

Human Rights Council

Forum on Minority Issues

Seventh session

25-26 November 2014

Statement relating to the project of recommendations that are presented for consideration at the Forum (hereinafter referred to as “Recommendations”).

Paragraph 5 of the Agenda for the Forum on “After the Outburst of Violence There is a Need for Measures to Settle Down Conflict and Ensure Protection and Security”

The participant of the training programme organized by OHCHR for the representatives of minorities,

Mr Utkir DZHABBAROV, Programme Coordinator of Spravedlivost (Justice), a human rights organization in the Jalal-Abad Oblast, Kyrgyzstan.

Good afternoon! Let me express my sincere gratitude to the OHCHR for the opportunity to make a statement at the Forum on Minority Issues and participate in the training programme for the representatives of minorities!

For me, it is a great honour to be present at such a high level meeting where the issues of promotion and full realization of provisions, enshrined in the Declaration on the Rights of Persons Belonging to National or Ethnic, Religious and Linguistic Minorities and other international instruments, are discussed. We are pioneering the development of standards relating to the implementation of national minority rights to whom I belong to, namely I belong to the Uzbek national minority group in Kyrgyzstan. I would like to emphasize that the right of minorities to effective participation in social life is the defining factor in conflict prevention. In spite of the fact that the recommendations are phrased in general terms, I think that they establish standards for anticipating, preventing and taking post-conflict measures in respect of minorities. Special attention should be paid to the need in establishing the opportunity to implement and attain results by means of these recommendations. In this process the representatives of minorities themselves play an important role that’s why we must bring an emphasis on education of and information sharing among the representatives about their rights with an aim to realize actual and effective participation of minorities in implementing these recommendations.

These recommendations shall give priority to the activities that are designed to clarify their role and explain that these recommendations shall be treated as specifications for international instruments in the area of human rights and agreeably national minorities can make reference to them as the source of law enforcement. Therefore, consolidation of these recommendations with

account of the proposals delivered by the Forum participants, the Resolution of the 28th session of the Human Rights Council is critically important for minorities.

Recommendations

1. Violence against women and raping often happen during and in the aftermath of conflicts. Therefore, it is of ultimate importance to add under the paragraph 44 the provision stating each and every case must be thoroughly investigated and pain and suffering must be fairly compensated. This recommendation must cover the paragraphs 53, 58, 68, 70 and 78.
2. In the post-conflict situation the investigation of such events gains high importance. Investigations are frequently conducted partially. In many cases national minorities who became victims of violence become accused persons in compliance with the results of nationwide investigation. In view of this, the following provision should be added under the paragraph 70 of the recommendations: “**impartial** investigation must be undertaken in terms of punishment for crimes”.

Thank you for attention!