

QUESTIONS PUT BY THE RAPPORTEUR
IN CONNECTION WITH THE CONSIDERATION OF
THE FIFTEENTH, SIXTEENTH AND SEVENTEENTH PERIODIC REPORTS OF

AUSTRIA
(CERD/C/AUT/17)

Composition of the population

1. Please provide detailed updated data, if any, regarding the ethnic composition of the population and the socio-economic status of members of the various national and/or ethnic minorities, including the percentage of minorities in the workforce and the governmental institutions. Please also comment on the usefulness of the population census in providing relevant data about the ethnic composition of the State party's population.

Articles 1 and 2

2. Please provide information on the status of the bill amending the Equal Treatment Act and the Act establishing the Equal Treatment Commission and the Specialised Equality Body.
3. Please provide information on other revisions made to the State party's current legislative framework on non-discrimination or any other improvements in the protection against discrimination on grounds of race, colour, descent or national or ethnic origin within the framework of the State party's constitutional reform process.
4. Please provide further clarification on the distinction made by the State party between autochthonous national minorities and other minorities and on the resulting differences in legal protection and administrative practice.
5. Please provide information on the implementation of the decision of the Constitutional Court of 13 December 2001 regarding bilingual (Slovene / German) topographical signs in Carinthia.
6. Please provide further information on the distinction made by the State party between autochthonous and non-autochthonous Roma and on any measures taken to ensure the full and equal enjoyment of human rights by all Roma (art. 2 (2)).
7. Please provide information on special measures adopted by the State party to ensure to certain racial or ethnic groups the enjoyment of their human rights

and fundamental freedoms, in accordance with articles 1.4 and 2.2 of the Convention.

Article 4

8. Please provide updated information on the number of court cases that have been brought under the National Socialist Prohibition Act and on the number of cases concerning incitement to racial discrimination. Please also provide a qualitative assessment of such data.
9. The State party report (para. 7) provides information on the existing legislation which prohibits associations that incite or promote racial discrimination. In this respect, please comment on the activities of associations such as the Carinthian Homeland Service (KHD) and the Carinthian Defense Fighters' Union (KAB). Please also provide information on whether participating in an association that has been banned or dissolved for inciting or promoting racial discrimination is recognized as an offence punishable by law in the State party.
10. Please inform the Committee on progress made in the preparation of a national action plan against racism and xenophobia and whether the State party envisages the establishment of a system of data collection and monitoring of all manifestations of racism, xenophobia and Anti-Semitism.
11. Please comment on reports according to which minority groups, asylum seekers, refugees and non-EU immigrants are often the targets of racist and xenophobic political discourse in the State party.

Article 5

12. In light of reports according to which foreigners, in particular Africans, and nationals of the State party which are members of a minority, in particular Roma, have been subject to ill-treatment by police officers, please elaborate on measures taken to protect such groups against violence or bodily harm.
13. Please provide information on measures taken to recruit more members of minorities into the public administration of the State party, including the law enforcement agencies.
14. In light of reports according to which members of minorities and non-nationals face racial discrimination in everyday life, please indicate whether the State party has adopted civil and administrative legislation to prevent racial discrimination in fields such as employment, housing, education and access to public places.
15. Please indicate whether the State party's federal care and maintenance programme ensures the provision of basic care and equal assistance to all asylum-seekers. In this respect, please elaborate on the admission

requirements to, and on the reasons to restrict and/or suspend the federal care and maintenance programme for asylum-seekers in the State party.

16. Please comment on reports indicating that low-skilled migrant workers are frequently recruited by the industrial sector as short-term workers, with very limited rights of social protection compared to rights enjoyed by nationals of the State party.
17. Please provide further information on progress made to improve the bilingual education system for the national minorities and please also provide data on the number of schools at different levels of education providing bilingual education and on the number of children belonging to minorities receiving education in German as a second language.

Article 6

18. Please provide further information on the proceedings and the activities of the Equal Treatment Commission and the Federal Equal Treatment Commission, and on the enforceability of their decisions. Please also elaborate on the counselling and support provided to victims of discrimination by the Equal Treatment Ombudsman's Office.
19. Please provide information on remedies, including just and adequate reparation or compensation, available to victims of racial discrimination in the State party (art. 6).

Article 7

20. Please provide further information on the implementation of the intercultural learning principle in the school curricula (State party report, para. 14).
21. Please provide information on measures taken to develop education and media campaigns to educate the public in the spirit of tolerance and non-discrimination towards foreigners, immigrants and persons belonging to minorities.
22. Please indicate whether the State party has adopted any measures to combat racial prejudice and stereotyping in the media (art. 7).

Other issues

23. Please indicate whether the State party envisages ratifying the International Convention on the Protection of the Rights of all Migrant Workers and Members of Their Families.