



Convention on the Rights of Persons with Disabilities

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Committee on the Rights of Persons with Disabilities

List of issues in relation to the initial report of Mongolia*

A. Purpose and general obligations (arts. 1–4)

Purpose (art. 1)

1. Please indicate whether the criteria used for assessment of the degree of impairment of children and adults with disabilities are in line with the Convention.

Definitions (art. 2)

2. Please indicate whether the State party intends to modify the definition of disability based on the medical model, as illustrated in the application of the Law on Social Insurance in the process of implementing the Convention.

General obligations (art. 4)

3. Please explain to what extent the disability rate of 2.97 per cent among the population is used to guide the development of policies and programmes in the implementation of the Convention.

4. Please explain the specific ways in which the Economic and Social Commission for Asia and the Pacific/World Bank/World Health Organization Project on improving Disability Statistics has changed the way in which disability statistics are collected.

5. Please indicate what specific measures have been adopted with regard to the “most significant gaps between Mongolian law and policy” and the Convention (para. 42).

6. Please explain the differences between the following: the National Comprehensive Development Strategy, the Mongolian Government’s Action Program for 2008–2012 and the National program for promoting persons with disabilities (paras. 44 (b), and 47).

7. Please provide information on the level of participation of organizations of persons with disabilities in the preparation of the State party report.

* Adopted by the pre-sessional working group at its second session (7–10 October 2014).



B. Specific rights under the Convention

Equality and non-discrimination (art. 5)

8. Please provide information on planned measures to align legislation with the definition of disability-based discrimination, including denial of reasonable accommodation, as enshrined in article 5 of the Convention.

Women with disabilities (art. 6)

9. Please indicate the specific measures that have been adopted to ensure that women and girls with disabilities are consulted on an equal basis with other women and girls for the development of legislation, programmes and policies concerning them, and to enable their political participation.

Children with disabilities (art. 7)

10. What mechanisms are in place to guarantee the rights of children and young persons with disabilities to express their views in major policy decisions affecting them?

11. Please indicate the measures in place to uphold the rights of children with disabilities to education and to wide-ranging social services for their welfare, and to support parents.

Awareness-raising (art. 8)

12. Please indicate the programmes that have been adopted to increase the awareness of disability rights among the general population, in particular politicians and government officials, legal authorities, police and prison officers, health professionals and persons with disabilities. Specifically, please state the efforts that have been made to eliminate the use of discriminatory language towards persons with disabilities.

Accessibility (art. 9)

13. Please indicate the key measures that have been adopted to improve the overall accessibility of the physical environment, transportation, information and communication, technologies and systems, and to other facilities which are provided or open to the public. Indicate whether the State party has engaged organizations of persons with disabilities to monitor the implementation of the measures adopted.

Situations of risk and humanitarian emergencies (art. 11)

14. Please indicate the measures taken to support persons with disabilities in extreme climate conditions.

15. Please indicate the national programmes, including training, that have been adopted for disaster risk reduction and response.

Equal recognition before the law (art. 12)

16. Please explain in what specific ways the State party intends to establish comprehensive and effective legal remedies to ensure that persons with disabilities, in particular persons with a psychosocial or intellectual disability, are able to exercise their legal capacity on an equal basis with others.

Access to justice (art. 13)

17. Please explain the measures that have been adopted to ensure access to justice on an equal basis with others by the provision of, for example, legal aid, accessible communications, including sign language interpretation, and reasonable accommodation.

Liberty and security of person (art. 14)

18. Please provide information on the number of persons with disabilities in prisons and detention centres. Please inform the Committee of the measures to ensure that persons with disabilities who are detained have been granted a fair trial and due process, and that their human rights, such as the right to stand trial and the right to a fair time limit to prepare a defence, are respected.

Freedom from torture (art. 15)

19. Please indicate the measures that have been adopted to prohibit forced treatment of persons with disabilities in hospitals and institutions, and indicate what monitoring or supervisory mechanisms are in place to ensure that abuses such as forced medical treatment and seclusion do not occur.

Freedom from exploitation, abuse and violence (art. 16)

20. Please provide data on cases of physical abuse, violence and other forms of discrimination against women and children with disabilities.

Protecting the integrity of the person (art. 17)

21. Please explain whether the State party permits forced abortion or sterilization and, if so, under what conditions.

Living independently and being included in the community (art. 19)

22. Please provide information on the number of persons with disabilities in institutional care, disaggregated by gender, age and disability type, along with the number of persons with disabilities enjoying services, including personal assistance, enabling them to live independently.

Freedom of expression and opinion, access to information (art. 21)

23. What measures are in place to ensure that persons with sensory impairments have access to information and communication on an equal basis with others by means of their preferred means of communication, such as Braille and sign language?

Respect for home and the family (art. 23)

24. Does the State party intend to repeal the Law on Family, which prohibits persons with genetic psychosocial and intellectual disorders from marrying (para. 112)?

Education (art. 24)

25. Please inform the Committee of plans to ensure that all children with disabilities are receiving education.

26. Please indicate whether the State party has introduced specific measures for the provision of inclusive education to children with disabilities, including by training teachers and providing reasonable accommodation.

Health (art. 25)

27. Please indicate whether mainstream national health services, including sexual and reproductive health services and maternal and child health centres, particularly in rural and remote areas, are accessible and affordable for persons with all types of impairment.

Habilitation and rehabilitation (art. 26)

28. Please indicate how the State party plans to (a) strengthen the work of the Rehabilitation Centres in the provision of services in rural areas; (b) establish local centres; and (c) improve other allied services such as the repair of prosthetic and orthopaedic devices.

Work and employment (art. 27)

29. Please provide data on the effectiveness of the employment quota system and give details of any problems identified with imposing penalties on non-compliant employers.

30. Please provide information on the employment of persons with disabilities in the public and private sectors and in self-employment. Please also provide information on their average earnings compared with those of workers without disabilities.

31. Please explain how the combination of reduced working hours and paid vacation for persons with disabilities works in practice.

Adequate standard of living and social protection (art. 28)

32. Please explain what the 63 per cent increase in social security for persons with disabilities in the period 2008–2010 involves in terms of the provision of an adequate standard of living and social protection for persons with disabilities. Please provide updated information on social security for persons with disabilities since 2010.

33. With regard to the reduced working hours and paid vacation, are persons with disabilities guaranteed an adequate standard of living and social protection? In the case of private sector employees, is it the government or the employer that bears the costs of such provisions?

Participation in cultural life, recreation, leisure and sport (art. 30)

34. Please inform the Committee of any steps taken towards the expeditious signing and ratification of the Marrakesh Treaty to Facilitate Access to Published Works to Persons Who Are Blind, Visually Impaired or Otherwise Print Disabled. Please also provide information on any plans to increase the accessibility of libraries for all persons with disabilities, including those with intellectual and/or psychosocial impairments.

Statistics and data collection (art. 31)

35. Please indicate how the State party collects disaggregated data systematically for the purposes of developing a wide range of services.

International cooperation (art. 32)

36. Please provide data and explain how international co-operation by different international agencies has provided opportunities to include persons with disabilities to play key roles in planning, implementing and monitoring projects and encouraged them to participate in disability-inclusive developments.

National implementation and monitoring (art. 33)

37. What measures are being taken with regard to enabling the participation of persons with disabilities in monitoring the implementation of the Convention?
