



*Permanent Mission
of the
Argentine Republic
to the
United Nations*

ENAUN 465/2017

New York, 3 April 2017

Dear colleagues,

I am writing to you in my capacity as Chair-designate of the Open-ended Working Group on Ageing. In accordance with the Group's decision 7/1, "Modalities of participation of national human rights institutions in the work of the Open-ended Working Group on Ageing," adopted at the Seventh Session, I have the pleasure to request the formal input of "A" status institutions to the work of the forthcoming Eighth Session of the Working Group.

In order to inform the next stage of our work, enclosed herewith are two documents including "guiding questions" based on discussions during the Seventh Session. In that session, delegations agreed on the need to focus the debate on areas where further attention to the protection of the human rights of older persons is needed, as well as on elements that need to be better addressed by the international community in order to allow older persons to fully enjoy their human rights.

In that regard, and in accordance with what was agreed in the discussions on the way forward during the Seventh Session, the Eighth Session of the Working Group will focus on two of the cluster issues included in the report of the Seventh Session, namely "Equality and non-discrimination" as well as "Neglect, violence and abuse". These guiding questions would be a useful tool to aid the Working Group in continuing its substantive discussion and to focus the deliberations of the next session.

In that sense, I encourage the relevant NHRIs to submit their responses – in English only and of no more than 2 pages in length (or no more than 800 words) per cluster issue – to the United Nations focal point on Ageing, Ms. Rosemary Lane (ageing@un.org) by 5 May 2017. As agreed by the Bureau of the Working Group, the Secretariat will prepare a compilation working document containing the inputs submitted by Member States, accredited non-governmental organizations, and "A status" national human rights institutions, in order to feed into the substantive discussions of the Eighth Session of the Working Group, which will be held from 5 to 7 July 2017 at the United Nations Headquarters in New York in Conference Room 4.



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To:
"A" status National Human Rights Institutions,
the Global Alliance of National Human Rights Institutions (GANHRI)
and its regional networks



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I look forward to the valuable input of A-status national human rights institutions and their support and active participation during the Eighth Session of the Working Group, and I avail myself of this opportunity to express the assurances of my highest and most distinguished consideration.



Martín García Moritán
CHAIR-Designate
Open-Ended Working Group on Ageing

Guiding Questions: Equality and non-discrimination

- 1) Does your country's constitution and/or legislation (a) guarantee equality explicitly for older persons or people of all ages and (b) forbid discrimination explicitly on the basis of age? If so, how is the right to equality and non-discrimination defined?
- 2) Does your country produce information about discrimination against older persons in the following or other areas? If so, what are the main findings?
 - Employment
 - Access to goods and services
 - Social protection
 - Health care
 - Social care
 - Justice, Inheritance
 - Decision-making and autonomy, Living environment
 - Other areas (please specify)
- 3) Is there information available about inequality of opportunities or outcomes experienced by older persons in the following areas?
 - Availability of, access to and quality of health care services
 - Financial services
- 4) Are there any areas where differential treatment based on old age is explicitly justified?

Examples:

- Access to goods
- Mandatory age of retirement
- Age limits in financial services and products
- Age-based benefits

Guiding Questions: Neglect, violence and abuse

- 1) In your country, are there specific studies or surveys (from governmental, non-governmental or academic sources) on violence, abuse and neglect experienced by older persons?
- 2) **(a)** What forms of violence, abuse and neglect (e.g. physical, psychological, sexual, financial, or other) are registered? What is the setting in which they occurs (i.e. residential and non-residential)? Is there information about the type of perpetrators?

(b) Does violence, abuse and neglect particularly affect specific groups of older persons? If so, which groups and how?
- 3) Does your country's legislation explicitly address issues of violence, abuse and neglect against older persons? If not, what legislation applies to such issues in the context of older persons? Does this legislation sufficiently address the full range of violence against older persons?
- 4) What legislation exists to protect older persons specifically against financial abuse, including inheritance abuse?