



**Convention against Torture
and Other Cruel, Inhuman
or Degrading Treatment
or Punishment**

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COMMITTEE AGAINST TORTURE

Thirty-eighth session
Geneva, 30 April-18 May 2007

PROVISIONAL AGENDA AND ANNOTATIONS

Note by the Secretary-General

1. The thirty-eighth session of the Committee against Torture will be held at the United Nations Office at Geneva (Palais Wilson) from 30 April-18 May 2007. The first meeting of the session will be convened on Monday, 30 April, at 10.30 a.m.
2. In accordance with rule 6 of the rules of procedure, the Secretary-General has prepared, in consultation with the Chairman of the Committee, the attached provisional agenda for the session. Annotations to the provisional agenda are also attached.
3. Pursuant to rule 31 of the rules of procedure, the meetings of the Committee will be held in public unless the Committee decides otherwise or it appears from the relevant provisions of the Convention that the meetings should be held in private.
4. The attention of the States parties is drawn, in particular, to the annotations to item 5, which contains the tentative timetable for the consideration of reports. In accordance with rule 66 of the rules of procedure, representatives of States parties are invited to attend the meetings of the Committee when their reports are examined.

Provisional agenda

1. Opening of the session by the representative of the Secretary-General.
2. Adoption of the agenda.
3. Organizational and other matters.
4. Submission of reports by States parties under article 19 of the Convention.
5. Consideration of reports submitted by States parties under article 19 of the Convention.
6. Consideration of information under article 20 of the Convention.
7. Consideration of communications under article 22 of the Convention.

Annotations

1. Opening of the session by the representative of the Secretary-General

The thirty-eighth session of the Committee will be opened by the representative of the Secretary-General.

2. Adoption of the agenda

Under rule 8 of the rules of procedure, the first item on the agenda of any session shall be the adoption of the agenda. In accordance with rule 9, during a session the Committee may revise the agenda and may, as appropriate, defer or delete items; only urgent and important items may be added to the agenda.

3. Organizational and other matters

Under this item, the Committee may wish to consider its programme of work for the session, working methods and any other matter concerning the modalities of discharging its functions under the Convention.

4. Submission of reports by States parties under article 19 of the Convention

A. Reports received

In addition to the reports which are scheduled for consideration by the Committee at its thirty-eighth session, the Secretary-General had received, by 1 March 2007, the reports of the following States parties:

Second periodic reports

| | |
|---|----------------|
| Belgium | CAT/C/BEL/2 |
| Benin | CAT/C/38/Add.3 |
| Indonesia | CAT/C/72/Add.1 |
| Kazakhstan | CAT/C/KAZ/2 |
| Latvia | CAT/C/38/Add.4 |
| Lithuania | CAT/C/LTU/2 |
| The former Yugoslav Republic of Macedonia | CAT/C/MKD/2 |
| Zambia | CAT/C/ZMB/2 |

Third periodic reports

| | |
|------------|----------------|
| Algeria | CAT/C/DZA/3 |
| China | CAT/C/CHN/3 |
| Australia | CAT/C/44/Add.8 |
| Iceland | CAT/C/ISL/3 |
| Uzbekistan | CAT/C/44/Add.8 |

Fourth periodic reports

| | |
|----------|----------------|
| Israel | CAT/C/ISR/4 |
| Estonia | CAT/C/80/Add.1 |
| Portugal | CAT/C/67/Add.6 |

Fifth periodic reports

| | |
|-------------|----------------|
| Chile | CAT/C/CHL/5 |
| New Zealand | CAT/C/NZL/5 |
| Norway | CAT/C/81/Add.4 |
| Sweden | CAT/C/SWE/5 |

B. Reports due

The situation with regard to overdue reports as at 1 March 2007 is as follows:

| <u>State party</u> | <u>Date on which report was due</u> |
|--------------------|-------------------------------------|
|--------------------|-------------------------------------|

Initial reports

| | |
|----------------------------------|------------------|
| Guinea | 8 November 1990 |
| Somalia | 22 February 1991 |
| Seychelles | 3 June 1993 |
| Cape Verde | 3 July 1993 |
| Antigua and Barbuda | 17 August 1994 |
| Ethiopia | 12 April 1995 |
| Chad | 7 July 1996 |
| Côte d'Ivoire | 16 January 1997 |
| Malawi | 10 July 1998 |
| Honduras | 3 January 1998 |
| Kenya | 22 March 1998 |
| Bangladesh | 3 November 1999 |
| Niger | 3 November 1999 |
| Burkina Faso | 2 February 2000 |
| Mali | 27 March 2000 |
| Turkmenistan | 25 July 2000 |
| Mozambique | 14 October 2000 |
| Ghana | 6 October 2001 |
| Botswana | 7 October 2001 |
| Gabon | 7 October 2001 |
| Lebanon | 5 October 2001 |
| Sierra Leone | 24 May 2002 |
| Nigeria | 27 July 2002 |
| Saint Vincent and the Grenadines | 31 August 2002 |
| Lesotho | 12 December 2002 |

| <u>State party</u> | <u>Date on which report was due</u> |
|----------------------|-------------------------------------|
| Mongolia | 22 February 2003 |
| Ireland | 10 May 2003 |
| Holy See | 25 July 2003 |
| Equatorial Guinea | 6 November 2003 |
| Djibouti | 5 December 2003 |
| Timor-Leste | 15 May 2004 |
| Congo | 30 August 2004 |
| Swaziland | 25 April 2005 |
| Maldives | 20 May 2005 |
| Syrian Arab Republic | 19 September 2005 |
| Liberia | 22 October 2005 |
| Mauritania | 17 December 2005 |
| Nicaragua | 5 August 2006 |
| Madagascar | 13 January 2007 |

Second periodic reports

| | |
|------------------------|--|
| Afghanistan | 25 June 1992 |
| Belize | 25 June 1992 |
| Philippines | 25 June 1992 |
| Uganda | 25 June 1992 [25 June 2008] ^a |
| Togo | 17 December 1992 [17 December 2008] ^a |
| Guyana | 17 June 1993 [31 December 2008] ^a |
| Brazil | 27 October 1994 |
| Guinea | 8 November 1994 |
| Somalia | 22 February 1995 |
| Romania | 16 January 1996 |
| Serbia | 9 September 1996 |
| Yemen | 4 December 1996 |
| Jordan | 12 December 1996 |
| Bosnia and Herzegovina | 5 March 1997 [5 March 2009] ^a |
| Seychelles | 3 June 1997 |
| Cape Verde | 3 July 1997 |
| Cambodia | 13 November 1997 |
| Burundi | 19 March 1998 [31 December 2008] ^a |
| Slovakia | 27 May 1998 |
| Antigua and Barbuda | 17 August 1998 |
| Costa Rica | 10 December 1998 |
| Ethiopia | 12 April 1999 |
| Albania | 9 June 1999 [9 June 2007] ^a |
| Namibia | 27 December 1999 |
| Tajikistan | 9 February 2000 [31 December 2008] ^a |

| <u>State party</u> | <u>Date on which report was due</u> |
|----------------------------------|--|
| Cuba | 15 June 2000 |
| Chad | 8 July 2000 |
| Moldova | 27 December 2000 [27 December 2007] ^a |
| Côte d'Ivoire | 16 January 2001 |
| Democratic Republic of the Congo | 16 April 2001 [16 April 2009] ^a |
| El Salvador | 16 July 2001 |
| Kuwait | 6 April 2001 |
| Malawi | 10 July 2002 |
| Honduras | 3 January 2002 |
| Kenya | 22 March 2002 |
| Kyrgyzstan | 4 September 2002 |
| Saudi Arabia | 21 October 2002 |
| Bahrain | 4 April 2003 [4 April 2007] ^a |
| Bangladesh | 3 November 2003 |
| Niger | 3 November 2003 |
| South Africa | 8 January 2004 [31 December 2009] ^a |
| Burkina Faso | 2 February 2004 |
| Mali | 27 March 2004 |
| Bolivia | 11 May 2004 |
| Turkmenistan | 24 July 2004 |
| Japan | 29 July 2004 |
| Mozambique | 13 October 2004 |
| Ghana | 6 October 2005 |
| Qatar | 10 February 2004 [10 February 2008] ^a |
| Botswana | 7 October 2005 |
| Gabon | 7 October 2005 |
| Lebanon | 5 October 2005 |
| Sierra Leone | 24 May 2006 |
| Nigeria | 27 July 2006 |
| Saint Vincent and the Grenadines | 31 August 2006 |
| Lesotho | 12 December 2006 |
| Mongolia | 23 February 2007 |

Third periodic reports

| | |
|-------------|--------------|
| Afghanistan | 25 June 1996 |
| Belize | 25 June 1996 |
| Philippines | 25 June 1996 |
| Senegal | 25 June 1996 |
| Uruguay | 25 June 1996 |

| <u>State party</u> | <u>Date on which report was due</u> |
|---|---|
| Turkey | 31 August 1997 [31 August 2005] ^a |
| Tunisia | 22 October 1997 [30 November 1999] ^a |
| Brazil | 27 October 1998 |
| Guinea | 8 November 1998 |
| Somalia | 22 February 1999 |
| Malta | 12 October 1999 [1 December 2000] ^a |
| Liechtenstein | 1 December 1999 |
| Romania | 16 January 2000 |
| Nepal | 12 June 2000 [12 June 2008] ^a |
| Serbia | 9 September 2000 |
| Yemen | 4 December 2000 |
| Jordan | 12 December 2000 |
| Bosnia and Herzegovina | 5 March 2001 [5 March 2009] ^a |
| Benin | 10 April 2001 |
| Seychelles | 3 June 2001 |
| Cape Verde | 3 July 2001 |
| Cambodia | 13 November 2001 |
| Mauritius | 7 January 2002 |
| Slovakia | 27 May 2002 |
| Antigua and Barbuda | 17 August 2002 |
| Armenia | 12 October 2002 |
| Costa Rica | 10 December 2002 |
| Sri Lanka | 1 February 2003 [1 February 2007] ^a |
| Ethiopia | 12 April 2003 |
| Albania | 9 June 2003 [9 June 2007] ^a |
| The former Yugoslav Republic of Macedonia | 11 December 2003 |
| Namibia | 27 December 2003 |
| Republic of Korea | 7 February 2004 [7 February 2012] ^a |
| Cuba | 15 June 2004 |
| Chad | 7 July 2004 |
| Côte d'Ivoire | 16 January 2005 |
| Lithuania | 1 March 2005 |
| Kuwait | 5 April 2005 |
| Democratic Republic of the Congo | 16 April 2005 [16 April 2009] ^a |
| Malawi | 10 July 2006 |
| El Salvador | 16 July 2005 |
| Azerbaijan | 14 September 2005 |
| Honduras | 3 January 2006 |
| Kenya | 22 March 2006 |
| Slovenia | 14 August 2006 |

| <u>State party</u> | <u>Date on which report was due</u> |
|--------------------|-------------------------------------|
| Kyrgyzstan | 4 September 2006 |
| Saudi Arabia | 22 October 2006 |

Fourth periodic reports

| | |
|------------------------|--|
| Afghanistan | 25 June 2000 |
| Belarus | 25 June 2000 |
| Belize | 25 June 2000 |
| France | 25 June 2000 [25 June 2008] ^a |
| Bulgaria | 25 June 2000 [25 June 2008] ^a |
| Cameroon | 25 June 2004 |
| Philippines | 25 June 2000 |
| Senegal | 25 June 2000 |
| Uruguay | 25 June 2000 |
| Austria | 27 August 2004 [31 December 2008] ^a |
| Panama | 22 September 2000 |
| Colombia | 6 January 2001 |
| Ecuador | 28 April 2001 [28 April 2009] ^a |
| Libyan Arab Jamahiriya | 14 June 2002 |
| Algeria | 11 October 2002 |
| Brazil | 27 October 2002 |
| Guinea | 8 November 2002 |
| New Zealand | 8 January 2003 [8 January 2007] ^a |
| Somalia | 22 February 2003 |
| Paraguay | 10 April 2003 |
| Malta | 12 October 2003 [1 December 2004] ^a |
| Liechtenstein | 1 December 2003 |
| Romania | 16 January 2004 |
| Nepal | 12 June 2004 [12 June 2008] ^a |
| Bulgaria | 25 June 2004 [25 June 2008] ^a |
| Cameroon | 25 June 2004 |
| Cyprus | 16 August 2004 |
| Venezuela | 20 August 2004 |
| Croatia | 7 October 2004 [7 October 2008] ^a |
| Serbia | 10 September 2004 |
| Israel | 1 November 2004 |
| Estonia | 19 November 2004 |
| Yemen | 4 December 2004 |
| Jordan | 12 December 2004 |
| Monaco | 4 January 2005 [4 January 2009] ^a |

| <u>State party</u> | <u>Date on which report was due</u> |
|------------------------|--|
| Bosnia and Herzegovina | 5 March 2005 [5 March 2009] ^a |
| Benin | 10 April 2005 |
| Latvia | 13 May 2005 |
| Seychelles | 3 June 2005 |
| Cape Verde | 3 July 2005 |
| Cambodia | 13 November 2005 |
| Czech Republic | 31 December 2005 [31 December 2009] ^a |
| Mauritius | 7 January 2006 |
| Burundi | 19 March 2006 |
| Slovakia | 27 May 2006 |
| Morocco | 20 July 2006 |
| Antigua and Barbuda | 17 August 2006 |
| Sri Lanka | 1 February 2007 |

Fifth periodic reports

| | |
|--|--|
| Afghanistan | 25 June 2004 |
| Belarus | 25 June 2004 |
| Belize | 25 June 2004 |
| Egypt | 25 June 2004 |
| France | 25 June 2004 [25 June 2008] ^a |
| Hungary | 25 June 2004 [31 December 2010] ^a |
| Mexico | 25 June 2004 |
| Philippines | 25 June 2004 |
| Russian Federation | 25 June 2004 [31 December 2010] ^a |
| Senegal | 25 June 2004 |
| Switzerland | 25 June 2004 [25 June 2008] ^a |
| Uruguay | 25 June 2004 |
| Austria | 27 August 2004 [31 December 2008] ^a |
| Panama | 22 September 2004 |
| Spain | 19 November 2004 |
| Colombia | 6 January 2005 |
| Ecuador | 28 April 2005 [28 April 2009] ^a |
| Chile | 29 October 2005 |
| Greece | 4 November 2005 [4 November 2009] ^a |
| United States of America | 19 November 2005 [19 November 2011] ^a |
| United Kingdom of Great Britain and Northern Ireland | 6 January 2006 [6 January 2008] ^a |
| Libyan Arab Jamahiriya | 14 June 2006 |
| Australia | 6 September 2006 |
| Finland | 28 September 2006 |
| Algeria | 11 October 2006 |

| <u>State party</u> | <u>Date on which report was due</u> |
|--------------------|--|
| Guinea | 8 November 2006 |
| Guatemala | 3 February 2007 [3 February 2011] ^a |
| Somalia | 22 February 2007 |

^a The date indicated in brackets next to the due date for reports is the new date for submission of the State party's report, in accordance with the Committee's decision at the time of adoption of the recommendations following the consideration of the State party's previous report.

5. Consideration of reports submitted by States parties under article 19 of the Convention

A tentative timetable for the consideration of reports at the thirty-eighth session is given below:

| | | |
|-------------------------|---|----------------|
| Wednesday, 2 May | | |
| 10 a.m. | Denmark: fifth periodic report | CAT/C/81/Add.2 |
| Thursday, 3 May | | |
| 10 a.m. | Luxembourg: fifth periodic report | CAT/C/81/Add.5 |
| 3 p.m. | Denmark: replies | |
| Friday, 4 May | | |
| 10 a.m. | Italy: fourth periodic report | CAT/C/67/Add.3 |
| 3 p.m. | Luxembourg: replies | |
| Monday, 7 May | | |
| 10 a.m. | The Netherlands: fourth periodic report | CAT/C/67/Add.4 |
| 3 p.m. | Italy: replies | |
| Tuesday, 8 May | | |
| 10. a.m. | Ukraine: fifth periodic report | CAT/C/81/Add.1 |
| 3 p.m. | The Netherlands: replies | |
| Wednesday, 9 May | | |
| 10 a.m. | Japan: initial report | CAT/C/JPN/1 |
| 3 p.m. | Ukraine: replies | |
| Thursday, 10 May | | |
| 10 a.m. | Poland: fourth periodic report | CAT/C/67/Add.5 |
| 3 p.m. | Japan: replies | |
| Friday, 11 May | | |
| 3 p.m. | Poland: replies | |

6. Consideration of information under article 20 of the Convention

In accordance with the provisions of chapter XVII of its rules of procedure, under this item the Committee will consider information which is, or appears to be, submitted for its consideration under article 20 of the Convention.

In accordance with the provisions of article 20, paragraph 5, of the Convention and rules 72 and 73 of the rules of procedure, all documents and proceedings of the Committee relating to its functions under article 20 of the Convention shall be confidential and all the meetings concerning its proceedings under that article shall be closed.

7. Consideration of communications under article 22 of the Convention

In accordance with the provisions of chapter XIX of its rules of procedure, under this item the Committee will consider communications which are, or appear to be, submitted to it under article 22 of the Convention.

In accordance with article 22, paragraph 6, of the Convention and rule 101, paragraph 1, of the rules of procedure, meetings of the Committee or its subsidiary bodies during which communications under article 22 of the Convention are examined shall be closed.
