

## **Recommendations submitted to the Australian Government relating to Aboriginal and Torres Strait Islander Peoples**

### **Fundamental Rights of Aboriginal and Torres Strait Islander Peoples**

1. Implement the recommendations made by the UN Special Rapporteur on the rights of Indigenous people after his visit in 2009 (Norway).
2. Revise the Constitution, legislation, public policies and programs for the full implementation of the Declaration of the Rights of Indigenous Peoples (Bolivia);
3. Ensure effective implementation of the Declaration on the Rights of Indigenous People, including in the Northern Territory, and provide adequate support to the National Congress of Australia's First Peoples to enable it to address the needs of Aboriginal and Torres Strait Islander peoples (Ghana);
4. Develop a detailed framework to implement and raise awareness about the UN Declaration on the Rights of Indigenous Peoples in consultation with Aboriginal and Torres Strait Islander peoples (Hungary);
5. Take further steps to ensure the implementation of the Declaration on the Rights of Indigenous Peoples (Denmark).
6. Ratify International Labor Organisation (ILO) Convention No. 169 and incorporate it into national norms (Bolivia).
7. Take measures towards ensuring the equal and the full enjoyment of the basic rights of all citizens including Aboriginal and Torres Strait Islander peoples, and to effectively prevent and, if necessary, combat racial discrimination (Sweden).
8. Continue to engage with Aboriginal and Torres Strait Islander peoples and ensure the equal protection of their fundamental rights (Indonesia).
9. Reform the *Native Title Act 1993* to amend requirements which prevent Aboriginal and Torres Strait Islander peoples from exercising the right to access and control their traditional lands and take part in cultural life (United Kingdom).
10. Include in its national norms recognition and adequate protection of culture, values and spiritual and religious practices of Aboriginal and Torres Strait Islander peoples (Bolivia).
11. Institute a formal reconciliation process leading to an agreement with Aboriginal and Torres Strait Islander peoples (Slovenia).

### **The Stolen Generations**

12. Establish a National Compensation Tribunal, as recommended in the "Bringing Them Home" report, to provide compensation to Aboriginal and Torres Strait Islander peoples that are negatively affected by the assimilation policy, particularly as it applies to children unfairly removed from their families and the parents of those children (Slovenia).

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### **Constitutional Reform**

13. Continue the process of Constitutional reform to better recognise the rights of Aboriginal and Torres Strait Islander peoples (France).
14. Continue efforts to attain the Constitutional recognition of Aboriginal and Torres Strait Islander peoples (Colombia).
15. Launch a Constitutional reform process to better recognise and protect the rights of Aboriginal and Torres Strait Islander peoples, including a framework covering the principles and objectives of the UN Declaration on the Rights of Indigenous Peoples (Guatemala).

### **Legal Protections**

16. Focus on nationwide enforcement existing anti-discrimination law and plan adequately for nationwide implementation, especially as it relates to discrimination against Aboriginal and Torres Strait Islander peoples (United States).
17. Fully implement the *Racial Discrimination Act 1975* and the revision of Federal laws so as to be compatible with the UN Declaration on the Rights of Indigenous Peoples (Norway).
18. Consult with Aboriginal and Torres Strait Islander peoples, and take into consideration guidelines proposed by the Australian Human Rights Commission before considering suspension of the Racial Discrimination Act in the future (Slovenia).
19. Consider implementing the recommendations of human rights treaty bodies and special procedures concerning Aboriginal and Torres Strait Islander peoples (Jordan).

### **Participation in Decision-Making**

20. Promote the inclusion and participation of Aboriginal and Torres Strait Islander peoples in any process or decision-making that may affect their interests (Bolivia).
21. Strengthen efforts and take effective measures to ensure enjoyment of all rights for Aboriginal and Torres Strait Islander peoples, including participation in decision-making (Bosnia and Herzegovina).
22. Ensure that legislation allows for processes of consultation in all actions affecting Aboriginal and Torres Strait Islander peoples (Mexico).
23. Continue efforts to increase the representation of Aboriginal and Torres Strait Islander women in decision making posts (Morocco).

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### **Access to Justice**

24. Increase legal advice to Aboriginal and Torres Strait Islander peoples with due translation services, especially for Aboriginal and Torres Strait Islander women in remote communities (Bolivia).
25. Implement measures to address factors leading to overrepresentation of Aboriginal and Torres Strait Islander communities in the prison population (Austria).
26. Enhance contact and communication between Aboriginal and Torres Strait Islander communities and law enforcement officials and enhance the training of those officials with respect to cultural specificities of the above communities (Austria).

### **Closing the Gap**

27. Increase the participation of Aboriginal and Torres Strait Islander communities in the process of closing the gap in opportunities and life outcomes (Austria).
28. Continue the implementation of policies aimed at improving the living standards of Aboriginal and Torres Strait Islander peoples and take all the necessary measures to eradicate discrimination against them (France).
29. Step up efforts to ensure that people living in the remote and rural areas, and in particular Aboriginal and Torres Strait Islander peoples, receive adequate support services relating to accommodation and all aspects of health and education (Malaysia).
30. Continue efforts to narrow the gap in opportunities and life outcomes between Aboriginal and Torres Strait Islander peoples and non-Aboriginal and Torres Strait Islander peoples (Singapore).
31. Intensify on-going efforts to close the gap in opportunities and life outcomes between Aboriginal and Torres Strait Islander peoples and non-Aboriginal and Torres Strait Islander peoples, especially in the areas of housing, land title, healthcare, education and employment (Thailand).
32. Continue addressing effectively the socio-economic inequalities faced by Aboriginal and Torres Strait Islander peoples (Jordan).
33. Carry out, in consultation with the communities concerned, a comprehensive assessment of the effectiveness of actions and strategies aimed at improving socio-economic conditions of Aboriginal and Torres Strait Islander peoples and if necessary correct these actions (Belgium).
34. Take immediate legal measures to remove restrictions against access of Aboriginal and Torres Strait Islander women and children to appropriate health and education services and employment opportunities (Islamic Republic of Iran).