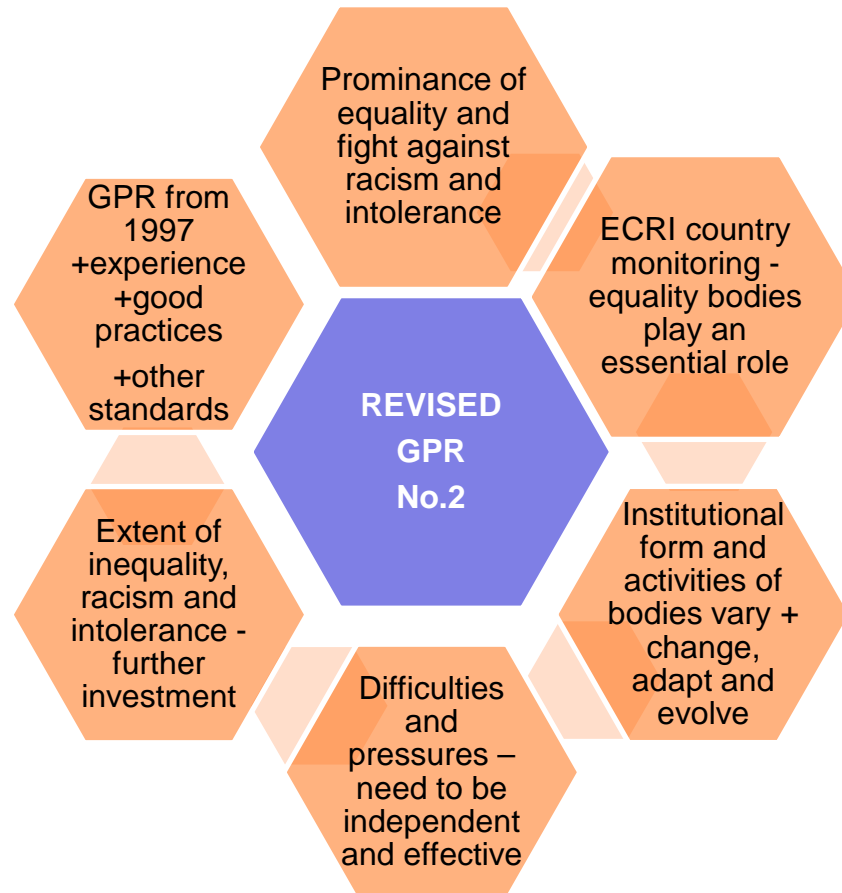




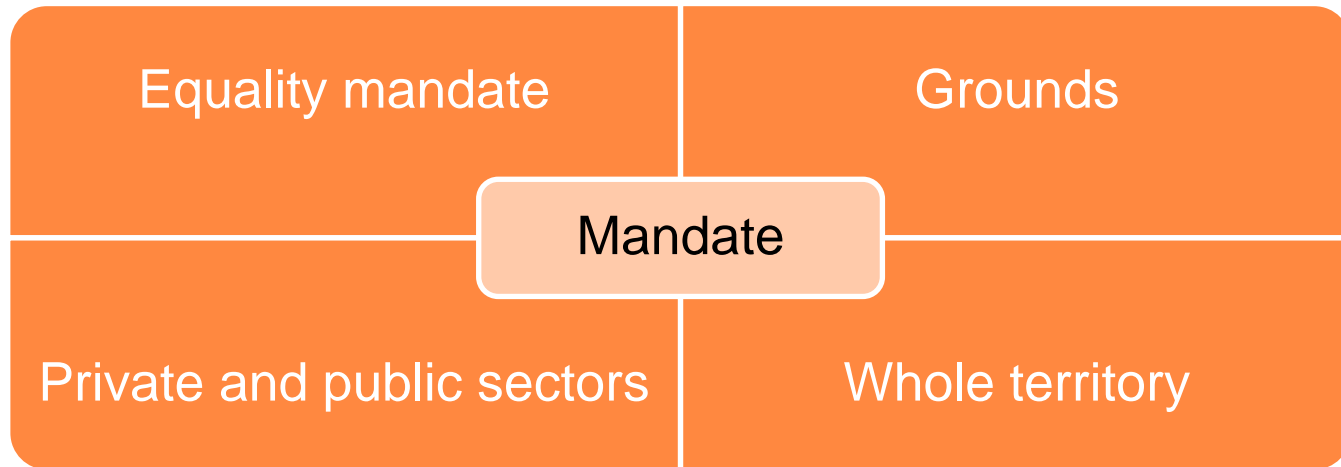
Preamble





I. Establishment of Equality Bodies (EBs)

- one or more bodies
- established by constitutional provision or by a law passed by parliament





II. Institutional Architecture

Equality bodies may take different forms

Equality bodies can cover a single ground or multiple grounds

Equality bodies can be stand-alone or form an equal part of multi-mandate institutions

Where different equality bodies exist - levelling up + co-ordination



III. Functions

Promotion and prevention

Support and litigation

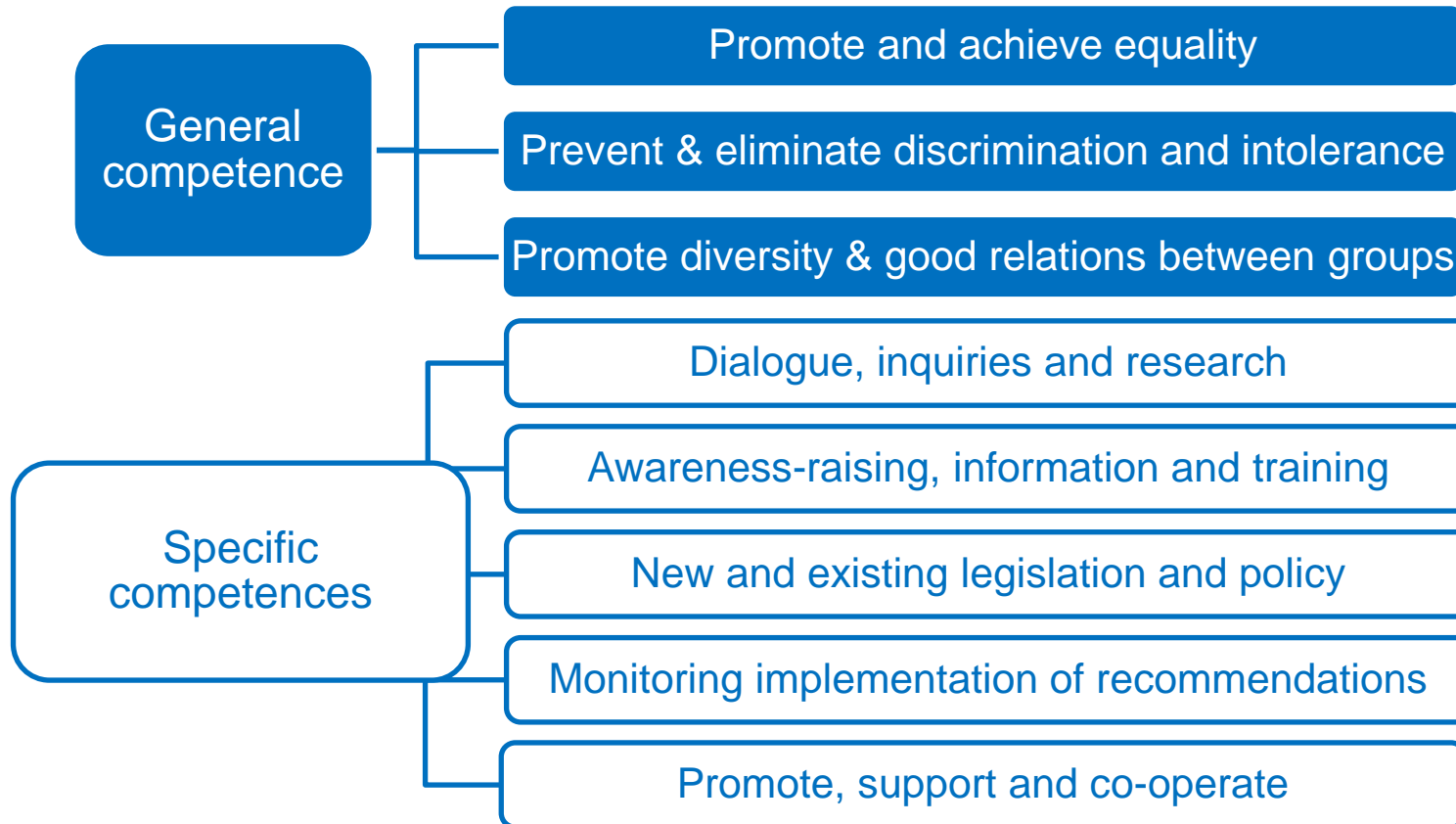
and may also be assigned:

Decision making

The decision-making function can be shared between equality bodies and the judiciary or be assigned entirely to the judiciary



IV. Promotion and prevention competences





V. Support and litigation competences

Receive complaints and provide support and assistance to victims to secure their rights

Have recourse to conciliation procedures

Represent victims before institutions, adjudicatory bodies and the courts + bring cases in own name

Intervene as amicus curiae, third part or expert

Monitor execution of decisions

Take up cases for strategic litigation and have right to choose cases for this purpose



VI. Decision-making competences

Receive complaints

Examine, hear and conciliate complaints

Take decisions on complaints

- Binding decisions imposing sanctions
 - Effective, proportionate and dissuasive sanctions
 - Ensure execution and implementation of decisions
 - Right to appeal decisions of EBs before courts
- Non-binding recommendations
 - Ensure implementation of recommendations

The equality body should preferably have the competence to take legally binding decisions.

Furthermore, it should preferably have the additional competence to impose effective, proportionate and dissuasive sanctions.



VII. Powers to obtain evidence and information

Require production of files, documents and other material

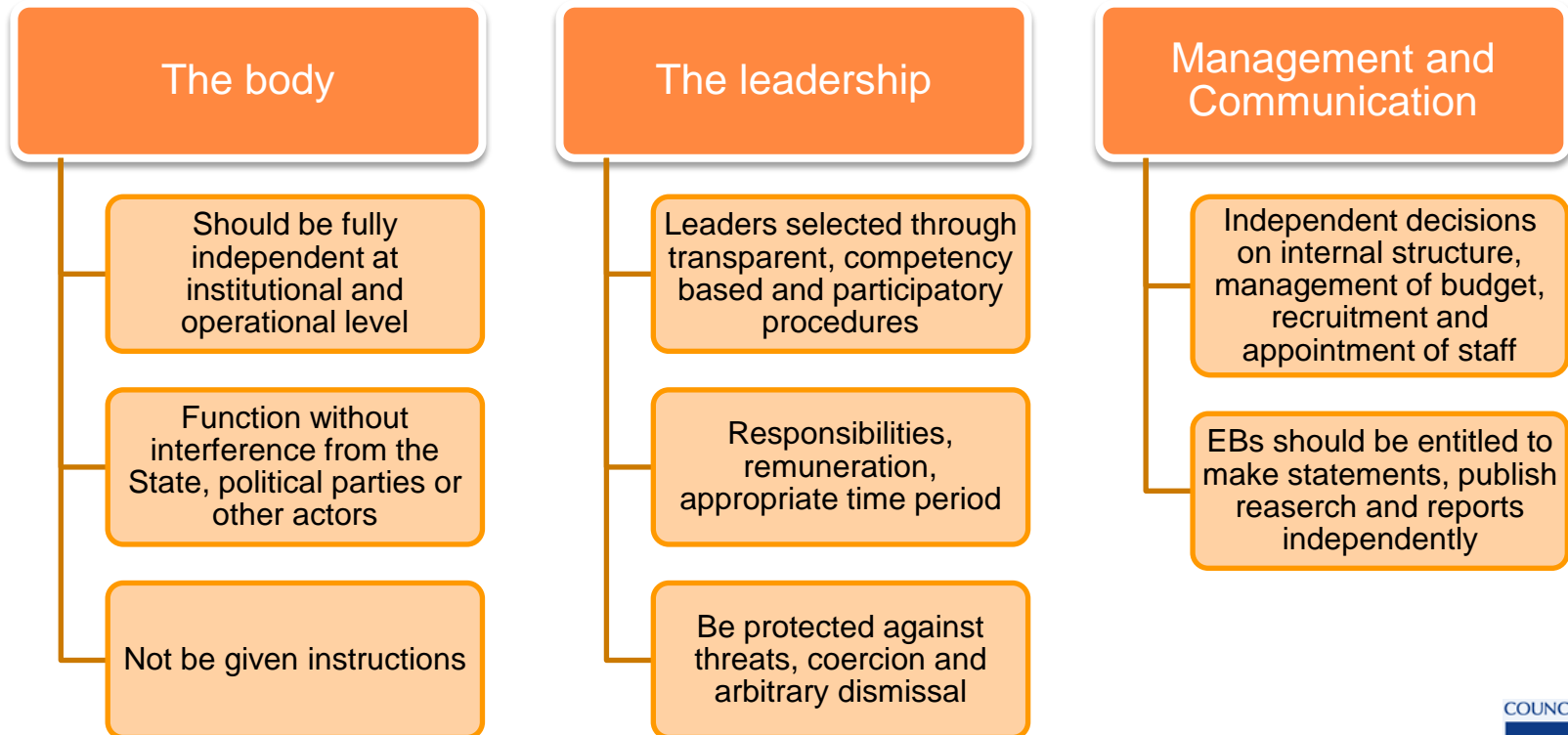
Conduct on-site inspections

Question persons

Power to apply for an enforceable court order or to impose fines if anyone does not comply



VIII. Independence and effectiveness





VIII. Independence and effectiveness

provided with sufficient staff and funds to implement all functions with real impact

develop a strategy for their action and update it regularly

involve stakeholders in their activities

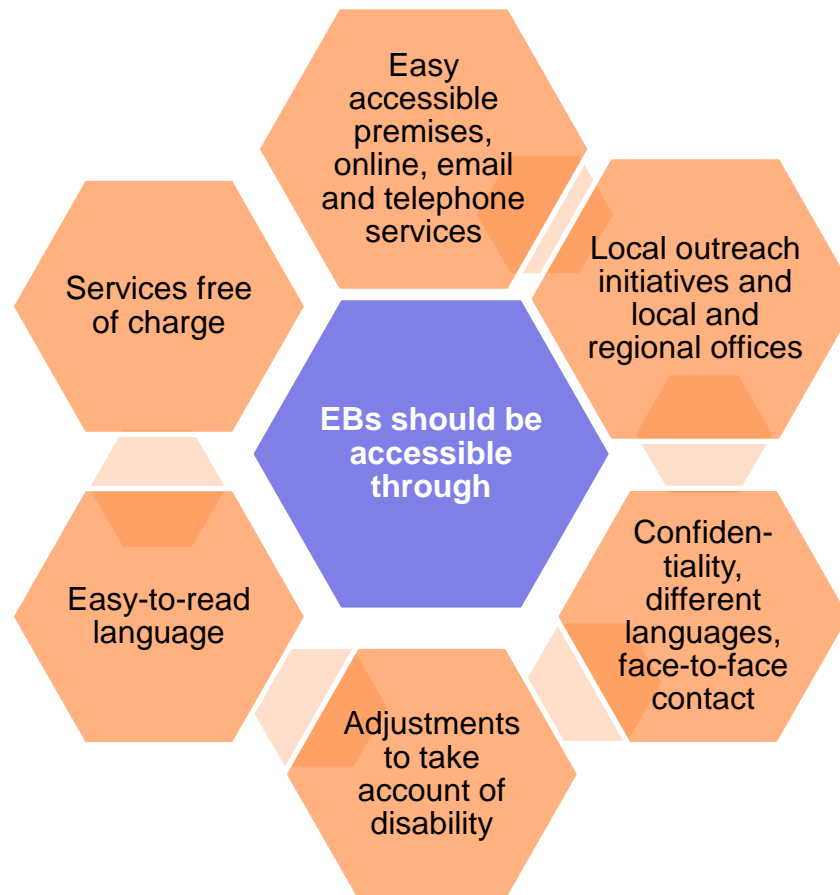
if mandate expanded - consent + additional funding

annual reports + sustained dialogue

serve as a model with regard to diversity and gender balance



IX. Accessibility of Equality Bodies



ECRI

European Commission against Racism and Intolerance
Commission européenne contre le racisme et l'intolérance



X. Monitoring

Monitoring of implementation of GPR
part of country monitoring and constructive dialogue
between ECRI and CoE MS