

**PROVISIONAL RULES OF PROCEDURE OF THE COMMITTEE
ON THE PROTECTION OF THE RIGHTS OF ALL MIGRANT WORKERS AND
MEMBERS OF THEIR FAMILIES**

Rule 31 *bis**

Consideration of States parties in the absence of a report

1. In cases of failure of a State party to comply with its reporting obligations under article 73, paragraph 1, of the Convention, the Committee may notify the State party through the Secretary-General that it intends, at a session specified in the notification, to examine in public session, even in the absence of a report, the implementation of the Convention by the State party, on the basis of reliable information available to the Committee.
2. The Committee may, through the Secretary-General and together with the notification mentioned in paragraph 1 of the present Rule, transmit to the State party concerned a list of issues as to the main matters to be examined. The written replies of the State party to the list of issues shall be considered as the report of the State party under article 73, paragraph 1, of the Convention.
3. The Committee shall invite the State party to send a delegation to attend the session and engage in a dialogue with the Committee. The Committee may proceed to examine the implementation of the Convention even in the absence of a delegation of the State party.
4. The concluding observations shall be communicated to the State party, in accordance with article 74, paragraph 1, of the Convention, and made public.
5. The Committee shall include information on the application of the present Rule in its annual report to the General Assembly.

*Rule 31 bis was adopted by the CMW Committee at its sixteenth session.