

Human Rights Committee

111th Periodic Session

July 7 – 25, 2014

Review of reports submitted by State parties in accordance with Article 40 of the Treaty

Final Observations on the 6th Periodic Review of Chile

Unofficial translation of paragraph 14, in relation to discrimination against LGBT people, provided by the International Gay and Lesbian Human Rights Commission

14. Discrimination against lesbian, gay, bisexual and trans (LGBT) people

Despite the content of previous concluding observations (CCPR/C/CHL/CO/5, para. 16), the Committee is concerned by the reports of discrimination and acts of violence suffered by LGBT persons. Despite the expressed intention of the State to abolish Article 373 of the Penal Code, the Committee notes with concern that the State continues to use the Article to detain and harass persons based on their sexual orientation or gender identity (arts. 2, 3, 6, 7 and 26).

The State party must intensify its efforts to establish effective protection against violence and discrimination based on sexual orientation or gender identity, in particular in the education system, and put in place a public sensitization campaign to combat social prejudice. The State party must abolish Article 373 of the Penal Code and ensure that every act of violence motivated by sexual orientation or gender identity is investigated, prosecuted and punished