



# General Assembly

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**Human Rights Council**  
**Fourteenth session**  
Agenda item 6  
**Universal Periodic Review**

## **Report of the Working Group on the Universal Periodic Review\***

### **Fiji**

Addendum

**Views on conclusions and/or recommendations, voluntary  
commitments and replies presented by the State under  
review**

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\* The present document was not edited before being sent to the United Nations translation services.

## Fiji Government's response to the 103 recommendations

<i>Recommendations</i>	<i>Response</i>	<i>Comment</i>
1.	Acceptable	In relation Recommendations 1 to 7, the Republic of Fiji deems it to be her obligation to ensure that it ratifies all core Human Rights convention to ensure the safeguarding of the Rights of its Citizens. However, it must be clarified that certain pertinent factors must be assessed first before ratification to ensure that it meaningfully participates and fulfills all obligations required of it. Therefore, the Republic of Fiji has set for itself a timeframe of 10 years wherein it will endeavor all it could to implement all Core Human Rights Conventions.
2.	Acceptable	<b>See. 1 above.</b>
3.	Acceptable	<b>See. 1 above.</b>
4.	Acceptable	<b>See. 1 above.</b>
5.	Acceptable	<b>See. 1 above.</b>
6.	Acceptable	<b>See. 1 above.</b>
7.	Acceptable	<b>See. 1 above.</b>
8.	Acceptable	Fiji has removed the Death Penalty of its Criminal Code. Whether to abolish the same from the Military Code is a matter currently under consideration.
9.	Acceptable	<b>See. 1 above.</b>
10.	Acceptable	
11.	Acceptable	Fiji has set for itself a timeframe for return to Parliamentary Rule. Under the Roadmap for Democracy and Sustainable Economic Development Framework "the Roadmap", Fiji will hold election in 2014. There is no negotiation of this timeframe and Government is committed to fulfill all its reform agenda leading up to 2014 and therefore request the cooperation of the International Community towards this end.
12.	Acceptable	In so far as the upholding of the rule of law and human rights are concerned. However, Government will not be reinstating the 1997 Constitution as suggested.
13.	Impractical	Fiji's Parliament is scheduled to be convened following the General Election to be held in 2014 as stipulated in the Roadmap.
14.	Impractical	Fiji has a legitimate authority under a new Legal Order. The Government endeavors all it could to guarantee and protect the rights of its citizens.
15.	Acceptable	
16.	Acceptable	
17.	Impractical	Whilst Government through the enactments of various Decrees has endeavored to ensure the protection of human rights in domestic Laws. However, Fiji will not be reinstating the 1997 Constitution nor will it be restoring the judges and other judicial officers removed by the President in

<i>Recommendations</i>	<i>Response</i>	<i>Comment</i>
		April, 2009.
18.	Acceptable	This to be read in line with the explanation at Recommendation 11.
19.	Acceptable	Government intends to implement this recommendation through its Roadmap.
20.	Acceptable	Fiji's Roadmap for Democracy and Sustainable Economic Development dictates the sequencing of events and reform agendas for Government with 2014 earmarked as the date for election and return to parliamentary rule.
21.	Acceptable	See: 20 Above
22.	Acceptable	Early and credible election will take place in 2014.
23.	Acceptable	By 2014
24.	Impractical	
25.	Acceptable	By 2014
26.	Acceptable	For Elections to be held in 2014.
27.	Acceptable	The Government of Fiji has pronounced that it will lift the Public Emergency Regulation as soon as the Fiji Media Decree is promulgated.
28.	Acceptable	See: 27 Above
29.	Acceptable	See: 27 Above
30.	Acceptable	See: 27 Above
31.	Acceptable	See: 27 Above
32.	Acceptable	
33.	Acceptable	
34.	Acceptable	
35.	Acceptable	
36.	Not Acceptable	<b>Fiji will not revoke the Fiji Human Rights Decree as it is the only legislation that ensures by law the existence of the Fiji Human rights Commission. Government is committed to implement the Decree and fill vacancies but has been experiencing reluctance due to travel restriction currently imposed by some of Fiji's neighbors.</b>
37.	Acceptable	
38.	Acceptable	
39.	Acceptable	
40.	Acceptable	
41.	Acceptable	
42.	Acceptable	

<i>Recommendations</i>	<i>Response</i>	<i>Comment</i>
43.	Acceptable	
44.	Acceptable	
45.	Acceptable	Fiji clarifies that it accepts requests for visits of special rapporteurs and will cooperate with special procedures. However, Fiji prefers to receive requests prior to visits.
46.	Acceptable	See: 45 Above
47.	Acceptable	See: 45 Above
48.	Acceptable	See: 45 Above
49.	Acceptable	See: 45 Above
50.	Acceptable	See: 45 Above
51.	Acceptable	See: 45 Above
52.	Acceptable	See: 45 Above
53.	Acceptable	See: 45 Above
54.	Acceptable	
55.	Acceptable	
56.	Acceptable	
57.	Acceptable	See: 8 Above
58.	Acceptable	See: 8 Above
59.	Acceptable	See: 8 Above
60.	Acceptable	
61.	Acceptable	
62.	Acceptable	Government cannot commence any investigation unless there is a formal complaint received by the relevant authority.
63.	Acceptable	
64.	Acceptable	
65.	Acceptable	
66.	Acceptable	
67.	Acceptable	
68.	Acceptable	
69.	Acceptable	
70.	Acceptable	
71.	Acceptable	

<i>Recommendations</i>	<i>Response</i>	<i>Comment</i>
72.	Acceptable	
73.	Acceptable	
74.	Acceptable	
75.	Acceptable	
76.	Acceptable	
77.	Acceptable	
78.	Acceptable	
79.	Acceptable	
80.	Acceptable	
81.	Acceptable	
82.	Acceptable	
83.	Acceptable	Elections will be held in 2014.
84.	Acceptable	
85.	Acceptable	Fiji has an independent and impartial judiciary operating under a new legal order.
86.	Acceptable	
87.	Acceptable	
88.	Acceptable	
89.	Acceptable	Fiji will not reinstate judges, magistrates and other judicial officers removed in April 2009.
90.	Not Acceptable	
91.	Acceptable	
92.	Acceptable	
93.	Acceptable	Fiji will act upon receive of official complaint.
94.	Acceptable	
95.	Acceptable	
96.	Acceptable	
97.	Acceptable	
98.	Acceptable	
99.	Acceptable	
100.	Acceptable	

<i>Recommendations</i>	<i>Response</i>	<i>Comment</i>
101.	Acceptable	
102.	Acceptable	
103.	Acceptable	

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