



Selected Resources

Conflict and Human Rights

Human rights in German development policy

BMZ Strategy and Guidelines on human rights in German development policy

The cross-sectoral strategy affirms the central role of human rights in German development policy and contains binding requirements for the implementing agencies; the Guidelines provide guidance on the incorporation of human rights standards and principles, including gender, in programme proposals.

- BMZ Strategy (2011):
http://www.bmz.de/en/publications/type_of_publication/strategies/Strategiepapier305_04_2011.pdf
- BMZ Guidelines (2013):
http://www.bmz.de/en/zentrales_downloadarchiv/themen_und_schwerpunkte/menschenrechte/Leitfaden_PV_2013_en.pdf

BMZ (2010), Human rights in practice – Fact sheets on a human rights-based approach in development cooperation

Collection of 2-page fact sheets that explain what the human rights-based approach in development cooperation means in general and for all priority sectors of German development cooperation. The fact sheet on conflict prevention and peacebuilding can be found on pages 26-27.

- http://www.bmz.de/en/publications/topics/human_rights/BMZ_Information_Brochure_7_2010e.pdf

United Nations reference documents and resources on development, conflict and human rights

International Covenant on Civil and Political Rights (ICCPR), Art. 6, the right to life, Art. 20, the prohibition of propaganda

for war and the incitement to national, racial or religious hatred, and Art. 4, the derogation from obligations under the Covenant during a state of emergency

- <http://www.ohchr.org/EN/ProfessionalInterest/Pages/CCPR.aspx>

Human Rights Committee, General Comments No. 14 (right to life), No. 11 (prohibition of propaganda for war and inciting national, racial or religious hatred) and No. 29 (derogation during a state of emergency)

General Comments or Recommendations are interpretations of human rights standards by the respective UN treaty bodies. The above mentioned General Comments specify those articles relevant to human rights and conflict.

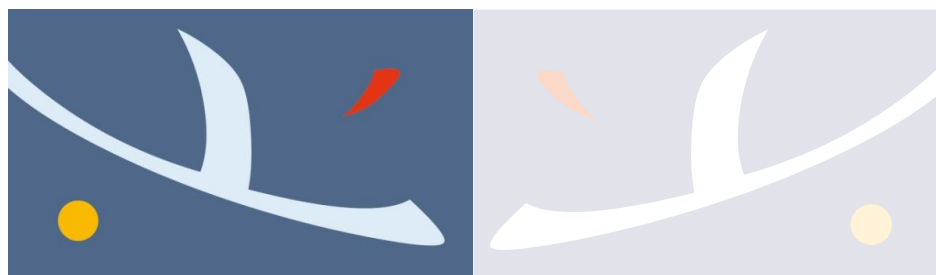
- http://tbinternet.ohchr.org/_layouts/treatybodyexternal/TBSearch.aspx?Lang=en&TreatyID=8&DocTypeID=11

International Covenant on Economic, Social and Cultural Rights (ICESCR), Art. 11 (right to an adequate standard of living), Art. 7 (right to work and decent living), Art. 12 (right to the highest attainable standard of health) and Art. 13 (right to education)

Various economic, social and cultural rights are affected by conflict. They are enshrined in the above mentioned articles.

- <http://www.ohchr.org/EN/ProfessionalInterest/Pages/CESCR.aspx>

UN Committee on Economic, Social and Cultural Rights, General Comments No. 7 (right adequate housing: forced evictions), No. 12 (right to adequate food), No. 13 (right to education), and No. 14 (right to the highest attainable standard of health)



The General Comments listed above specify those ICESCR articles that are of particular relevance in the context of human rights and conflict.

- http://tbinternet.ohchr.org/_layouts/treatybodyexternal/TBSearch.aspx?Lang=en&TreatyID=9&DocTypeID=11

All state parties are obliged to submit regular reports to the CESCR Committee on the steps taken to implement the rights stipulated by the Covenant. The Committee examines each report and addresses its concerns and recommendations to the state party in the form of 'Concluding Observations'.

- http://tbinternet.ohchr.org/_layouts/treatybodyexternal/TBSearch.aspx?Lang=en&TreatyID=9&DocTypeID=5

Optional Protocol to the UN Convention on the Rights of the Child (CRC) on the involvement of children in armed conflict

The Optional Protocol provides that children under 18 must not be compulsorily recruited into the armed forces, and must not take a direct part in hostilities. It urges the states parties to cooperate in the rehabilitation and integration of former child soldiers.

- <http://www.ohchr.org/EN/ProfessionalInterest/Pages/OPACCRC.aspx>

Convention on the Right of the Child:

- <http://www.ohchr.org/EN/ProfessionalInterest/Pages/CRC.aspx>

UN Committee on the Elimination of All Discrimination Against Women (CEDAW), General Recommendation No. 19 (violence against women)

General Recommendation No. 19 constitutes an authoritative interpretation of the relevant provisions in the Convention on the Elimination of All Forms of Discrimination Against Women by the respective treaty body. Paragraphs 7(c) and 16 address the specific impact of a conflict on women, and call for protective measures.

- <http://www.refworld.org/docid/52d920c54.html>

Further relevant international conventions

Further relevant international conventions relating to war crimes and crimes against humanity, refugees, stateless persons and humanitarian treatment of persons during war entail the following:

Convention on the Prevention and Punishment of the Crime of Genocide

- <http://www.ohchr.org/EN/ProfessionalInterest/Pages/CrimeOfGenocide.aspx>

Rome Statute of the International Criminal Court

- <http://www.ohchr.org/EN/ProfessionalInterest/Pages/InternationalCriminalCourt.aspx>

UN Convention and Protocol relating to the Status of Refugees

- Convention:
<http://www.ohchr.org/EN/ProfessionalInterest/Pages/StatusOfRefugees.aspx>
- Protocol:
<http://www.ohchr.org/EN/ProfessionalInterest/Pages/ProtocolStatusOfRefugees.aspx>

UN Conventions on Statelessness

- Convention on the Reduction of Statelessness:
<http://www.ohchr.org/EN/ProfessionalInterest/Pages/Statelessness.aspx>
- Convention relating to the Status of Stateless Persons:
<http://www.ohchr.org/EN/ProfessionalInterest/Pages/StatelessPersons.aspx>

The four Geneva Conventions and their Additional Protocols (international humanitarian law)

- <http://www.icrc.org/applic/ihl/ihl.nsf/vwTreaties1949.xsp?redirect=0>

UN Special Rapporteur on the human rights of internally displaced persons

The website of the Special Rapporteur offers a wide range of information on relevant international standards, country visits and annual reports. The current Special Rapporteur on the human rights of internally displaced persons, Chaloka Beyani, has been in office since November 2010.

- Website:
<http://www.ohchr.org/EN/Issues/IDPersons/Pages/IDPersonsIndex.aspx>
- Annual reports, e.g. on the situation of internally displaced women, on internally displaced persons living outside camps, on compact settlements and on durable solutions:
<http://www.ohchr.org/EN/Issues/IDPersons/Pages/Annual.aspx>

UN resolution 1325 (A/HRC/RES/8/4)

UN resolution 1325 calls for better protection of women in armed conflict, and for their improved involvement in peace processes. Although not legally binding, this resolution is increasingly referred to internationally and serves as a common ground for political negotiations.

- [http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1325%20\(2000\)](http://www.un.org/en/ga/search/view_doc.asp?symbol=S/RES/1325%20(2000))

Office of the UN High Commissioner for Human Rights (2011), International legal protection of human rights in armed conflict

This publication provides a thorough legal analysis and guidance to state authorities, human rights and humanitarian actors and others on the application of international human rights law and international humanitarian law for the protection of persons in armed conflict. It outlines requirements, limitations and effects



of concurrent applicability of international human rights and humanitarian law. Furthermore it sheds light on accountability issues, and elaborates on the rights of victims.

- http://www.ohchr.org/Documents/Publications/HR_in_armed_conflict.pdf

Conflict management and human rights

Parlevliet, Michelle (2009), *Rethinking conflict transformation from a human rights perspective*, Berghof Research Center for Constructive Conflict Management

This paper focuses on the question whether, and to what extent, the protection and promotion of human rights is necessary to address conflict resolution and peacebuilding. It also looks at how a combination of both approaches deepens the analysis of how to move towards sustainable peace. The author provides a comprehensive overview of this complex relationship by presenting a framework for understanding both approaches as well as their potential synergies. In addition, practical implications of adopting a human rights perspective on conflict transformation are outlined. Case studies of, amongst others, Nepal and South Africa substantiate the argumentation.

- http://www.berghof-handbook.net/documents/publications/parlevliet_handbook.pdf

Further websites of interest on conflict and human rights

Center for Human Rights and Conflict Resolution,
The Fletcher School at Tufts University, USA

The Center was established to promote active collaboration and exchange among academics and practitioners working in

the field of human rights and conflict resolution. It conducts original research and produces articles and publications. Moreover, it carries out projects in support of its research objectives.

- <http://fletcher.tufts.edu/CHRCR/Publications>

UNICEF, Children and armed conflict website

Collection of resources on children and the protection of children's rights in armed conflict, including the Guide to the Optional Protocol on the Involvement of Children in Armed Conflict (UNICEF, 2003) and the International Standards for Action (The Human Security Network, UN Special Representative of the Secretary General for Children and Armed Conflict, 2003).

- http://www.unicef.org/emergencies/index_childsoldiers.html

The Children and Armed Conflict Unit, University of Essex

The Children and Armed Conflict Unit is a joint project of the Coram Children's Legal Centre and the Human Rights Centre at the University of Essex. It hosts a wealth of resources on children's rights in armed conflict.

- <http://www.essex.ac.uk/armedcon>

Geneva Academy of International Humanitarian Law and Human Rights website

This website outlines the interaction between humanitarian law and human rights in armed conflict. It briefly summarises the relationship and lists suggestions for further reading.

- http://www.geneva-academy.ch/RULAC/interaction_between_humanitarian_law_and_human_rights_in_armed_conflicts.php

Published by Deutsche Gesellschaft für Internationale Zusammenarbeit (GIZ) GmbH
Registered offices Bonn and Eschborn, Germany
Cross sectoral programme 'Realising Human Rights in Development Cooperation' Dag-Hammarskjöld-Weg 1-5 65760 Eschborn, Germany
T +49 6196 79-0
F +49 6196 79-800
sv-menschenrechte@giz.de
www.giz.de

Layout Ira Olaleye

As at March 2015

In cooperation with German Institute for Human Rights
Zimmerstraße 26/27
10969 Berlin, Germany
On behalf of Federal Ministry for Economic Cooperation and Development (BMZ)
Division Human rights; freedom of religion; gender equality; culture and development
Addresses of the BMZ offices
BMZ Bonn
Dahlmannstraße 4
53113 Bonn, Germany
T +49 (0)228 99 535-0
F +49 (0)228 99 535-3500
poststelle@bmz.bund.de
www.bmz.de
BMZ Berlin
Stresemannstraße 94
10963 Berlin, Germany
T +49 (0)30 18 535-0
F +49 (0)30 18 535-2501