

NIGER

Special Decisions or Action Taken Re: Reporting

CERD A/8418 (1971)

Annex V

Text of communication sent to 17 states parties under article 9 of the Convention adopted at the third session of the Committee on 23 April 1971

At its third session, the Committee on the Elimination of Racial Discrimination, in discharge of its responsibilities under article 9, paragraph 2, of the International Convention on the Elimination of All Forms of Racial Discrimination, continued its consideration of the reports submitted by States Parties in accordance with paragraph 1 of that article.

It may be recalled that the Committee on the Elimination of Racial Discrimination is called upon, under article 9, paragraph 2, of the Convention, to submit annual reports to the General Assembly on its activities and to make suggestions and general recommendations based on the examination of reports and information received from the States Parties to the Convention.

In its communication adopted at its first session on 28 January 1970 CERD/C/R.12 contained in A/8027, annex III A) and transmitted to the States Parties in a note verbale by the Secretary-General on 27 February 1970, a copy of which is forwarded herewith, the Committee has laid down the type of information which it would expect to receive in pursuance of the provisions of article 9 of the Convention.

At its second session, on 16 September 1970, the Committee adopted a communication (A/8027, annex III B) addressed to States Parties whose reports under article 9 had been received, requesting them to compare the reports they had submitted with the communication adopted at the first session (CERD/C/R.12) and to furnish the Committee with information on those points which their reports did not cover. This communication was transmitted to the States Parties concerned by the Secretary-General in a note verbale dated 13 October 1970.

The Committee would appreciate it if the Government of [Niger] would once again compare the information it has submitted with the communication adopted at the first session of the Committee and to furnish the Committee with all pertinent information by 15 July 1971. In this connection, attention is drawn to the summary records of the [41st - 58th] meetings of the third session of the Committee (CERD/C/SR.[41-58]), at which it discussed the report already submitted by [Niger].

The summary records referred to above will be forwarded by the Secretary-General as soon as they are available in final form.

CERD A/64/18 (2009)

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Chapter II: Prevention of racial discrimination, including early warning and urgent procedures

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15. During the reporting period, the Committee again considered a number of situations under its early warning and urgent action procedure, including in particular the following.

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25. At its seventy-fifth session, the Committee considered issues related to the alleged negative impact of uranium extraction activities conducted by a French State company on the traditional lands of the Touareg people of **Niger**. The Committee decided to address letters to the Governments of Niger and France respectively to request information regarding this matter and on measures taken to obtain the prior informed consent of the affected communities with regard to ongoing and planned resource extraction activities in this area.

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CERD, A/65/18 (2010)

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Chapter II

PREVENTION OF RACIAL DISCRIMINATION, INCLUDING EARLY WARNING AND URGENT ACTION PROCEDURES

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15. During the reporting period, the Committee also considered a number of situations under its early warning and urgent action procedure, including in particular the following.

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20. At its seventy sixth session, the Committee considered the response of the Government of **Niger** concerning the alleged negative impact of uranium extraction activities conducted by a French State company on the traditional lands of the Touareg people. The Committee welcomed the response of the State party and encouraged it to collect more information on the impact of the mining activities on the environment by conducting a study with an independent institution. The Committee reiterated at its seventy-seventh session its wish to receive information from the State party by 31 January 2011.

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Chapter V: Review of the Implementation of the Convention in States Parties the Reports of Which are Seriously Overdue

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C. Action taken by the Committee to ensure submission of reports by States parties

60. At its forty-second session, the Committee, having emphasized that the delays in reporting by States parties hampered it in monitoring implementation of the Convention, decided that it would continue to proceed with the review of the implementation of the provisions of the Convention by States parties whose reports were overdue by five years or more. In accordance with a decision taken at its thirty-ninth session, the Committee agreed that this review would be based upon the last reports submitted by the State party concerned and their consideration by the Committee. At its forty-ninth session, the Committee further decided that States parties whose initial reports were overdue by five years or more would also be scheduled for a review of the implementation of the Convention. The Committee agreed that in the absence of an initial report, the Committee would consider all information submitted by the State party to other organs of the United Nations or, in the absence of such material, reports and information prepared by organs of

the United Nations. In practice the Committee also considers relevant information from other sources, including from non-governmental organizations, whether it is an initial or periodic report that is seriously overdue.

61. At its seventy-sixth session, the Committee decided to postpone the scheduled review the implementation of the Convention in Uruguay as the State party submitted its report prior to that session. The Committee also decided to postpone the review scheduled in respect to Jordan, Malta and Niger in the light of a commitment received from the State parties to finalize their report in the near future. The report of Malta was submitted prior to the seventy-seventh session.

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