



人权理事会  
第十九届会议

议程项目 3

增进和保护所有人权——公民权利、政治权利、  
经济、社会和文化权利，包括发展权

2012 年 3 月 6 日毛里求斯常驻联合国日内瓦办事处和  
日内瓦其他国际组织代表团致联合国人权事务高级专员  
办事处的普通照会

毛里求斯共和国常驻联合国日内瓦办事处和日内瓦其他国际组织代表团向联合国人权事务高级专员办事处致意，并谨提及 2012 年 1 月 24 日买卖儿童、儿童卖淫和儿童色情制品问题特别报告员的信，其中特别报告员请毛里求斯政府在一份普通照会中提出其对特别报告员关于 2011 年 5 月 1 日至 11 日访问毛里求斯的报告(A/HRC/19/63/Add.1)的评论，作为人权理事会第十九届会议的文件分发。

为此，常驻代表团谨附上毛里求斯共和国政府对上述报告的评论。\*

\* 见附件，原文照发。

## Annex

The Government of Mauritius welcomes the report of the UN Special Rapporteur on the sale of children, child prostitution and child pornography, Ms Najat Maalla M'jid. However, the Government wishes to make the following amendments:

**In section II (9)-National Context** of the report, where it is stated that 'The constitution does not mention an official language for the country' we suggest that this clause should be checked once again since section 49 of the Constitution provides that the official language of the Assembly shall be English but any member may address the chair in French.

**Para 7:** the first sentence should read as follows:

"The Republic of Mauritius consists of the islands of Mauritius, Rodrigues, Agalega, Tromelin, Cargados Carajos and the Chagos Archipelago including Diego Garcia and any other island comprised in the State of Mauritius."

**Para 26:** last sentence - to delete "(signature only of the Optional Protocol thereto)" and add "and its Optional Protocol (ratified on 08 January 2010)"

**Para 30:** "Comprehensive" instead of "consolidated" in line 1 and line 5

**Para 37:** replace the last line "Section 90 of the Criminal Code...not exceeding 10 years" with "Section 90 of the Criminal Code Supplementary Act provides that where a person, in relation to premises used as a brothel, permits a minor to use the premises, he shall be liable on conviction to a fine not exceeding Rs. 200,000 together with imprisonment for a term not less than 2 years and not exceeding 10 years."

**Para 38:** the 5th line should read "The definition of "photograph" includes...." Instead of "A "photograph" includes..."

**Para 40:** the first line should read "Section 46 (h) (i) of the Information and Communication Technologies Act 2001"

**Para 41:**

a) the first sentence should read as follows – "the Computer Misuse and Cybercrime Act provides for preservation orders under section 11, production orders under section 13 and deletion orders under section 16."

b) The sixth line should read "Furthermore, section 11(3) of the Combating of Trafficking in Persons Act (2009)..."

c) In the last sentence the words "... which suggests or alludes to trafficking by any means" should be deleted and replaced by the following words – "in contravention of subsection (2) (b), which makes provision for any person who knowingly advertises, publishes, prints, broadcasts, distributes or causes the advertisement, publication ... shall commit an offence."

**Para 44:** in the second line, the following words should be inserted after the words "relating to", "the protection and welfare of the child generally, including in the field of..."

**Para 52:** Line 2....across the country providing general consultations HIV testing

**Para 57:** to replace the phrase "often on the basis of a list of charitable institutions provided by the Council, and an order is made by a judge in chamber" by "and then make an application for adoption to the Supreme Court".