



**КЫРГЫЗ РЕСПУБЛИКАСЫНЫН
ЖЕНЕВА ШААРЫНДАГЫ
ТУРУКТУУ ӨКҮЛЧҮЛҮГҮ**

**ПОСТОЯННОЕ
ПРЕДСТАВИТЕЛЬСТВО
КЫРГЫЗСКОЙ РЕСПУБЛИКИ В
ЖЕНЕВЕ**

**THE PERMANENT MISSION OF THE
KYRGYZ REPUBLIC IN GENEVA**

№ 194/064/189

The Permanent Mission of the Kyrgyz Republic to the United Nations Office in Geneva presents its compliments to the Office of the United Nations High Commissioner for Human Rights and has the honour to transmit the response of the Kyrgyz Republic to the communication of the Special Rapporteur on the right of everyone to the enjoyment of the highest attainable standard of physical and mental health; the Special Rapporteur on the situation of human rights defenders and the Independent Expert on protection against violence and discrimination based on sexual orientation and gender identity dated 26 August 2025.

The Permanent Mission avails itself of this opportunity to renew to Office of the United Nations High Commissioner for Human Rights the assurances of its highest consideration.

Enclosure: as stated.

Geneva, October 24, 2025



**OFFICE OF THE UNITED NATIONS
HIGH COMMISSIONER FOR HUMAN RIGHTS
Geneva**

Translated from Russian

Ref.: AL KGZ 5/2025

General information regarding the communication from the Special Rapporteur on the right of everyone to the enjoyment of the highest attainable standard of physical and mental health, the Special Rapporteur on the situation of human rights defenders and the Independent Expert on protection against violence and discrimination based on sexual orientation and gender identity

On 12 April 2025, a report was filed with the Investigation Service of Osh City Department of Internal Affairs (offence report No. [REDACTED]) stating that certain individuals, namely [REDACTED], had set up an illegal brothel in a residential building for the purpose of financial gain. To attract potential clients, they had posted advertisements on websites that are considered illegal in Kyrgyzstan.

To establish the individuals' identities and record the offence itself at the address provided, the Investigation Service issued an investigative order for the individuals in question to be found and brought in to Osh City Department of Internal Affairs for preliminary inquiries.

During the execution of the investigative order, in accordance with the Code of Criminal Procedure, it was established that a brothel had been set up at [REDACTED], in Osh.

In addition, while on the ground floor of the building – a public place – the individuals in question had consumed alcoholic drinks, violated common standards of behaviour and disturbed the peace of the residents by making noise.

Under Kyrgyz law, it is a punishable offence to set up or run a brothel in an apartment building, or to be involved with or stay in such an apartment for the purpose of financial gain.

During the inquiry at the above address in the presence of the tenant, [REDACTED], law enforcement officers discovered 138 unused condoms that had been purchased by the aforementioned individuals for the provision of sexual services, in addition to a number of dildos. At the time of the inquiry, the officers also formally identified [REDACTED], born in [REDACTED], and other individuals who were also involved in the brothel.

During the inquiry, the investigating authorities found no evidence that [REDACTED] or the other persons mentioned above had committed a crime and decided, pursuant to article 27 (1) (2) of the Code of Criminal Procedure, not to institute criminal proceedings and instead to transfer the case file to the Public Safety Service of the Osh City Department of Internal Affairs for administrative proceedings to be initiated.

The Public Safety Service of the Osh City Department of Internal Affairs drew up a report charging [REDACTED] with an offence under article 126 of the Code of Offences (Petty hooliganism) and transferred the evidence gathered to the local judicial authorities.

During consideration of the case at the Osh City Court, [REDACTED] and the other individuals agreed to have their case heard in the absence of a lawyer, as their written statements confirm.

On [REDACTED], the Osh City Court decided to remand [REDACTED] in custody for 5 days and, [REDACTED], he was released from custody.

Furthermore, [REDACTED] and the others received only a medical examination. None of the other medical tests mentioned in the communication were performed.

The Internal Investigations Service of the Osh City Department of Internal Affairs reviewed [REDACTED] case and concluded that there is no reliable information or

evidence that his rights were violated. The case presented in the communication was not substantiated during the review.

Article 24 of the Constitution provides that all persons are equal before the law and the courts. No one may be subjected to discrimination on the basis of sex, race, language, disability, ethnic origin, religion, age, political or other beliefs, education, origin, property or other status, or other circumstances. This provision implies that every citizen, including members of the LGBTQIA+ community, has the right to equality and protection from discrimination.

Kyrgyzstan is a State Party to core international human rights instruments such as the International Covenant on Civil and Political Rights and the International Covenant on Economic, Social and Cultural Rights. These instruments provide that the rights of all persons must be respected and protected without discrimination, including the right to safety and protection from violence.

Article 56 of the Constitution provides that all persons have the right to life and freedom from torture and other cruel, inhuman or degrading treatment. This includes the right to protection from all forms of violence, including violence based on sexual orientation or gender identity.
