Allow OHCHR to resume its documentation of human rights violations in the country (Cyprus). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.45 Explore opportunities of partnership with OHCHR with a view to benefiting from relevant assistance and support from the Office (Azerbaijan). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.59 Consider resuming cooperation with United Nations mechanisms, in particular, the Human Rights Council and OHCHR (Senegal). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.170 Ensure humanitarian access and humanitarian space for all relevant actors, including human rights agencies and foreign non-governmental organizations, without discrimination, including by revising articles 16 to 19 and 29 of the new charter on foreign non-governmental organizations (Germany). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A3 Inter-State cooperation & development assistance S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: A41 Constitutional and legislative framework			
137.76 Ensure that all groups of citizens, including the members of opposition currently in exile, can freely and safely participate in the constitutional referendum, and discontinue the practice of systematic and illegal detention of returnees upon their arrival at the border (Czechia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework D26 Conditions of detention D41 Freedom of movement S16 SDG 16 - peace, justice and strong institutions Affected persons: - persons deprived of their liberty	Not implemented
137.150 Fully respect, protect and fulfil the rights to freedom of expression and of assembly, including by lifting restrictive provisions of the Penal Code Act, the 2015 press law, and the Law on public gatherings to conform with regional and international human rights obligations (New Zealand). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework D43 Freedom of opinion and expression D44 Right to peaceful assembly S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented

137.223 Continue to significantly strengthen measures combating gender-based and sexual violence against women, and consider decriminalizing certain conduct based on sexual orientation and gender identity (New Zealand). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework F13 Violence against women Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
137.157 Lift the measures limiting or preventing the legitimate work of members of civil society and journalists, in particular by amending the new laws governing the press, foreign non-governmental organizations and non-profit organizations in Burundi with a view to ensuring their compliance with international human rights norms (Switzerland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.93 Decriminalize homosexuality (Iceland) (Timor-Leste). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
137.94 Decriminalize homosexuality and abolish practices that promote discrimination based on sexual orientation (Ecuador). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
137.95 Take steps to decriminalize same-sex relations (Australia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
137.96 Take measures to decriminalize consensual sexual relations between same-sex adults, guaranteeing the full respect for human rights of all, regardless of sexual orientation or gender identity (Uruguay). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
137.97 Take the necessary measures to repeal the legal provisions that criminalize and discriminate against lesbian, gay, bisexual, transgender and intersex persons (Argentina). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
Theme: A45 National Human Rights Institution (NHRI)			

137.131 Put an end to impunity by investigating and prosecuting all human rights violations, allowing the national human rights commission to take independent action and cooperating with the Human Rights Council and the International Criminal Court (Spain). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A45 National Human Rights Institution (NHRI) B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.133 Intensify its efforts to combat impunity by conducting thorough, independent and impartial investigations of alleged violations and abuses identified by its national commission of human rights (Brazil). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	A45 National Human Rights Institution (NHRI) B52 Impunity S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: B11 International humanitarian law			
137.19 Reconsider the withdrawal from the International Criminal Court and cooperate fully with international mechanisms, including the Commission of Inquiry on Burundi established by the Human Rights Council, allowing it to carry out visits to the country and providing it with all the information necessary to fulfil its mandate (Italy). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B51 Right to an effective remedy B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.42 Fulfil its obligation as a member of the Human Rights Council and fully cooperate with the Commission of Inquiry on Burundi and with the team of three United Nations experts, and with the International Criminal Court, including by granting access (Germany). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B51 Right to an effective remedy B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.48 Cooperate with the United Nations Commission of Inquiry, and the International Criminal Court's investigation, to help ensure that perpetrators of abuse are brought to justice (Australia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B51 Right to an effective remedy B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.65 Re-establish cooperation with all international human rights, investigating and judicial mechanisms, including the International Criminal Court and the Commission of Inquiry on Burundi (Poland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B51 Right to an effective remedy B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented

137.66 Ensure unhindered access by United Nations entities, including OHCHR and the Commission of Inquiry, to all areas, and continue cooperating with the Prosecutor of the International Criminal Court (Iceland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B51 Right to an effective remedy B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - judges, lawyers and prosecutors - public officials	Not implemented
137.134 Close the impunity gap and ensure that all perpetrators of atrocity crimes are held accountable in national courts or at the International Criminal Court (Liechtenstein). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B51 Right to an effective remedy B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.57 Improve its cooperation with United Nations mechanisms, in particular by implementing Security Council resolution 2303 (2016), by resuming cooperation with OHCHR, cooperating with the Commission of Inquiry on Burundi and reconsidering its decision to withdraw from the Rome Statute (Greece). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B51 Right to an effective remedy B52 Impunity S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.15 Reconsider its withdrawal from the Rome Statute of the International Criminal Court (Liechtenstein). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.17 Reconsider the decision to withdraw from the Rome Statute of the International Criminal Court (Portugal). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.18 Reconsider its decision to withdraw from the Rome Statute and cooperate fully with the International Criminal Court in the ongoing investigation (Cyprus). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.36 Resume cooperation with OHCHR and continue to cooperate with the Prosecutor of the International Criminal Court (Honduras). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.52 Fulfil its obligation to cooperate with the investigation of the International Criminal Court (Canada).	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions	Not implemented

Source of position: A/HRC/38/10/Add.1 - Para. 8		Affected persons: - public officials	
137.53 Comply with its legal obligations by fully cooperating with the International Criminal Court in all stages of the recently opened investigation and proceedings (Liechtenstein). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.54 Allow and enable the conducting of investigations by the International Criminal Court, which were launched before Burundi's withdrawal from the Court (Poland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.55 Allow investigations by the Prosecutor of the International Criminal Court to be carried out unhindered (Denmark). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.56 Fully cooperate with the International Criminal Court's investigation regarding crimes within the Court's jurisdiction and allegedly committed in Burundi, or by Burundian nationals outside Burundi, between 26 April 2015 and 26 October 2017 (Sweden). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.16 Reconsider its decision to withdraw from the Rome Statute (Croatia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B11 International humanitarian law B52 Impunity S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: B31 Equality & non-discrimination			
137.99 Ensure non-discrimination on the basis of sexual orientation and gender identity, in line with Burundi's national and international human rights obligations (Chile). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B31 Equality & non-discrimination S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
Theme: B51 Right to an effective remedy			
137.141 Take measures to ensure accountability following the work of the Truth and Reconciliation Commission (Republic of Korea). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy B54 Transitional justice S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented

137.109 Call for the immediate end of all forms of torture and set up an independent mechanism to investigate complaints of torture and ill-treatment (Hungary). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.169 Investigate all alleged reports of violence against, and intimidation, harassment and surveillance of, human rights defenders, and conduct prompt and impartial investigations with a view to holding the perpetrators accountable (Ghana). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
137.37 Restore immediately cooperation with OHCHR and grant access to the Human Rights Council-mandated Commission of Inquiry on Burundi (Rwanda). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.38 Re-establish cooperation and collaboration with OHCHR and the Commission of Inquiry by allowing their members unhindered access to the country and relevant sites and people (Albania). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.44 Allow OHCHR in Burundi and the Commission of Inquiry to conduct their work without undue interference or threat (United States of America). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.46 Cooperate with the United Nations Commission of Inquiry, as well as with OHCHR, with a view to improving the human rights situation on the ground and promoting accountability (Brazil). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.47 Cooperate with the Human Rights Council-mandated Commission of Inquiry and allow its members unhindered access to the country, including to victims of human rights violations and abuses (Hungary). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.49 Offer full cooperation to the Human Rights Council-mandated Commission of Inquiry on Burundi to conduct unhindered visits to the country, and provide it with all the information and assistance necessary to fulfil its mandate (Czechia).	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented

Source of position: A/HRC/38/10/Add.1 - Para. 8			
137.50 Permit immediately the Commission of Inquiry to enter Burundi to conduct its investigation, as mandated by the Human Rights Council (Denmark). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.51 Give full and unhindered access in the country to the Commission of Inquiry established by the Human Rights Council, and fully cooperate with the Commission (Norway). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - public officials	Not implemented
137.60 Fulfil its obligations and fully cooperate with United Nations mechanisms, including the Commission of Inquiry, set up by the Human Rights Council (Slovenia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.106 Issue orders to the police, the military and the Imbonerakure to refrain from all forms of violence, in particular against women, and ensure accountability for perpetrators of such violence (Liechtenstein). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - women	Not implemented
137.116 Ensure due investigation into the findings of the Commission of Inquiry with regard to gross human rights violations and international crimes, and ensure that alleged perpetrators are promptly prosecuted through credible, independent and fair judicial procedures (Sweden). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
137.125 Investigate violations and abuses of human rights and ensure that those responsible are held accountable (United States of America). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B51 Right to an effective remedy S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: B52 Impunity			
137.142 Establish a judicial mechanism to follow the work of the Truth and Reconciliation Commission to end impunity and to ensure that human rights violations are prosecuted (Germany). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B52 Impunity B54 Transitional justice S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented

137.101 Put an end to the gross human rights violations carried out in a context of impunity and the lack of independence of the judiciary, in particular violations to the right to life, extrajudicial executions, arbitrary arrests and detention and enforced disappearances (France). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B52 Impunity D21 Right to life D22 Extrajudicial, summary or arbitrary executions D26 Conditions of detention D32 Enforced disappearances D33 Arbitrary arrest and detention D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
137.132 Combat impunity by undertaking independent, effective and impartial investigations into allegations of extrajudicial executions and unlawful and excessive use of force, and allowing independent international and regional human rights investigators full and free access to investigate allegations of extrajudicial executions and mass grave sites (New Zealand). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B52 Impunity D22 Extrajudicial, summary or arbitrary executions D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
137.117 Undertake immediate and independent investigations into allegations of extrajudicial execution, excessive use of force by security forces, forced disappearance and arbitrary detention and, where there is sufficient admissible evidence, prosecute those responsible (Netherlands). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B52 Impunity D25 Prohibition of torture and cruel, inhuman or degrading treatment D26 Conditions of detention D32 Enforced disappearances D33 Arbitrary arrest and detention S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - law enforcement / police officials	Not implemented
137.67 Allow independent international and regional human rights investigators full and free access to investigate allegations of extrajudicial execution and mass grave sites (Iceland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B52 Impunity D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
Theme: B54 Transitional justice			
137.144 Establish a special tribunal, as provided for in the Arusha Peace and Reconciliation Agreement, or another similar and appropriate judicial instrument (Greece). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	B54 Transitional justice S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
Theme: D1 Civil & political rights - general measures of implementation			
137.127 Take the necessary measures to investigate acts of violence and all human rights violations as well as to sanction the perpetrators (Argentina). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D1 Civil & political rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented

Theme: D21 Right to life

137.120 Take measures for the effective investigation of serious human rights violations committed by all parties in the conflict, including State authorities, and ensure that members of the armed and security forces have the necessary training to respect the rights of the population (Mexico). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D21 Right to life D1 Civil & political rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - law enforcement / police officials	Not implemented
137.130 Conduct prompt and impartial investigations of all crimes against journalists (Georgia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D21 Right to life D1 Civil & political rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented

Theme: D22 Extrajudicial, summary or arbitrary executions

137.121 Investigate allegations of extrajudicial executions, enforced disappearances, abductions and torture committed by security forces and prosecute perpetrators (Poland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D22 Extrajudicial, summary or arbitrary executions D25 Prohibition of torture and cruel, inhuman or degrading treatment D32 Enforced disappearances D33 Arbitrary arrest and detention S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - persons deprived of their liberty	Not implemented
137.118 Undertake independent, effective and impartial investigations into all allegations of serious human rights violations, such as extrajudicial executions and excessive use of force by security forces, intelligence services and the Imbonerakure, and prosecute those responsible (Germany). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D22 Extrajudicial, summary or arbitrary executions D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
137.122 Undertake immediately independent, effective and impartial investigations into allegations of extrajudicial executions and unlawful and excessive use of force by security forces, and where there is sufficient admissible evidence, prosecute those suspected of being responsible (Finland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D22 Extrajudicial, summary or arbitrary executions D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
137.102 Put an immediate end to extrajudicial executions, enforced disappearances, arbitrary detentions and other serious human rights violations (Chile). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D22 Extrajudicial, summary or arbitrary executions D26 Conditions of detention D32 Enforced disappearances D33 Arbitrary arrest and detention S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented

137.128 Investigate and hold to account perpetrators of extrajudicial killings (Australia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D22 Extrajudicial, summary or arbitrary executions S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
137.129 Conduct investigations and prosecute alleged perpetrators of extrajudicial killings (Austria). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D22 Extrajudicial, summary or arbitrary executions S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
Theme: D25 Prohibition of torture and cruel, inhuman or degrading treatment			
137.111 Cease immediately torture and other ill-treatment of detainees and allow them to have a fair trial (Albania). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D25 Prohibition of torture and cruel, inhuman or degrading treatment D26 Conditions of detention D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - persons deprived of their liberty	Not implemented
137.126 Conduct effective investigations into all allegations of acts of torture and inhuman and degrading treatment in its detention centres (Zambia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D25 Prohibition of torture and cruel, inhuman or degrading treatment D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions Affected persons: - persons deprived of their liberty	Not implemented
137.124 Promptly investigate extrajudicial killings, forced disappearances, torture and sexual violence, and bring the perpetrators to justice (Norway). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D25 Prohibition of torture and cruel, inhuman or degrading treatment D32 Enforced disappearances S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - persons deprived of their liberty	Not implemented
137.119 Conduct prompt and impartial investigations into unlawful acts committed by security forces and Imbonerakure youth, such as extrajudicial execution, arbitrary arrest and torture of members of the opposition, journalists, civil society activists and persons perceived as having supported the opposition and their families (Czechia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D25 Prohibition of torture and cruel, inhuman or degrading treatment D33 Arbitrary arrest and detention S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors - persons deprived of their liberty - human rights defenders	Not implemented
137.103 Take urgent measures to put an end to extrajudicial execution and acts of torture (Georgia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - judges, lawyers and prosecutors	Not implemented
137.107 Take prompt action to prevent the Imbonerakure from continuing its abuse and illegal activities (Norway). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions Affected persons: - mercenaries	Not implemented

Theme: D26 Conditions of detention

137.114 Conduct immediately a review of the legality of detention of arbitrarily arrested persons (Republic of Korea). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions Affected persons: - persons deprived of their liberty	Not implemented
Theme: D28 Gender-based violence			
137.98 Establish legal protections against discrimination based on sexual orientation or gender identity (Australia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D28 Gender-based violence S16 SDG 16 - peace, justice and strong institutions S10 SDG 10 - inequality Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
Theme: D42 Freedom of thought, conscience and religion			
137.77 Initiate an unbiased mediation of the conflict and establish well-monitored democratic processes that include all sectors of society by promoting political and social reconciliation and respect for freedom of religion (Holy See). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D42 Freedom of thought, conscience and religion S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
Theme: D43 Freedom of opinion and expression			
137.153 Guarantee fully freedom of expression and the press, and freedom of assembly and association, in accordance with the International Covenant on Civil and Political Rights (Greece). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
137.151 Fully respect freedom of expression and assembly, reopen independent media, and put an end to the persecution of human rights defenders, civil society actors and opposition politicians (Norway). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D43 Freedom of opinion and expression D44 Right to peaceful assembly H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - human rights defenders	Not implemented
137.154 Guarantee the full exercise of the rights to freedom of expression and association and ensure a safe environment conducive to the work of human rights defenders and civil society organizations (Italy). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D43 Freedom of opinion and expression D45 Freedom of association H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
137.152 Ensure respect of the right to freedom of expression, in particular for the independent press and human rights defenders (France). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D43 Freedom of opinion and expression H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
Theme: D44 Right to peaceful assembly			

137.155 Ensure the respect of the freedoms of association, assembly and protest, in particular for human rights defenders (France). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D44 Right to peaceful assembly D45 Freedom of association H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
Theme: D7 Right to participation in public affairs and right to vote			
137.72 Engage constructively with the opposition to find a solution to the crisis in Burundi that is conducive to free, fair and peaceful elections in 2020 (Norway). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D7 Right to participation in public affairs and right to vote S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.73 Commit to comprehensive dialogue involving all stakeholders, as it is crucial to ensure that a free, fair and transparent presidential election is conducted peacefully in 2020 (Japan). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D7 Right to participation in public affairs and right to vote S16 SDG 16 - peace, justice and strong institutions Affected persons: - general - public officials	Not implemented
137.74 Engage in open and constructive dialogue with all stakeholders to end the political impasse, and take steps to ensure inclusive and equal participation in political decision-making (Australia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	D7 Right to participation in public affairs and right to vote S16 SDG 16 - peace, justice and strong institutions Affected persons: - general	Not implemented
Theme: F12 Discrimination against women			
137.209 Actively promote gender equality, the prevention of sexual and gender-based violence, and awareness of lesbian, gay, bisexual, transgender and intersex issues, including the strengthening of the legal framework in this area (Canada). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	F12 Discrimination against women F13 Violence against women S05 SDG 5 - gender equality and women's empowerment Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
Theme: H1 Human rights defenders			
137.123 Investigate, prosecute lawfully and, if they are convicted, adequately punish those guilty of human rights violations, including those committed against human rights defenders, members of civil society and the press, as well as against lesbian, gay, bisexual and transgender persons (Greece). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Not implemented
137.156 Lift the legal and financial measures targeting human rights defenders and journalists and, in the short term, take all necessary measures to prevent acts of harassment and violence against them, in	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented

particular by ensuring that the perpetrators are brought to justice (Belgium). Source of position: A/HRC/38/10/Add.1 - Para. 8			
137.158 Lift the legal and financial measures against human rights defenders and journalists, and prevent all acts of harassment and violence against them (Austria). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.159 Review the laws adopted in 2017 regarding non-profit organizations and foreign non-governmental organizations, and lift suspensions and reverse the revocation of licences of media and civil society organizations so they can resume their activities with complete independence (Sweden). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.160 Ensure the safety, and respect the independence of, all media and civil society organizations, including by withdrawing all restrictive measures adopted since April 2015 (Canada). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.161 Allow civil society activists, journalists and international human rights organizations to carry out their work without obstruction and reprisals, including by lifting the legal and financial measures targeting them (Finland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.162 End all acts of reprisal, intimidation and harassment against journalists and media in and outside Burundi, and avoid new legal restrictions on media independence (Netherlands). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented
137.163 Put an end to the sanctions against non-governmental organizations defending human rights, media and civil society and set up a national mechanism for the protection of human rights defenders (Czechia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Partially implemented Some media allowed to work Isanganiro, Bonesha, VOA, BBC
137.164 Put an immediate end to any intimidation of or sanction against members of non-governmental organizations	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - media	Not implemented

defending human rights and journalists (Estonia). Source of position: A/HRC/38/10/Add.1 - Para. 8			
137.165 Guarantee that human rights defenders are able to carry out their legitimate activities independently and without fear of reprisal, prosecution or intimidation, and ensure prompt, thorough and impartial investigations into all violations against them, as well as prosecution of perpetrators (Ireland). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
137.166 Guarantee that human rights defenders can carry out their activities freely and without reprisal (Spain). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
137.167 Take the necessary measures to ensure the full protection of human rights defenders (Georgia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented
137.168 Take measures to prevent acts of harassment and intimidation against human rights defenders and journalists (Latvia). Source of position: A/HRC/38/10/Add.1 - Para. 8	Noted	H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions Affected persons: - human rights defenders	Not implemented

ⁱ United Nations Human Rights Council, *Matrix Recommendations Burundi*, 38th Session, March 2018

ⁱⁱ UN Commission of Inquiry on Burundi: *Burundi needs more than a new President to break the cycle of violence*, say UN investigators, 14 July 2020, <https://www.ohchr.org/en/press-releases/2020/07/burundi-needs-more-new-president-break-cycle-violence-say-un-investigators>

ⁱⁱⁱ A/HRC/38/10/Add.1, recommendation 137.153 [Greece], Para. 8

^{iv} A/HRC/38/10/Add.1, recommendation 137.84 [United Kingdom, Northern Ireland], Para 7

^v A/HRC/38/10/Add.1, recommendations 137.121, 137.124 [Poland, Norway], Para 8

^{vi} A/HRC/38/10/Add.1, recommendation 137.197 [Algeria], Para 7

^{vii} Amnesty International, *Burundi Chapter, Annual Report 2021/22*
<https://www.amnesty.org/en/documents/pol10/4870/2022/en/> (Index Number: POL 10/4870/2022)

^{viii} A/HRC/38/10/Add.1, recommendations 137.21 [Togo], 137.201 [Mexico], 137.182 [China], 137.187 [Sri-Lanka], 137.197 [Algeria], 137.206 [Slovenia], 137.207 [Togo], 137.198 [Islamic Republic of Iran], 137.199 [Libya], 137.200 [Democratic People's Republic of South Korea], 137.202 [Myanmar], 137.203 [State of Palestine], 137.204 [Ethiopia], 137.205 [Azerbaijan] Para. 7

^{ix} Rebecca Ratcliffe, Pregnant teens and expectant fathers barred from school in Burundi, *The Guardian*, 3 July 2018, <https://www.theguardian.com/global-development/2018/jul/03/pregnant-teenage-girls-expectant-fathers-barred-school-burundi>

^x A/HRC/38/10/Add.1, recommendation 137.21 [Togo], Para. 7

^{xi} A/HRC/38/10/Add.1 recommendation 137.229 [Poland], Para. 7

^{xii} A/HRC/38/10/Add.1 137.93 [New Zealand, Timor-Leste, Ecuador, Australia, Uruguay, Argentina] - Para. 8

^{xiii} Loi No 1/10 du 16 Mars 2022 Portant Prevention et Répression de la Cybercriminalité au Burundi Mars 2016

^{xiv} Loi No 1/022 du 06 Novembre 2018 Portant Modification de la Loi No 1/18 du 15 Mai 2014 Portant Création, Mandat, Composition, Organisation et Fonctionnement de la Commission Vérité et Réconciliation

- ^{xv} Loi No 1/18 du 15 Mai 2014 Portant Création, Mandat, Composition Organisation et Fonctionnement de la Commission Vérité et Réconciliation
- ^{xvi} The revised 2018 TRC law expanded the mandate of the Commission to cover serious violations during colonial period from 1885 up to 1962 and from 1962 to December 2008. The law however failed to include serious violations committed under the currently government, included those related to the 2015 crisis.
- While the establishment of a special tribunal figured prominently in the negotiations around Burundi's transitional justice mechanisms, it was not included in the final TRC law and no judicial mechanism has yet been established to bring to justice those responsible for crimes under international law and other serious violations of international human rights law.
- ^{xvii} GANHRI Sub-Committee on Accreditation Report – June 2021
- ^{xviii} Amnesty International, *Burundi: Civic space remains closed as election preparations begin* <https://www.amnesty.org/en/documents/afr16/0014/2019/en/> (Index Number: AFR 16/0014/2019)
- ^{xix} Amnesty International, *Burundi: Immediately release detained journalists* <https://www.amnesty.org/en/documents/afr16/1283/2019/en/> (Index Number: AFR 16/1283/2019)
- ^{xx} See Amnesty International, *Burundi: End interference in NGO operations* <https://www.amnesty.org/en/documents/afr16/1919/2020/en/> (Index Number: AFR 16/1919/2020)
- ^{xxi} Ethnic quotas are part of Burundi's political fabric following the decade-long civil war. To counter-balance ethnic dominance in the country's institutions, the Arusha Accords instituted a quota system. However, neither Burundi's Constitution or the Arusha Accords apply this measure to NGOs or the private sector.
- ^{xxii} Amnesty International, *Burundi: Election campaigns kick-off amid COVID-19, harassment and tension*, (Press Release, 27 April 2020) <https://www.amnesty.org/en/latest/news/2020/04/burundi-election-campaigns-kick-off-amid-covid19-harassment-and-tension/>
- ^{xxiii} David Irakoze, Buraza : réunion des organes dirigeants du parti CNL suspendue en catastrophe, *SOS Media Burundi*, 10 July 2022, <https://www.sosmediasburundi.org/2022/07/10/buraza-reunion-des-organes-dirigeants-du-parti-cnl-suspendue-en-catastrophe/>
- ^{xxiv} Egide Harerimana, Très remontés, les députés du CNL boycottent une session parlementaire, *Iwacu Burundi*, 22 June 2022, <https://www.iwacu-burundi.org/tres-remontes-les-deputes-du-cnl-boycottent-une-session-parlementaire/>
- ^{xxv} Joelle Kamikazi, Nyabitsinda : deux permanences collinaires du parti CNL brûlées, *SOS Media Burundi*, 30 June 2022 <https://www.sosmediasburundi.org/2022/06/30/nyabitsinda-deux-permanences-collinaires-du-parti-cnl-brulees/>
- ^{xxvi} Amnesty International, *Burundi: Concrete action needed by new government* <https://www.amnesty.org/en/documents/afr16/2695/2020/en/> (Index Number: AFR 16/2695/2020)
- ^{xxvii} Amnesty International, *Burundi Chapter, Annual Report 2021/22*, <https://www.amnesty.org/en/documents/pol10/4870/2022/en/> (Index Number: POL 10/4870/2022)
- ^{xxviii} Egide Harerimana, Kira Hospital : Incarcération de Dr Christophe Sahabo, sa défense dénonce une détention illégale, *Iwacu Burundi*, 26 April 2022, <https://www.iwacu-burundi.org/kira-hospital-incarceration-de-dr-christophe-sahabo-sa-defense-denonce-une-detention-illegale/>
- ^{xxix} Action by Christians for the Abolition of Torture, *Rapport sur le Monitoring des Violations des Droits des Prisonniers – Avril – Juin 2022*, p. 4, 5 July 2022, <https://www.acatburundi.org/rapport-de-monitoring-des-violations-des-droits-des-prisonniers-recense-pour-avril-a-juin-2022/>
- ^{xxx} Human Rights Watch, *Burundi: Account for Dead in Gitega Prison Fire*, 24 January 2022, <https://www.hrw.org/news/2022/01/24/burundi-account-dead-gitega-prison-fire>
- ^{xxxi} Action by Christians for the Abolition of Torture, *Annual Report on Prisons, 2020*. <https://www.acatburundi.org/wp-content/uploads/2021/03/Rapport-annuel-sur-les-prisons-de-lAcat-Burundi-pour-2020-1.pdf>
- ^{xxxii} Ligue Iteka, *Rapport Annuel 2021*, p. 11
- ^{xxxiii} SOS Torture Burundi, *Quarterly report on the human rights situation in Burundi from 1st October to 31 December 2021*, p. 17, January 2022, https://sostortureburundi.org/wp-content/uploads/2022/03/Quarterly_report_4_2021-1.pdf
- ^{xxxiv} Ligue Iteka, *Rapport annuel Iteka n'Ijambo 2020*, p. 1, 3 January 2021, <https://ligue-iteka.bi/rapport-annuel-iteka-nijambo-2020/>
- ^{xxxv} SOS Torture Burundi, *Weekly Report, No 340*, p. 2, 18 June 2022, <https://sostortureburundi.org/wp-content/uploads/2022/06/Weekly-report-no-340.pdf>
- ^{xxxvi} Since the start of 2020, the TRC has been conducting regular and highly publicized exhumations of mass graves, predominantly related to the 1972 massacres. The exhumations and the commentary on them by public officials have been perceived as an attempt to impose a single narrative and to manipulate public sentiment in the run-up to the elections. The process, as conducted, risks retraumatizing family members of victims and others who lived through the atrocities in question. On a practical level, the exhumations have not been conducted in a way that would preserve evidence from the graves. The exhumations should be put on hold until proper guidelines are in place to exhume further graves with dignity and to the necessary forensic standards, as well as for respectful storage of the human remains exhumed. Communities and families should be urgently consulted on their wishes for the treatment and eventual reburial of their loved ones' remains. Amnesty

International, Burundi: Human rights priorities for new government,
<https://www.amnesty.org/en/documents/afr16/2777/2020/en/>

^{xxxvii} Amnesty International, *Burundi: Lawyer gets 5-year prison sentence: Tony Germain Nkina*
<https://www.amnesty.org/en/documents/afr16/4636/2021/en/> (Index Number: AFR 16/4636/2021)