

# CUBA: ESCALATED REPRESSION

## AMNESTY INTERNATIONAL: SUBMISSION TO THE 44TH SESSION OF THE UPR WORKING GROUP, 5 NOVEMBER 2023

### SUMMARY

This submission was prepared for the Universal Periodic Review (UPR) of Cuba on 5 November 2023. In this document, Amnesty International evaluates the implementation of recommendations made to Cuba in its previous UPR, principally in relation to the rights to freedom of expression and assembly.

It also assesses the national human rights framework regarding Cuba's on-going failure to ratify key international human rights instruments, and its newly passed Penal Code.

Regarding the human rights situation on the ground, Amnesty International raises concern about the on-going mass imprisonment of people following protests in July 2021, the situation of prisoners of conscience, and internet restrictions.

Amnesty International includes a set of recommendations to Cuba which, if implemented, would contribute to improving the human rights situation.

## FOLLOW UP TO THE PREVIOUS REVIEW

1. At its third Universal Periodic Review (UPR) in May 2018, Cuba supported 224 of the 339 recommendations<sup>1</sup> made by other states. Most of the recommendations supported by Cuba were related to promoting economic, social, and cultural rights, including the rights to health<sup>2</sup> and education,<sup>3</sup> and to addressing gender equality,<sup>4</sup> and gender-based violence.<sup>5</sup>
2. Cuba also supported several recommendations related to the rights of the child,<sup>6</sup> and the rights of persons with disabilities,<sup>7</sup> and concerning discrimination based on race<sup>8</sup> and sexual orientation and gender identity.<sup>9</sup> In 2022, Cuba legalized same-sex marriage following a referendum, an important step towards fulfilling the rights of LGBTIQ+ people.<sup>10</sup>
3. Cuba also accepted to “ensure that prisoners are treated with dignity and humanity”<sup>11</sup> in line with the Standard Minimum Rules for the Treatment of Prisoners.<sup>12</sup> Despite this, since the last review Amnesty International has received various reports of ill-treatment in prisons.<sup>13</sup>
4. As in previous years, many of the recommendations which did not enjoy the support of Cuba (113 in total) were broadly related to fostering greater respect for the right to freedom of expression and peaceful assembly.<sup>14</sup> Regrettably, since the last review, Amnesty International has documented a crackdown on these rights, most notably illustrated by the ongoing detention of hundreds of people involved in nation-wide protests on 11 July 2021.<sup>15</sup>
5. Amnesty International laments that Cuba did not support recommendations to stop arbitrary detentions,<sup>16</sup> “to end arbitrary detention of political activists”,<sup>17</sup> to end the harassment and arbitrary detention of human rights defenders and media workers,<sup>18</sup> or to “immediately and unconditionally release all prisoners of conscience”.<sup>19</sup> Cuba also failed to support a recommendation to end short-term and pre-trial detentions and house-arrest.<sup>20</sup> Unfortunately, since Cuba’s last review, Amnesty International has continued to document all these practices, which are all inconsistent with international law.
6. While Cuba did support several recommendations to expand internet access,<sup>21</sup> it rejected recommendations to “remove internet restrictions”<sup>22</sup> and rejected a series of recommendations related to providing greater press freedom<sup>23</sup> and ending harassment and repression of journalists.<sup>24</sup> Since the last review, Cuba has frequently disrupted the internet, as a tactic to limit freedom of expression and assembly<sup>25</sup> - as it also did prior to 2018<sup>26</sup> - and subjected independent journalists to frequent surveillance.<sup>27</sup>

### Promotion and protection of human rights

7. Since the previous review, Cuba has ramped up its sophisticated machinery of control over freedom of expression and assembly in a way not seen in almost two decades.
8. In the past four years, Amnesty International has named at least 13 prisoners of conscience - people imprisoned because of their political, religious, or other beliefs who have not used or advocated violence.<sup>28</sup> These emblematic cases represent only a tiny fraction of the total number of people who likely deserve the designation.
9. Following country-wide protests in July 2021 over shortages of food, medicine, constant electricity blackouts, Covid-19 measures, and the state’s historic policy of repression, Cuba has sought to claw-back control and a culture of fear<sup>29</sup> that was punctured during the protests by criminalizing nearly all those who participated in the protests and by passing even stricter criminal laws.

## THE NATIONAL HUMAN RIGHTS FRAMEWORK

10. Consistent with previous reviews, despite a suite of recommendations to do so,<sup>30</sup> Cuba also failed to agree to ratify key international human rights instruments.<sup>31</sup>
11. During the last review process, Cuba also merely noted a suite of recommendations to increase oversight of its human rights record, including recommendations to allow independent human rights monitoring at detention sites,<sup>32</sup> and to grant unhindered access to human rights mechanisms.<sup>33</sup> It further noted any recommendations to “recognize human rights monitoring as a legitimate activity”, to “provide legal status to local human rights groups”<sup>34</sup> and to remove barriers for the functioning of civil society.<sup>35</sup> Cuba also failed support recommendations to establish an independent national human rights institution in line with the Paris Principles.<sup>36</sup>
12. In December 2022, a new Penal Code came into force which risks further entrenching long-standing limitations on freedom of expression and assembly<sup>37</sup> and is a chilling prospect for independent journalists, activists, and anyone critical of the authorities.<sup>38</sup>
13. The new law retains provisions of the Penal Code which were both heavily relied on to prosecute 11 July 2021 protesters, and which have been used for decades to silence dissent. It also increases minimal penalties for these provisions. For example, “contempt”, “public disorder”, and “resistance” now carry minimum penalties of six months in prison to a year and/or a fine, compared with a minimum of three months to a year in prison and/or a fine under the previous Penal Code. Similarly, “insulting national symbols”, which includes defiling or other acts that show contempt for the flag or national anthem, now includes a penalty of imprisonment for two to five years or a large fine or both, compared with a penalty of three months to a year or a fine under the previous criminal code.<sup>39</sup>
14. The Penal Code, under Article 120.1, also allows anyone who “endangers the constitutional order and normal functioning of the State and the Cuban government” to be punished with imprisoned from four to 10 years. Additionally, Article 143 of the new Criminal Code stands to further stifle the ability of civil society organizations, activists, and independent journalists to operate in the country, by prohibiting any receipt or use of finances that are deemed to “fund activities against the Cuban state and its constitutional order.” Anyone found guilty of being in possession of funds deemed to be used in this way faces a punishment of four to 10 years in prison. It also retains the death penalty for a series of crimes.<sup>40</sup>

## THE HUMAN RIGHTS SITUATION ON THE GROUND

### Independent human rights monitoring

15. In line with Cuba’s failure to accept recommendations related to the scrutiny of its human rights record,<sup>41</sup> Cuba has failed to allow any international media or international human rights organizations to monitor the recent trials of people detained in the context of the 11 July protests. Cuban authorities have ignored public requests by Amnesty International to attend the trials.<sup>42</sup>

### Restrictions on freedom of expression and peaceful assembly

16. Authorities have never responded to Amnesty International’s letter requesting information about how many people were detained in the context of the 11 July 2021 protests.<sup>43</sup> However, in the wake of the protests, Amnesty International documented a range of human rights violations.
17. Relatives of those detained and detainees who were later released widely reported a range of violations of due process rights and the use of incommunicado detention. According to information received by Amnesty International, in the days after the protests, law enforcement officials targeted young people that they suspected of having participated, dragging them from their beds, sometimes without shoes or clothes, and carting them off to prisons in

police vehicles. Many complained that prison conditions were cramped, damp, and unhygienic, that no social distancing or other Covid-19 prevention measures were taken, and that rarely were they allowed outside.<sup>44</sup>

18. As of January 2023, more than 700 people remained imprisoned for participating in the July 2021 protests,<sup>45</sup> according to Justicia 11J,<sup>46</sup> a civil society group who have been tracking the number of people imprisoned. Many were charged and sentenced for “public disorder”, or other crimes inconsistent with international standards, such as “contempt.” Others were charged with more severe crimes for throwing bottles and stones and given sentences for up to 30 years.<sup>47</sup>
19. In September and October 2022, there were further protests over power outages following the passing of hurricane Ian.<sup>48</sup> Amnesty International received further reports of deployment of police and military, including cadets, to repress the protests.<sup>49</sup>
20. In the period under review, Cuba has also subjected artists, academics, and other alternative thinkers to frightening levels of surveillance.<sup>50</sup> Journalists and activists frequently face police presence outside of their homes, and a constant threat of arrest, which has a serious impact on their ability to work, and their right to privacy, and amounts to an unlawful restriction on freedom of movement, and in some cases house-arrest.<sup>51</sup>
21. By way of example, over a space of two weeks in December 2020, Amnesty International researchers gathered testimony from activists and independent journalists describing police surveillance details outside their homes, risk of arrest should they try to leave, and restrictions placed on where they could go. The organization’s researchers and its Crisis Evidence Lab analysed and verified the location of photos and videos documenting this surveillance outside the homes of approximately 11 activists, some who were living with other activists. In most instances, the photos showed one or more marked police cars parked on the street corners outside the activists’ homes. In other instances, plain clothed individuals, who activists believe are also state security officials, appear in the photos, often on motorbikes. In photos received between 1 and 13 December 2020, Amnesty International researchers observed 24 different marked police cars parked outside of their homes, and several activists had at least five different police vehicles outside their home over that same period.<sup>52</sup>
22. Similarly, in February 2023, following reports of constant harassment and physical surveillance, state security officials appear to have detained former prisoner of conscience Josiel Guía Piloto in his home in Havana. At the time of his detention, he was hunger striking.<sup>53</sup>

## Prisoners of conscience

23. As of January 2023, three activists named prisoners of conscience by Amnesty International remain in jail.
24. Among those is José Daniel Ferrer García, activist and leader of the unofficial political opposition group “Patriotic Union of Cuba”, who was detained after trying to attend the demonstrations in Santiago de Cuba with his son. He left his house and walked past the state security officials who constantly monitor him, but other law enforcement officials stopped him a few meters ahead. For his attempt to join the protests, José Daniel Ferrer García was charged with “public disorder,” however, he has not received a trial and remains in prison. In 2020, following a different trial for other charges and tainted by irregularities, José Daniel was convicted to four-and-a-half years of house arrest.<sup>54</sup> According to documents seen by Amnesty International, due to the charges of “public disorder” related to the July 2021 protests, a Provincial Tribunal in Santiago revoked his house arrest in August 2021, obliging him to pass that previous sentence in prison. Since his detention in 2021, José Daniel Ferrer García has been held with limited access to the outside world, in conditions which could facilitate torture or other ill-treatment.<sup>55</sup>
25. Luis Manuel Otero Alcántara, a Black Cuban artist and a leader of the San Isidro Movement - a diverse group of artists, journalists, and activists – was also detained in the context of the 11 July 2021 protests.<sup>56</sup> Luis Manuel Otero Alcántara had been vocal in his opposition to Decree 349, a dystopian law passed in 2018 which seeks to limit artist expression.<sup>57</sup> Before his imprisonment in July 2021, Luis Manuel was subjected to constant surveillance and harassment and multiple arbitrary detentions. On 2 May 2021, state security officials took Luis Manuel from his home, where he had been on hunger strike protesting the confiscation of his artworks by the authorities. He was forcibly taken to a hospital and denied access to the outside world.<sup>58</sup> On 11 July 2021, Luis Manuel posted a video

online, saying he would be taking part in the demonstrations. He was arrested before reaching the place where the protest was taking place and taken to Guanajay maximum security prison, where he remains.<sup>59</sup> In June 2022, he was sentenced to five years in prison, after a trial behind closed doors.<sup>60</sup>

26. Maykel Castillo Pérez, a Black Cuban musician, a leader of the San Isidro Movement and one of the authors of “Patria y Vida”, a song critical of the Cuban government that was adopted as a protest anthem, also remains in prison. On 4 April 2021, Maykel was walking in Havana when police officers questioned him and attempted to arrest him but desisted in the face of complaints from other passers-by who considered the action unjust. On 18 May, security agents arrived at his home and arrested him. In June 2022, he was sentenced to nine years in prison.<sup>61</sup> In January 2022, the UN Working Group on Arbitrary Detention also concluded that Castillo Pérez had been arbitrarily detained and said that the Cuban government should release him immediately.<sup>62</sup>

### Internet interruption

27. Since the last review, Cuba has expanded the internet, as it accepted to in the previous review,<sup>63</sup> but controlled and interrupted internet access in politically sensitive moments, consistent with its failure to accept recommendations to “remove internet restrictions.”<sup>64</sup>
28. Following protests in July 2021, the authorities disrupted the internet, in violation of international human rights law. On 11 July, there were countrywide internet outages and then a decrease in traffic until 12 July, according to network measurements gathered by Kentic.<sup>65</sup> Cuba also regularly blocked instant messaging apps such as Whatsapp, Telegram and Signal.<sup>66</sup>
29. Internet outages were also reported following protests in September 2022,<sup>67</sup> which in turn impacted the ability of journalists to do their work.<sup>68</sup>
30. According to the Open Observatory of Network Interference (OONI), the technology used to carry out the blocking has become increasingly sophisticated, particularly since 2019, when the organization also noted blocking of media sites during the Constitutional Referendum.<sup>69</sup>

### Economic, social, and cultural rights

31. Since the last review, the economic situation in Cuba has reportedly deteriorated, marked by increasingly long lines for food and other basic goods, such hygiene products, and medicines.<sup>70</sup>
32. The number of people leaving the island has also risen significantly. Between October 2021 and September 2022, more than 224,000 Cubans made their way to the United States, a significant increase compared with the same period in 2020-2021, when just over 39,000 Cubans arrived in the US, according to US government data.<sup>71</sup>

## RECOMMENDATIONS FOR ACTION BY THE STATE UNDER REVIEW

### Amnesty International calls on the government of Cuba to:

#### National human rights framework:

33. Ratify, without delay, the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights, and the Optional Protocol to the Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment and Punishment.

#### Independent human rights monitoring:

34. Immediately grant access to independent human rights organizations, including Amnesty International, to monitor and observe trials of human rights defenders and those detained during protests.
35. Extend invitations to the UN Special Rapporteurs on the promotion and protection of the right to freedom of opinion and expression, on the rights to freedom of peaceful assembly and of association, and about human rights defenders and facilitate their visits by the end of 2024.

**Freedom of expression, peaceful assembly, and association:**

36. Immediately initiate genuine dialogue with human rights defenders, independent journalists, and other actors, including those critical of the authorities.
37. Immediately and unconditionally release all those detained for the exercise of their freedom of expression and peaceful assembly.
38. Amend provisions of the new Penal Code which have been historically used to criminalize human rights defenders, independent journalists, activists, artists, or other people critical of the authorities, such as “contempt”, “public disorder”, and “resistance”, and which now carry more severe minimum penalties.
39. Amend or repeal provisions of the new Penal Code which stand to further limit freedom of expression, such as Article 143, which prohibits receipt of finances that are deemed to “fund activities against the Cuban state and its constitutional order,” and Article 120.1 which allows anyone who “endangers the constitutional order and normal functioning of the State and the Cuban government” to be punished with imprisoned from four to 10 years.
40. Stop subjecting human rights activists and independent journalists to surveillance and arbitrary detentions, including de facto house arrest.

**Prisoners of conscience:**

41. Immediately and unconditionally release all people who have been imprisoned solely for the peaceful exercise of their rights to freedom of expression, association, or peaceful assembly.

**Internet interruptions:**

42. Desist from using internet interruptions that are incompatible with international human rights law to clamp down on freedom of expression and assembly.

**Economic, social and cultural rights:**

43. Ensure that the economic, social and cultural rights of the population are met, and address their need for greater access to food and medicine.

## ANNEX 1

### KEY AMNESTY INTERNATIONAL DOCUMENTS FOR FURTHER REFERENCE

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Amnesty International, “Cuba: Amnesty International and artist Erik Ravelo launch ‘The Eternal Flame’, a digital conceptual memorial in support of San Isidro Movement and freedom of expression”, 29 April 2021, [amnesty.org/en/latest/news/2021/04/cuba-amnesty-artist-erik-ravelo-eternal-flame-san-isidro-movement-2/](https://www.amnesty.org/en/latest/news/2021/04/cuba-amnesty-artist-erik-ravelo-eternal-flame-san-isidro-movement-2/)

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Amnesty International, “Amnesty International names prisoners of conscience amidst crackdown on protesters”, 19 August 2021, [amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/](https://www.amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/)

Amnesty International, “Cuba: Amnesty International calls for access to country to monitor trials of 11J protesters”, 24 March 2022, [amnesty.org/en/latest/news/2022/03/cuba-amnesty-calls-for-access-trials-protesters/](https://www.amnesty.org/en/latest/news/2022/03/cuba-amnesty-calls-for-access-trials-protesters/)

Amnesty International, “Five things you should know a year on from Cuba’s 11 July protests”, 11 July 2022, [amnesty.org/en/latest/news/2022/07/five-things-you-should-know-cubas-11-july-protests/](https://www.amnesty.org/en/latest/news/2022/07/five-things-you-should-know-cubas-11-july-protests/)

Amnesty International, “Cuba: Political leader held incommunicado” (AMR 25/5863/2022), 12 July 2022, <https://www.amnesty.org/en/documents/amr25/5863/2022/en/>

Amnesty International, “Cuba: Luis Manuel Otero Alcántara: Write for Rights 2022 Case Card” (AMR 25/5837/2022), 28 September 2022, <https://www.amnesty.org/en/documents/amr25/5837/2022/en/>

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## ANNEX 2

### MATRIX OF RECOMMENDATIONS FROM THE PREVIOUS CYCLE, WITH COMMENTS ON PROGRESS

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<b><i>Theme: A42 Institutions &amp; policies - General</i></b>			
24.60 Continue efforts to strengthen the mechanisms and procedures to prevent and address human rights violations (State of Palestine); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	A42 Institutions & policies - General A44 Structure of the national human rights machinery S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	<b>Not implemented: See paragraphs 10 and 13-17 above and footnoted sources</b>
24.48 Continue on the very encouraging trajectory of progress made with respect to its commitment to the protection and promotion of human rights (Barbados); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	A42 Institutions & policies - General S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	<b>Not implemented: See paragraphs 10 and 13-17 above and footnoted sources</b>
<b><i>Theme: B31 Equality &amp; non-discrimination</i></b>			



Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.76 Maintain awareness-raising campaigns on the right to freedom of sexual orientation and gender identity (Plurinational State of Bolivia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	B31 Equality & non-discrimination A54 Awareness raising and dissemination S10 SDG 10 - inequality <b>Affected persons:</b> - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Partially implemented: See paragraphs 1-2 and footnoted sources
24.75 Continue actions to prevent manifestations of discrimination based on sexual orientation and gender identity (Plurinational State of Bolivia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	B31 Equality & non-discrimination S10 SDG 10 - inequality <b>Affected persons:</b> - lesbian, gay, bisexual, transgender and intersex persons (LGBTI)	Partially implemented: See paragraphs 1-2 and footnoted sources.
<b>Theme: D26 Conditions of detention</b>			
24.126 Encourage less use of pretrial detention as a precautionary measure and ensure its use only for the most serious crimes (Sudan); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	D26 Conditions of detention D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraphs 20 and 21 and related footnotes. Many of those detained in the context of July 2021 protests were initially held in pretrial detention for crimes often inconsistent with international standards, including “public disorder” and “contempt”.

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.127 Continue to ensure that prisoners and detainees are treated with the dignity inherent to the human condition, in compliance with the United Nations Standard Minimum Rules for the Treatment of Prisoners (Sudan); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraphs 17 and 24 and related footnotes. Amnesty International has received various reports of ill-treatment within prison settings.

*Theme: D43 Freedom of opinion and expression*

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.164 Publicly acknowledge the role and work of members of civil society and take the necessary steps to ensure that human rights defenders and members of civil society organizations can exercise their rights to peaceful freedom of expression, assembly and association, in conformity with Cuba's international obligations (Belgium);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7</p>	<p>Supported</p>	<p>D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - human rights defenders</p>	<p>Not implemented: See paragraphs 7, 8, 9, 12-14, 16-26 and 27 and related footnotes.</p>
<p>24.180 Ensure Internet accessibility with the aim of improving the quality of education and social development (Japan);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7</p>	<p>Supported</p>	<p>D43 Freedom of opinion and expression E1 Economic, social &amp; cultural rights - general measures of implementation E51 Right to education - General S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Partially implemented: See paragraphs 6, and 27-30 and related footnotes.</p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.157 Continue to expand Internet services throughout the country, especially in households (Bolivarian Republic of Venezuela); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Partially implemented: See paragraphs 6, and 27-30 and related footnotes.
24.166 Increase the Internet penetration rate and the use of broadband Internet (Plurinational State of Bolivia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7	Supported	D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Partially implemented: See paragraphs 6, and 27-30 and related footnotes.
<b>Theme: D51 Administration of justice &amp; fair trial</b>			
<b>Theme: 26 Conditions of detention</b>			

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.133 Ensure full compliance with the United Nations Standard Minimum Rules for the Treatment of Prisoners and allow independent human rights monitors access to prison and detention centres (Zambia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 7 & 10	Supported/Noted	D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	<b>Not implemented: See paragraphs 15, 17 and 24 and related footnotes.</b>
<b>Theme: A12 Acceptance of international norms</b>			
24.2 Quickly proceed towards ratification of both the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights, without reservations (Norway); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms A13 Reservations D1 Civil & political rights - general measures of implementation E1 Economic, social & cultural rights - general measures of implementation <b>Affected persons:</b> - general	<b>Not implemented: See paragraph 10.</b> <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.15 Act in accordance with and ratify the already signed International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights, without restrictions to freedom of expression, freedom of the press or freedom of assembly, and incorporate them into its national legislation (Netherlands);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms A41 Constitutional and legislative framework D1 Civil &amp; political rights - general measures of implementation D43 Freedom of opinion and expression D44 Right to peaceful assembly E1 Economic, social &amp; cultural rights - general measures of implementation</p> <p><b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.8 Accede to the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights and bring national legislation into compliance with these Covenants, including by ensuring unhindered Internet access (Czechia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms A41 Constitutional and legislative framework D1 Civil & political rights - general measures of implementation D43 Freedom of opinion and expression E1 Economic, social & cultural rights - general measures of implementation <b>Affected persons:</b> - general	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.10 Ratify the International Covenant on Civil and Political Rights and both its optional protocols (Estonia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D1 Civil & political rights - general measures of implementation <b>Affected persons:</b> - general	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.11 Ratify the International Covenant on Civil and Political Rights and its Second Optional Protocol (Lithuania); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D1 Civil & political rights - general measures of implementation D23 Death penalty <b>Affected persons:</b> - general	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.27 Ratify the Second Optional Protocol to the International Covenant on Civil and Political Rights, aiming at the abolition of the death penalty (Liechtenstein) (Togo); Consider ratifying the Second Optional Protocol to the International Covenant on Civil and Political Rights with a view to abolishing the death penalty, as previously recommended (Uruguay); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D1 Civil & political rights - general measures of implementation D23 Death penalty S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>



Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.4 Ratify the International Covenant on Civil and Political Rights and establish a legal and institutional framework that guarantee the free exercise of the rights enshrined in it, including the rights to freedom of expression, assembly and peaceful association, and sign and ratify the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Costa Rica);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation D25 Prohibition of torture and cruel, inhuman or degrading treatment D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>

<p>24.1 Ratify the International Covenant on Civil and Political Rights (Austria) (Japan) (Liechtenstein); Consider ratifying the International Covenant on Economic, Social and Cultural Rights (Côte d'Ivoire); Ratify the International Covenant on Economic, Social and Cultural Rights (Niger); Consider ratification of the International Covenant on Economic, Social and Cultural Rights, and the International Covenant on Civil and Political Rights respectively (Cyprus); Consider ratifying the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (El Salvador); Consider ratification of the International Covenant on Civil and</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation E1 Economic, social &amp; cultural rights - general measures of implementation <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>
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<p>Political Rights (Chile); Ratify the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Mexico) (Nepal) (Paraguay) (Slovakia) (France) (Portugal) (Australia); Ratify the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights, as previously recommended (Poland); Ratify without delay the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Germany); Consider ratification of the International Covenants on Human Rights (Peru); Finalize the process of ratification of the main</p>			
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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>international covenants, including the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Spain); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>			
<p>24.3 Consider ratifying the International Covenant on Economic, Social and Cultural Rights and the International Covenant on Civil and Political Rights (Greece); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	Noted	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation E1 Economic, social &amp; cultural rights - general measures of implementation <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.5 Ratify and implement the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Croatia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D1 Civil & political rights - general measures of implementation E1 Economic, social & cultural rights - general measures of implementation <b>Affected persons:</b> - general	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.6 Ratify the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Trinidad and Tobago); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D1 Civil & political rights - general measures of implementation E1 Economic, social & cultural rights - general measures of implementation <b>Affected persons:</b> - general	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.7 Ratify the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Italy);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	Noted	<p>A12 Acceptance of international norms</p> <p>D1 Civil &amp; political rights - general measures of implementation</p> <p>E1 Economic, social &amp; cultural rights - general measures of implementation</p> <p><b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10.</p> <p><a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>
<p>24.9 Consolidate the legal and institutional framework for the promotion and protection of human rights, among others, through expediting the ratification process of the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Indonesia);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	Noted	<p>A12 Acceptance of international norms</p> <p>D1 Civil &amp; political rights - general measures of implementation</p> <p>E1 Economic, social &amp; cultural rights - general measures of implementation</p> <p><b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10.</p> <p><a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.13 Ratify, without delay, the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Finland);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation E1 Economic, social &amp; cultural rights - general measures of implementation <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>
<p>24.14 Ratify the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights, without restrictions (Sweden);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation E1 Economic, social &amp; cultural rights - general measures of implementation <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.20 Ratify the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights, as previously recommended (Romania);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation E1 Economic, social &amp; cultural rights - general measures of implementation <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>
<p>24.21 Ratify the core international human rights treaties, namely the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Slovenia);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation E1 Economic, social &amp; cultural rights - general measures of implementation <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>



Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.22 Ratify the core human rights documents: the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights (Ukraine); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D1 Civil &amp; political rights - general measures of implementation E1 Economic, social &amp; cultural rights - general measures of implementation S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.17 Ratify the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (France) (Portugal); Consider acceding to the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, at the earliest convenience (Ghana); Ratify the main international instruments, such as the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Spain);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A12 Acceptance of international norms D25 Prohibition of torture and cruel, inhuman or degrading treatment <b>Affected persons:</b> - persons deprived of their liberty</p>	<p>Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.23 Consider ratifying the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Greece); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.24 Ratify the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Bosnia and Herzegovina); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.25 Ratify the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Estonia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.26 Consider ratifying the Optional Protocol to the Convention against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (Georgia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms D25 Prohibition of torture and cruel, inhuman or degrading treatment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.12 Consider ratifying the International Covenant on Economic, Social and Cultural Rights (Malta); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms E1 Economic, social & cultural rights - general measures of implementation <b>Affected persons:</b> - general	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.28 Ratify the Optional Protocol to the Convention on the Elimination of All Forms of Discrimination against Women (Bosnia and Herzegovina); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms F12 Discrimination against women S05 SDG 5 - gender equality and women's empowerment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - women	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.29 Ratify the Optional Protocol to the Convention on the Elimination of All Forms of Discrimination against Women (Democratic Republic of the Congo); Accede to the Optional Protocol to the Convention on the Elimination of All Forms of Discrimination against Women, as previously recommended (Liechtenstein); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms F12 Discrimination against women S05 SDG 5 - gender equality and women's empowerment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - women	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>
24.30 Consider ratifying the Optional Protocol to the Convention on the Elimination of All Forms of Discrimination against Women (Slovenia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A12 Acceptance of international norms F12 Discrimination against women S05 SDG 5 - gender equality and women's empowerment S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - women	Not implemented: See paragraph 10. <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

**Theme: A22 Cooperation with treaty bodies**

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.43 Fully cooperate with human rights mechanisms and grant them unhindered access to Cuba, including to government officials, civil society organizations and human rights defenders, to prisons and detention centres (Germany); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A22 Cooperation with treaty bodies A24 Cooperation with special procedures A26 Cooperation with the Universal Periodic Review (UPR) D26 Conditions of detention H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - persons deprived of their liberty - human rights defenders	<b>Not implemented: See paragraphs 11 and 15 and related footnotes.</b>
24.42 Cooperate closely with human rights monitoring mechanisms (Ukraine); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A22 Cooperation with treaty bodies A24 Cooperation with special procedures A26 Cooperation with the Universal Periodic Review (UPR) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	<b>Not implemented: See paragraphs 11 and 15 and related footnotes.</b>

**Theme: A24 Cooperation with special procedures**

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.37 Extend invitations to the United Nations Special Rapporteurs on the promotion and protection of the right to freedom of opinion and expression, on the rights to freedom of peaceful assembly and of association, and on the situation of human rights defenders (Finland); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A24 Cooperation with special procedures D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - human rights defenders</p>	<p>Not implemented: See <a href="https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en">https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en</a></p>
<p>24.35 Issue and implement a standing invitation to all special procedures (Czechia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A24 Cooperation with special procedures S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See <a href="https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en">https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.36 Respond positively to the pending visit requests by the special procedure mandate holders of the Human Rights Council and consider extending a standing invitation to all mandate holders (Latvia);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A24 Cooperation with special procedures S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See <a href="https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en">https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en</a></p>
<p>24.38 Issue a standing invitation to all special procedures, including those working in the field of civil and political rights (Norway); Extend an open and permanent invitation to the special procedure mandate holders (Spain);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A24 Cooperation with special procedures S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See <a href="https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en">https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en</a></p>



Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.39 Issue a standing invitation to the special procedures of the Human Rights Council, including all Special Rapporteurs (Sweden); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A24 Cooperation with special procedures S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See <a href="https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en">https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en</a>
24.40 Extend a permanent invitation to all special procedures of the Human Rights Council (Switzerland); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A24 Cooperation with special procedures S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See <a href="https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en">https://spinternet.ohchr.org/ViewCountryVisits.aspx?visitType=all&amp;country=CUB&amp;Lang=en</a>
<b>Theme: A45 National Human Rights Institution (NHRI)</b>			
24.68 Create a national human rights institution in accordance with the Paris Principles and take legal and institutional measures to guarantee the independence of the judiciary (Costa Rica); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A45 National Human Rights Institution (NHRI) D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - judges, lawyers and prosecutors	Not implemented: See OHCHR, "UN Committee against Torture publishes findings on Cuba, Iceland, Iraq, Kenya, Montenegro and Uruguay", 13 May 2022, <a href="https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya">https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.67 Take steps towards establishing an independent national human rights institution in line with the principles relating to the status of national institutions for the promotion and protection of human rights (the Paris Principles) (Botswana); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See OHCHR, “UN Committee against Torture publishes findings on Cuba, Iceland, Iraq, Kenya, Montenegro and Uruguay”, 13 May 2022, <a href="https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya">https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya</a>
24.69 Establish a national human rights institution in conformity with the Paris Principles (Mongolia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See OHCHR, “UN Committee against Torture publishes findings on Cuba, Iceland, Iraq, Kenya, Montenegro and Uruguay”, 13 May 2022, <a href="https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya">https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya</a>
24.70 Establish an independent national human rights institution in compliance with the Paris Principles (Montenegro); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See OHCHR, “UN Committee against Torture publishes findings on Cuba, Iceland, Iraq, Kenya, Montenegro and Uruguay”, 13 May 2022, <a href="https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya">https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.71 Establish an independent national human rights institution in accordance with the Paris Principles (Mexico) (Nepal) (Togo) (Portugal); Establish a national human rights institution in conformity with the Paris Principles (Uruguay); Put in place a national human rights institution in compliance with the Paris Principles (Niger); Establish a national human rights institution in accordance with the Paris Principles and end the restrictions imposed on associations (France);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented See OHCHR, “UN Committee against Torture publishes findings on Cuba, Iceland, Iraq, Kenya, Montenegro and Uruguay”, 13 May 2022, <a href="https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya">https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya</a></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.73 Establish an independent national human rights institution in accordance with the Paris Principles (Zambia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	A45 National Human Rights Institution (NHRI) S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See OHCHR, "UN Committee against Torture publishes findings on Cuba, Iceland, Iraq, Kenya, Montenegro and Uruguay", 13 May 2022, <a href="https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya">https://www.ohchr.org/en/press-releases/2022/05/un-committee-against-torture-publishes-findings-cuba-iceland-iraq-kenya</a>
<b>Theme: D23 Death penalty</b>			
24.138 Abolish the death penalty including through ratification of the Second Optional Protocol to the International Covenant on Civil and Political Rights (New Zealand); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D23 Death penalty A12 Acceptance of international norms S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See paragraph 14 and <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.135 Formally abolish the death penalty (Australia); Abolish the death penalty for ordinary crimes as a first step towards the complete abolition of the death penalty (Belgium); Adopt the necessary measures for the abolition of the death penalty (Brazil); Legally abolish the death penalty (Cabo Verde); Give due consideration to the legal abolition of the death penalty (Liechtenstein); Abolish the death penalty (France) (Portugal); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>D23 Death penalty A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraph 14 and <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a></p>
<p>24.137 Maintain the moratorium on executions and consider moving towards the abolition of death penalty (Italy); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>D23 Death penalty S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Partially implemented: See paragraph 14 and <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>. While Cuba retained the death penalty in its new penalty code it has maintained a moratorium on executions in recent years.</p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.139 Consider imposing a de facto moratorium on the use of the death penalty with a view to its total abolition (Rwanda); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D23 Death penalty S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Partially implemented: See paragraph 14 and <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a> . While Cuba retained the death penalty in its new penalty code it has maintained a moratorium on executions in recent years.
24.140 Abolish the death penalty for all crimes (Switzerland); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D23 Death penalty S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See paragraph 14 and <a href="https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN">https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&amp;Lang=EN</a>

### *Theme: D26 Conditions of detention*

24.112 Stop arbitrarily arresting people, before, during and after peaceful demonstrations and release those who have been arbitrarily arrested (Iceland); End arbitrary detention of political activists (Australia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D26 Conditions of detention D32 Enforced disappearances D33 Arbitrary arrest and detention D44 Right to peaceful assembly S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraphs 12-14, 16-22, and 23-26 and related footnotes.
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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.120 Take measures to put an end to arbitrary detentions by ensuring that persons under arrest have immediate access to a defence counsel and are promptly brought before an independent judge for a hearing (Netherlands); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D26 Conditions of detention D33 Arbitrary arrest and detention D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - persons deprived of their liberty	Not implemented: See paragraphs 12-14, 16-22, and 23-26 and related footnotes.
24.117 End arbitrary detention and harassment of human rights defenders as well as media workers (Lithuania); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D26 Conditions of detention D33 Arbitrary arrest and detention H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - media	Not implemented: See paragraphs 12-14, 16-22, and 23-26 and related footnotes.
24.114 Guarantee that all detainees have access to a lawyer of their choice from the outset of the deprivation of liberty (Ireland); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: All defence lawyers must belong to the National Organization of Collective Law Offices which according to information received by Amnesty International is closely controlled by the state.  People who have been detained for exercising their freedom of expression or peaceful assembly repeatedly tell Amnesty International about the difficulties they face in accessing a lawyer of their choice and criticized the lack of independence of public lawyers who often fail to exercise due diligence in their cases. Defence lawyers almost never provide families with copies of court documents, creating significant barriers for victims in accessing justice at the national and international level. See: Amnesty International, Cuba: “Your mind is in prison” – Cuba’s web of control over free expression and its chilling effect on everyday life (AMR 25/7299/2017), 16 November 2017, <a href="https://www.amnesty.org/en/documents/amr25/7299/2017/en/">amnesty.org/en/documents/amr25/7299/2017/en/</a>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.118 Enable independent human rights monitoring at all detention sites (Lithuania); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D26 Conditions of detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	<b>Not implemented: See paragraph 15</b>

**Theme: D33 Arbitrary arrest and detention**

24.209 Cease the practice of arbitrarily detaining journalists, opposition members, and human rights defenders, including preemptively, and adopt a legal framework that ensures judicial independence (United States of America); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D33 Arbitrary arrest and detention D51 Administration of justice & fair trial H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - media - judges, lawyers and prosecutors - human rights defenders	<b>Not implemented: See paragraphs 12-14, 16-22, and 23-26 and related footnotes.</b>
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**Theme: D42 Freedom of thought, conscience and religion**

24.186 Enable and promote the work of civil society by discontinuing restrictive laws and practices (Lithuania); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D42 Freedom of thought, conscience and religion D43 Freedom of opinion and expression D45 Freedom of association <b>Affected persons:</b> - general	<b>Not implemented: See paragraphs 5, 6, 11, 14, and 15</b>
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**Theme: D43 Freedom of opinion and expression**



Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.193 Continue to remove unlawful limitations on the right to access information and on the freedom of opinion and expression under international human rights law (New Zealand); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	Noted	<p>D43 Freedom of opinion and expression <b>Affected persons:</b> - general</p>	Not implemented: See paragraphs 10-14 and related sources for more detail
<p>24.183 Decriminalize defamation and include it in the Civil Code in accordance with international standards (Estonia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	Noted	<p>D43 Freedom of opinion and expression A41 Constitutional and legislative framework <b>Affected persons:</b> - general</p>	Not implemented: See paragraphs 10-14 and related sources for more detail

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.171 Immediately eliminate harassment and intimidation of activists, including arbitrary short-term and pretrial detentions as well as house arrest (Canada); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D43 Freedom of opinion and expression D33 Arbitrary arrest and detention D51 Administration of justice & fair trial <b>Affected persons:</b> - human rights defenders	Not implemented: See paragraphs 15-22 and 23-26
24.132 End measures to restrict freedom of expression and assembly including short-term detentions and the use of broad criminal charges such as “dangerousness” (United Kingdom of Great Britain and Northern Ireland); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D43 Freedom of opinion and expression D44 Right to peaceful assembly D33 Arbitrary arrest and detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraphs 10-14 and related sources for more detail. The new Penal Code includes a range of vague and broadly defined criminal charges.

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.192 Review all legal provisions which restrict the rights to freedom of expression, peaceful assembly, and association, to ensure compliance with international human rights law and standards (New Zealand);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	<p>Noted</p>	<p>D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions</p> <p><b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraphs 10-14 and related sources for more detail. The new Penal Code includes a range of vague and broadly defined criminal charges.</p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.167 Abstain from all forms of harassment, intimidation and repression against social activists, human rights defenders and journalists (Brazil); Guarantee freedom of expression, assembly and association and put an end to the harassment, intimidation, persecution and arbitrary detention of human rights activists, journalists and members of the opposition (France); Immediately stop arbitrary detention, imprisonment and harassment of activists who peacefully exercise their rights to freedom of expression, association or peaceful assembly (Germany);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	<p>Noted</p>	<p>D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association H1 Human rights defenders D33 Arbitrary arrest and detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - human rights defenders</p>	<p>Not implemented: See paragraphs 10-14 and 15-22 and related sources for more detail.</p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.181 Ensure everyone's rights to freedom of expression, peaceful assembly and association and to freedom of movement, including for civil society representatives, journalists and human rights defenders (Estonia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - media - human rights defenders</p>	<p>Not implemented; See paragraphs 10-14 and 15-22 and related sources for more detail.</p>
<p>24.121 Immediately and unconditionally release all prisoners of conscience who have been imprisoned solely for the peaceful exercise of their rights to freedom of expression, association or peaceful assembly (New Zealand); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	<p>Noted</p>	<p>D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty</p>	<p>Not implemented; See paragraphs 5 and 23-26 and related footnotes for more detail.</p>

<p>24.172 Take the necessary measures to ensure the right of all people to freedom of expression, freedom of assembly and peaceful association (Chile); Respect everyone's rights to freedom of expression, peaceful assembly and association (Iceland); Respect everyone's rights to freedom of expression and to peaceful assembly and association (Slovakia); Establish measures that guarantee freedom of association, freedom of expression and freedom of the press (Spain); Review all legal provisions, including article 62 of the Constitution which unduly restricts the rights to freedom of expression, peaceful assembly and association, to bring them in line with international law and</p>	<p>Noted</p>	<p>D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraphs 15-22 and 23-26 and related footnotes for more detail.</p>
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Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
standards (Germany); <b>Source of position:</b> A/HRC/39/16/ Add.1 - Para. 8 & 10			
24.184 End measures restricting the rights to freedom of expression and to peaceful assembly and association, including short-term detentions of political opponents, human rights activists and members of civil society organizations, as well as intimidation and arrests of journalists (Latvia); <b>Source of position:</b> A/HRC/39/16/ Add.1 - Para. 10	Noted	D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - media - human rights defenders	<b>Not implemented: See paragraphs 15-22 and 23-26 and related sources.</b>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.201 Review legal provisions that restrict the rights of freedom of expression, peaceful assembly and association, and bring them in line with Cuba's international human rights obligations (Sweden);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	<p>Noted</p>	<p>D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p><b>Not implemented: See paragraphs 12-14 and related footnotes.</b></p>
<p>24.198 Take effective measures to ensure freedom of expression, of the press and of association, as well as affordable and unrestricted access to the Internet for all (Poland);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	<p>Noted</p>	<p>D43 Freedom of opinion and expression D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p><b>Not implemented: See paragraphs 12-14, 20-21, 27-30 and related footnotes.</b></p>



Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.179 Guarantee freedom of opinion and expression, online and offline, including dissenting political opinions, and safeguard the activity of human rights defenders and journalists (Italy); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D43 Freedom of opinion and expression H1 Human rights defenders S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - media - human rights defenders	Not implemented: See paragraphs 15-22 and 27-30 and related footnotes.
24.159 Remove Internet access restrictions and relax control of the broader media environment (Australia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - media	Not implemented: See paragraphs 12-14 and 27-30 and related footnotes.
24.161 Take effective measures to guarantee that Internet access corresponds to international regulations that protect the right to seek, receive and disseminate information and ideas (Austria); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	Not implemented: See 27-30.

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.163 Improve the climate for freedom of expression by taking steps to develop independent and pluralist media (Belgium); Consider promoting a more pluralist and independent mass media environment (Chile); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	Noted	<p>D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - media</p>	<p>Not implemented: See paragraphs 12-14 and 15-22 and related sources.</p>
<p>24.168 Facilitate creation of a more pluralistic media environment in conformity with international standards (Bulgaria); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	Noted	<p>D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - media</p>	<p>Not implemented: See paragraphs 12-14 and 15-22 and related sources.</p>
<p>24.199 Ensure low-priced access to Internet facilities and complete freedom of expression online (Romania); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8</p>	Noted	<p>D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p>Not implemented: See paragraphs 12-14 and 27-30 and related sources.</p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.206 Eliminate all restrictions on the right to freedom of opinion and expression and the right to free access to information (Ukraine); <b>Source of position:</b> A/HRC/39/16/ Add.1 - Para. 10	Noted	D43 Freedom of opinion and expression S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	<b>Not implemented: See paragraphs 12-14 and 15-22.</b>
<b>Theme: D44 Right to peaceful assembly</b>			
24.187 Guarantee freedom of peaceful assembly and association for all citizens in accordance with international standards (Lithuania); <b>Source of position:</b> A/HRC/39/16/ Add.1 - Para. 8	Noted	D44 Right to peaceful assembly D45 Freedom of association <b>Affected persons:</b> - general	<b>Not implemented: See paragraphs 15-22 and 23-26 and related footnotes.</b>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
<p>24.160 Bring the framework on freedom of association and assembly into line with international law and standards (Austria); Adopt concrete measures aimed at eliminating restrictions to the right of association and to freedom of expression that are inconsistent with international human rights law (Brazil);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	<p>Noted</p>	<p>D44 Right to peaceful assembly D45 Freedom of association D43 Freedom of opinion and expression A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general</p>	<p><b>Not implemented: See paragraphs 12-14.</b></p>
<p>24.196 Redouble efforts to strengthen the rights to peaceful assembly and association and to guarantee to independent journalists the free exercise of their profession without discrimination on political grounds (Peru);</p> <p><b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10</p>	<p>Noted</p>	<p>D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - media</p>	<p><b>Not implemented: See paragraphs 15-22 and 23-26 and related footnotes.</b></p>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.203 Take the necessary measures in order to guarantee the rights to freedom of peaceful assembly and association, in conformity with international law, particularly human rights (Switzerland); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general	<b>Not implemented: See paragraphs 15-22 and 23-26 and related footnotes.</b>
<b>Theme: D45 Freedom of association</b>			
<b>Theme: D51 Administration of justice &amp; fair trial</b>			
24.125 Release all those who have been arrested on politically motivated charges (Slovakia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	D51 Administration of justice & fair trial D33 Arbitrary arrest and detention S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	<b>Not implemented: See paragraphs 15-22 and 23 to 26 and related footnotes.</b>

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.144 Improve transparency and due process in the justice system by ensuring that arrested individuals are promptly informed of the reasons, have access to legal representation of their choosing, are afforded public hearings within a reasonable timeframe, and are presumed innocent until proven guilty (Canada); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	D51 Administration of justice & fair trial S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - persons deprived of their liberty	Not implemented: See paragraphs 15-22 and 23 to 26 and related footnotes.
<b>Theme: H1 Human rights defenders</b>			
24.194 Develop and implement specific laws, policies and mechanisms that recognize and protect the work of civil society, human rights defenders and journalists (Norway); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 8	Noted	H1 Human rights defenders A41 Constitutional and legislative framework S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - general - media - human rights defenders	Not implemented: See paragraphs 15-22 and 23 to 26 and related footnotes.

Recommendation	Position	Full list of themes	Assessment/comments on level of implementation
24.158 Recognize human rights monitoring as a legitimate activity, provide legal status to local human rights groups, cease using tactics that intimidate them, and allow human rights defenders and civil society to engage with the United Nations and its mechanisms (Australia); <b>Source of position:</b> A/HRC/39/16/Add.1 - Para. 10	Noted	H1 Human rights defenders D42 Freedom of thought, conscience and religion D43 Freedom of opinion and expression D44 Right to peaceful assembly D45 Freedom of association S16 SDG 16 - peace, justice and strong institutions <b>Affected persons:</b> - human rights defenders	<b>Not implemented: See paragraphs 11 and 15 and related footnotes.</b>

<sup>1</sup> Report of the Human Rights Council on its thirty-ninth session, UN Doc. A/HRC/39/2, 23 November 2018, para 832

<sup>2</sup> Including but not limited to Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/Add.1 recommendations 24.257 (Trinidad and Tobago), 24.259 (Jamaica), 24.263 (Lesotho), 24.264 (Maldives)

<sup>3</sup> Including but not limited to Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/Add.1 recommendations 24.272 (Brunei Darussalam), 24.273 (Burundi), 24.274 (China), 24.275, (Congo), 24.276 (Djibouti), 24.279 (Eritrea), 24.280 (Iraq), 24.281 (Lao People's Democratic Republic)

<sup>4</sup> Including but not limited to Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/Add.1 recommendations 24.288 (Ghana), 24.289 (Ghana), 24.290 (Zimbabwe), 24.291 (Afghanistan), 24.293 (Bahrain), 24.294 (Benin), 24.295 (Botswana), 24.296 (Bulgaria), 24.297 (Guyana), 24.300 (Dominican Republic), 24.301 (Honduras)

<sup>5</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.303 (Mexico), 24.304 (Nepal), 24.305 (Rwanda), 24.306 (Serbia), 24.307 (Georgia), 24.309 (Timor-Leste)

<sup>6</sup> Including but not limited to Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.314 (Morocco), 24.315 (Madagascar), 24.316 (Mauritania), 24.318 (Nicaragua), 24.319 (Gabon), 24.320 (Sri Lanka), 24.321 (Turkey), 24.322 (Turkmenistan), 24.323 (Turkmenistan), 24.324 (Uruguay)

<sup>7</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.325 (Algeria), 24.326 (Bahrain), 24.327 (Belarus), 24.328 (Guinea), 24.329 (Burkina Faso), 24.330 (Democratic People's Republic of Korea), 24.331 (Ecuador), 24.332 (Ecuador), 24.333 (Islamic Republic of Iran), 24.334 (Tunisia), 24.335 (Yemen)

<sup>8</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.74 (Angola), 24.77 (Burundi), 24.80 (Haiti), 24.81 (Egypt), 24.82 (India), 24.83 (Mali), 24.84 (Peru), 24.85 (Senegal), 24.86 (South Africa), 24.87 (Tunisia), 24.88 (Turkey), 24.89 (United Republic of Tanzania)

<sup>9</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.75 (Plurinational State of Bolivia), 24.76 (Plurinational State of Bolivia)

<sup>10</sup> BBC, "Cuba Family Code: Country votes to legalise same-sex marriage, 26 September 2022", [bbc.com/news/world-latin-america-63035426](https://www.bbc.com/news/world-latin-america-63035426)

<sup>11</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.124 (Poland)

<sup>12</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 4.127 (Sudan)

<sup>13</sup> Amnesty International, "Amnesty International names prisoners of conscience amidst crackdown on protesters", 19 August 2021, [amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/](https://www.amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/), Amnesty International, "Cuba Prisoner of Conscience at Risk", 19 October 2022, [amnesty.org/en/wp-content/uploads/2022/10/AMR2561302022ENGLISH.pdf](https://www.amnesty.org/en/wp-content/uploads/2022/10/AMR2561302022ENGLISH.pdf)

<sup>14</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.172 (Chile, Iceland, Slovakia, Spain, Germany), paragraph 24.184 (Latvia). 24.192 (New Zealand), 24.196 (Peru), 24.201 (Sweden), 24.206 (Ukraine), 24.209 (United States), 24, 210 (United States)

<sup>15</sup> Amnesty International, "Amnesty International names prisoners of conscience amidst crackdown on protesters", 19 August 2021, [amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/](https://www.amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/), Amnesty International, "Five things you should know a year on from Cuba's 11 July protests", 11 July 2022, [amnesty.org/en/latest/news/2022/07/five-things-you-should-know-cubas-11-july-protests/](https://www.amnesty.org/en/latest/news/2022/07/five-things-you-should-know-cubas-11-july-protests/)

<sup>16</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.112 (Iceland), 24.120 (Netherlands)

<sup>17</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.112 (Australia)

<sup>18</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.117 (Lithuania)

<sup>19</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.121 (New Zealand)

<sup>20</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.171 (Canada)

<sup>21</sup> For example: Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.157 (Bolivarian Republic of Venezuela), 24.166 (Plurinational State of Bolivia)

<sup>22</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.159 (Australia)

<sup>23</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.163 (Belgium and Chile), 24.159 (Australia), 24.168 (Bulgaria)

<sup>24</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.167 (Brazil)

<sup>25</sup> Amnesty International, "Amnesty International names prisoners of conscience amidst crackdown on protesters", 19 August 2021, [amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/](https://www.amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/)

<sup>26</sup> Amnesty International, "Cuba's Internet paradox: How controlled and censored Internet risks Cuba's achievements in education", 29 August 2017, [amnesty.org/en/latest/news/2017/08/cubas-internet-paradox-how-controlled-and-censored-internet-risks-cubas-achievements-in-education/](https://www.amnesty.org/en/latest/news/2017/08/cubas-internet-paradox-how-controlled-and-censored-internet-risks-cubas-achievements-in-education/)

<sup>27</sup> Amnesty International, "Cuba: San Isidro movement and allies under frightening levels of surveillance", 15 December 2020, [amnesty.org/en/latest/press-release/2020/12/cuba-san-isidro-movement-allies-under-frightening-levels-surveillance/](https://www.amnesty.org/en/latest/press-release/2020/12/cuba-san-isidro-movement-allies-under-frightening-levels-surveillance/)

<sup>28</sup> Amnesty International, *Cuba: A snapshot of prisoners of conscience under the government of President Miguel Diaz-Canel* (AMR 25/0936/2019), 27 August 2019, [amnesty.org/en/documents/amr25/0936/2019/en/](https://www.amnesty.org/en/documents/amr25/0936/2019/en/), Amnesty International, "Cuba: Prisoner of conscience at risk of COVID-19: Roberto Quiñones Haces" (AMR 25/2210/2020), 23 April 2020, [amnesty.org/en/documents/amr25/2210/2020/en/](https://www.amnesty.org/en/documents/amr25/2210/2020/en/), Amnesty International, "Cuba: Amnesty International calls for release of two San Isidro prisoners of conscience", 27 November 2020, [amnesty.org/en/latest/press-release/2020/11/cuba-amnesty-calls-for-release-two-san-isidro-prisoners-conscience/](https://www.amnesty.org/en/latest/press-release/2020/11/cuba-amnesty-calls-for-release-two-san-isidro-prisoners-conscience/), Amnesty International, "Cuba: Amnesty International names prisoners of conscience amidst crackdown on protesters", 19 August 2021, [amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/](https://www.amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/)



<sup>29</sup> Amnesty International, “Cuba: Massive protests are a desperate cry to a government that doesn’t listen”, 12 July 2021, [amnesty.org/en/latest/press-release/2021/07/cuba-protestas-masivas-grito-desesperado-gobierno-no-escucha/](https://www.amnesty.org/en/latest/press-release/2021/07/cuba-protestas-masivas-grito-desesperado-gobierno-no-escucha/)

<sup>30</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.1 (Austria) (Japan) (Liechtenstein), (Côte d’Ivoire), (Niger), (Cyprus), (El Salvador), (Chile), (Mexico), (Nepal), (Paraguay), (Slovakia), (France) (Portugal) (Australia), (Poland), (Germany), (Peru), (Spain), 24.2 (Norway), 24.3 (Greece), 24.4 (Costa Rica), 24.5 (Croatia)

<sup>31</sup> These instruments included but were not limited to the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social, and Cultural Rights, and the Optional Protocol to the Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment and Punishment. See OHCHR, “Ratification status by country or by treaty”, [https://tbinternet.ohchr.org/\\_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&Lang=EN](https://tbinternet.ohchr.org/_layouts/15/TreatyBodyExternal/Treaty.aspx?CountryID=44&Lang=EN)

<sup>32</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.118 (Lithuania)

<sup>33</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.43 (Germany)

<sup>34</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.158 (Australia)

<sup>35</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.174 (Croatia), 24.186 (Lithuania)

<sup>36</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.67 (Botswana), 24.68 (Costa Rica), 24.69 (Mongolia), 24.70 (Montenegro), 24.71 (France)

<sup>37</sup> Amnesty International, *Cuba: Restrictions on freedom of expression in Cuba* (AMR 25/005/2010), 30 June 2010, [amnesty.org/en/documents/amr25/005/2010/en/](https://www.amnesty.org/en/documents/amr25/005/2010/en/), Amnesty International, *Cuba: “Your mind is in prison” – Cuba’s web of control over free expression and its chilling effect on everyday life* (AMR 25/7299/2017), 16 November 2017, [amnesty.org/en/documents/amr25/7299/2017/en/](https://www.amnesty.org/en/documents/amr25/7299/2017/en/)

<sup>38</sup> Amnesty International, “Cuba: New criminal code is a chilling prospect for 2023 and beyond”, 2 December 2022, [amnesty.org/en/latest/news/2022/12/cuba-el-nuevo-codigo-penal-presenta-un-panorama-aterrador-para-2023-y-anos-posteriores/](https://www.amnesty.org/en/latest/news/2022/12/cuba-el-nuevo-codigo-penal-presenta-un-panorama-aterrador-para-2023-y-anos-posteriores/)

<sup>39</sup> Amnesty International, “Cuba: New criminal code is a chilling prospect for 2023 and beyond”, 2 December 2022, [amnesty.org/en/latest/news/2022/12/cuba-el-nuevo-codigo-penal-presenta-un-panorama-aterrador-para-2023-y-anos-posteriores/](https://www.amnesty.org/en/latest/news/2022/12/cuba-el-nuevo-codigo-penal-presenta-un-panorama-aterrador-para-2023-y-anos-posteriores/)

<sup>40</sup> Cuba, Código Penal, Ley 151, Gaceta Oficial, 1 septiembre 2022, Ministerio de Justicia (on file)

Amnesty International, “Cuba: New criminal code is a chilling prospect for 2023 and beyond”, 2 December 2022, [amnesty.org/en/latest/news/2022/12/cuba-el-nuevo-codigo-penal-presenta-un-panorama-aterrador-para-2023-y-anos-posteriores/](https://www.amnesty.org/en/latest/news/2022/12/cuba-el-nuevo-codigo-penal-presenta-un-panorama-aterrador-para-2023-y-anos-posteriores/)

<sup>41</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.37 (Finland), 24.38 (Norway), (Spain), 24.39 (Sweden), 24.40 (Switzerland)

<sup>42</sup> Amnesty International, “Cuba: Amnesty International calls for access to country to monitor trials of 11J protesters”, 24 March 2022, [amnesty.org/en/latest/news/2022/03/cuba-amnesty-calls-for-access-trials-protesters/](https://www.amnesty.org/en/latest/news/2022/03/cuba-amnesty-calls-for-access-trials-protesters/)

<sup>43</sup> Amnesty International, “Cuba: Carta abierta al presidente y fiscal general sobre personas detenidas arbitrariamente”, 5 August 2021, [amnesty.org/es/documents/amr25/4560/2021/es/](https://www.amnesty.org/es/documents/amr25/4560/2021/es/)

<sup>44</sup> Amnesty International, “Cuba: Amnesty International calls for release of two San Isidro prisoners of conscience”, 27 November 2020, [amnesty.org/en/latest/press-release/2020/11/cuba-amnesty-calls-for-release-two-san-isidro-prisoners-conscience/](https://www.amnesty.org/en/latest/press-release/2020/11/cuba-amnesty-calls-for-release-two-san-isidro-prisoners-conscience/)

<sup>45</sup> Amnesty International, “Cuba: Massive protests are a desperate cry to a government that doesn’t listen”, 12 July 2021, [amnesty.org/en/latest/press-release/2021/07/cuba-protestas-masivas-grito-desesperado-gobierno-no-escucha/](https://www.amnesty.org/en/latest/press-release/2021/07/cuba-protestas-masivas-grito-desesperado-gobierno-no-escucha/)

<sup>46</sup> See <https://www.justicia11j.org/>

<sup>47</sup> In one case, 21 people, many in their early twenties, were formally charged with “sedition” and given sentences ranging from nine years, for among other things, aiming to alter the socialist order (*alterar el orden social socialista*), inciting violence, breaking Covid-19 social distancing regulations, and throwing stones and flammable bottles. As is common in judgements in Cuba, the sentence described some individuals as having ties with anti-social people (*se vincula con elementos antisociales*) or poor relations with their neighbours and indicated if they worked or not. Such language is often used to describe people deemed critical of the Cuban authorities but should have little bearing on a criminal case. Amnesty International, “Cuba:

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<sup>48</sup> Amnistia Internacional, Twitter Post, 30 September 2022, [twitter.com/AmnistiaOnline/status/1575953589599543297](https://twitter.com/AmnistiaOnline/status/1575953589599543297): “Este es el servicio de electricidad en La Habana, #Cuba, el 23/9 y tras lan, el 30/9. Recibimos reportes recientes de protestas por apagones + despliegue de agentes de seguridad + cortes de internet, limitando comunicación.@DiazCanelB: no repita el #11J. Seguimos observando.”

<sup>49</sup> Amnesty International, “Cuba: Tactics of repression must not be repeated”, 5 October 2022, [amnesty.org/en/latest/news/2022/10/cuba-repression-must-not-be-repeated/](https://www.amnesty.org/en/latest/news/2022/10/cuba-repression-must-not-be-repeated/)

<sup>50</sup> Amnesty International, “Cuba: San Isidro movement and allies under frightening levels of surveillance”, 15 December 2020, [amnesty.org/en/latest/press-release/2020/12/cuba-san-isidro-movement-allies-under-frightening-levels-surveillance/](https://www.amnesty.org/en/latest/press-release/2020/12/cuba-san-isidro-movement-allies-under-frightening-levels-surveillance/)

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<sup>52</sup> Amnesty International, “Cuba: San Isidro movement and allies under frightening levels of surveillance”, 15 December 2020, [amnesty.org/en/latest/press-release/2020/12/cuba-san-isidro-movement-allies-under-frightening-levels-surveillance/](https://www.amnesty.org/en/latest/press-release/2020/12/cuba-san-isidro-movement-allies-under-frightening-levels-surveillance/)

<sup>53</sup> Amnesty International, “Cuba: Ex prisoner of conscience detained” (AMR 25/6459/2023), 17 February 2023, <https://www.amnesty.org/en/documents/amr25/6459/2023/en/>

<sup>54</sup> Amnesty International, “Cuba: Opposition leader sentenced to house arrest after trial tainted by irregularities”, 3 April 2020, [amnesty.org/en/latest/press-release/2020/04/cuba-opposition-leader-sentenced-house-arrest-trial-tainted-irregularities/](https://www.amnesty.org/en/latest/press-release/2020/04/cuba-opposition-leader-sentenced-house-arrest-trial-tainted-irregularities/)

<sup>55</sup> Amnesty International, “Cuba: Political leader held incommunicado” (AMR 25/5863/2022), 12 July 2022, [amnesty.org/en/documents/amr25/5863/2022/en/](https://www.amnesty.org/en/documents/amr25/5863/2022/en/), Amnesty International, “Cuba Prisoner of Conscience at Risk,” 19 October 2022, [amnesty.org/en/wp-content/uploads/2022/10/AMR2561302022ENGLISH.pdf](https://www.amnesty.org/en/wp-content/uploads/2022/10/AMR2561302022ENGLISH.pdf)

<sup>56</sup> Amnesty International USA, “Write for Rights 2022: Cuba - Luis Manuel”, 14 November 2022, [youtube.com/watch?v=4wx34Raafuo](https://www.youtube.com/watch?v=4wx34Raafuo)

<sup>57</sup> Amnesty International, “Cuba: New administration’s Decree 349 is a dystopian prospect for Cuba’s artists”, 24 August 2018, [amnesty.org/en/latest/news/2018/08/cuba-new-administrations-decree-349-is-a-dystopian-prospect-for-cubas-artists/](https://www.amnesty.org/en/latest/news/2018/08/cuba-new-administrations-decree-349-is-a-dystopian-prospect-for-cubas-artists/)

<sup>58</sup> Amnesty International, “Cuba: Amnesty International names Luis Manuel Otero Alcántara of the San Isidro Movement a prisoner of conscience”, 21 May 2021, [amnesty.org/en/latest/news/2021/05/cuba-presos-conciencia-luis-manuel-otero-alcantara-movimiento-san-isidro/](https://www.amnesty.org/en/latest/news/2021/05/cuba-presos-conciencia-luis-manuel-otero-alcantara-movimiento-san-isidro/)

<sup>59</sup> Amnesty International, “Cuba: Amnesty International names prisoners of conscience amidst crackdown on protesters,” 19 August 2021, [amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/](https://www.amnesty.org/en/latest/news/2021/08/cuba-amnesty-international-names-prisoners-of-conscience/)

<sup>60</sup> Amnesty International, “Cuba: Amnesty International condemns sentences of Luis Manuel Otero Alcántara and Maykel “Osorbo” Castillo,” 24 June 2022, [amnesty.org/en/latest/news/2022/06/cuba-amnesty-condemns-sentences-luis-manuel-otero-alcantara-maykel-osorbo-castillo/](https://www.amnesty.org/en/latest/news/2022/06/cuba-amnesty-condemns-sentences-luis-manuel-otero-alcantara-maykel-osorbo-castillo/).

<sup>61</sup> Amnesty International, “Cuba: Amnesty International condemns sentences of Luis Manuel Otero Alcántara and Maykel “Osorbo” Castillo,” 24 June 2022, [amnesty.org/en/latest/news/2022/06/cuba-amnesty-condemns-sentences-luis-manuel-otero-alcantara-maykel-osorbo-castillo/](https://www.amnesty.org/en/latest/news/2022/06/cuba-amnesty-condemns-sentences-luis-manuel-otero-alcantara-maykel-osorbo-castillo/).

<sup>62</sup> UN Human Rights Council, *Views adopted by the Working Group on Arbitrary Detention at its 92nd session, November 15-19, 2021, Opinion No. 63/2021, concerning Maykel Castillo Pérez (Cuba)*, 24 January 2021, [ohchr.org/sites/default/files/2022-02/A-HRC-WGAD-2021-63-AEV.pdf](https://www.ohchr.org/sites/default/files/2022-02/A-HRC-WGAD-2021-63-AEV.pdf)

<sup>63</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.157 (Bolivarian Republic of Venezuela), 24.166 (Plurinational State of Bolivia)

<sup>64</sup> Working Group on the Universal Periodic Review, Report: Cuba, 18 September 2018, UN Doc. A/HRC/39/16/ADD.1 recommendations 24.159 (Australia)

<sup>65</sup> Doug Madory, Twitter post, [twitter.com/DougMadory/status/1414327987525275659](https://twitter.com/DougMadory/status/1414327987525275659), 11 July 2021:

“Countrywide internet outages in Cuba following widespread anti-government protests. #KeepItOn According to @kentikinc data, internet traffic to/from Cuba dropped to zero at 20:05 UTC (4:05pm local).”

<sup>66</sup> OONI, Twitter post, [mobile.twitter.com/OpenObservatory/status/1414622433156476930](https://mobile.twitter.com/OpenObservatory/status/1414622433156476930), 12 July 2021:

“Today OONI data shows that #Cuba started blocking WhatsApp, Telegram & Signal amid protests. Blocking appears to be happening by injecting a TCP RST packet during the TLS handshake.

[https://explorer.ooni.org/search?until=2021-07-13&since=2021-06-12&probe\\_cc=CU&test\\_name=signal](https://explorer.ooni.org/search?until=2021-07-13&since=2021-06-12&probe_cc=CU&test_name=signal)

[https://explorer.ooni.org/search?until=2021-07-13&since=2021-06-12&probe\\_cc=CU&test\\_name=telegram](https://explorer.ooni.org/search?until=2021-07-13&since=2021-06-12&probe_cc=CU&test_name=telegram)

[https://explorer.ooni.org/search?until=2021-07-13&since=2021-06-12&probe\\_cc=CU&test\\_name=whatsapp](https://explorer.ooni.org/search?until=2021-07-13&since=2021-06-12&probe_cc=CU&test_name=whatsapp)

#CubaSOS #CubaLibre”

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- <sup>67</sup> Doug Madory, Twitter post, [twitter.com/DougMadory/status/1576011809693532160](https://twitter.com/DougMadory/status/1576011809693532160), 30 September 2022: “Second internet blackout in #Cuba in as many days. #CubaPaLaCalle According to @kentikinc data, traffic volume began to drop at 00:06 UTC (8:06pm local).”
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- <sup>71</sup> See U.S. Customs and Border Protection, Nationwide Encounters, [cbp.gov/newsroom/stats/nationwide-encounters](https://cbp.gov/newsroom/stats/nationwide-encounters)