**Japan’s Comments on Draft General Recommendation No.36 of the Committee on the Elimination of Racial Discrimination**

**１． Overview**

The Government of Japan understands that the General Recommendation of the Committee on the Elimination of Racial Discrimination represents the Committee's view on the interpretation of the Convention. The Government of Japan is of the view that this General Recommendation does not have any such effect as either changing or revising the provisions of the Convention, and is not legally binding to the State Parties. The Government of Japan also believes that it is necessary for the Committee to listen to various opinions and to consider them carefully when formulating a General Recommendation. Accordingly, the Committee is expected to provide added value while ensuring that its General Recommendation remains within the scope of the Convention.

**２． Other Specific Comments on Draft General Recommendation No.36**

（１）Please clarify the definition and concrete meaning of “Law enforcement agencies”as described in the recommendation.

（２）Considering that there is no explicit obligation to enact a comprehensive legislation against racial discrimination under the International Convention on the Elimination of All Forms of Racial Discrimination, and that each State Party should have discretion in deciding upon relevant policies, the Government of Japan would like to state that Paragraph 26, which regards such legislation as a“pre-requisite,”is not appropriate and should be deleted.