

Monitoring Implementation of Decisions by the ACERWC

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Mechanism for monitoring implementation of decisions

- Revised Guidelines for Consideration of Communications to include procedures for implementation
- Decisions on merits, provisional measures, amicable settlement
- **Reporting:** States have to report back to the Committee within 180 days after receiving the decision of the Committee
- Additional 90 days may be given if a State fails to submit report
- The report will be shared with the Applicants

Contd

- **Hearing** might be held after the report or even without a report
- Aim of the hearing is to allow the Committee to see progress achieved, challenges faced
- Applicants can be invited to make reflection on the report of the State (important in implementation)
- Open session hearing
- Guiding recommendations will be adopted by the Committee

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- **Rapporteur** is appointed for each Communication who is also tasked in the follow-up
 - **Follow-up country visit** can also be held
 - **Reporting** to the PRC and Executive Council on lack of implementation
 - **State Party reporting**
 - **Working Group on implementation of decisions-** Established in 2020 and it will operationalize on April 2021
 - **Affiliate status to NHRIs-** one of their role is to monitor implementation of decisions

Opportunities

- Increased implementation hearing held and it assists in accountability
 - Mauritania
 - Senegal
 - Cameroon- upcoming session

Report will be in the Session report and it will be widely circulated

Rich interaction

Challenges

- Lack of timely response for reports
- Lack of response for hearings
- Lack of measures taken
- Lack of follow-up from applicants
- Lack of proper guidelines for specific remedies like compensation
- No NHRI with observer status so far
- Shortage of resource both at the Committee and States

Way forward

- Measurable decision for easier implementation
- Using all avenues of engagement with states to follow-up implementation
- Enhance constructive engagement with States
- Visibility of the Committee among various organs of the State
- Collaboration among the various organs
- Applicants' role should not be disregarded