



राष्ट्रिय मानव अधिकार आयोग

National Human Rights Commission

केन्द्रिय कार्यालय, Central Office

हरिहर भवन, पुल्चोक, ललितपुर, HariharBhawan, Pulchowk, Lalitpur, Nepal



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Press Note

April 1, 2014

NHRC Urges the Transitional Justice Mechanisms consistent with the International Standard

LALITPUR: The expert task force called on the Office of the National Human Rights Commission today and had discussion on the vital transitional justice mechanism related draft bill prepared by the government. The mechanisms as such are meant to address the incidents of armed conflict period of the past.

The Commission has stressed that the transitional justice mechanisms (Truth and Reconciliation Commission and Commission on Enforced Disappearance) are formed in consistent with the internationally recognized practice to be independent, impartial, full of authority and capable of delivering justice to the victims of human rights violations and sustaining the environment for reconciliation in society apropos the Supreme Court order and the NHRC recommendations. Also stressed is the guarantee for such mechanisms to be autonomous and independent in nature.

The Commission has facilitated advisory inputs on several provisions to be incorporated in the TJ mechanisms that would ensure action against the human rights violators with the environment created for truth seeking, respect for victims' rights while providing the relief, compensation and reparation to them, criminalizing of the heinous human rights violations such as enforced disappearance and torture. The law in the TJ mechanisms is also sought to ensure security with dignity shown to the victims, witness/s and informants contacted during the time of the investigation.

Similarly, the NHRC advisory on the draft bill is also provided for incorporating the provision that ensures the addressing of the UN Declaration 1325 and 1820 related to the gender issues. The TJ mechanisms should also duly internalize the spirit of truth, prosecution, reparation, vetting and institutional reform with the promulgation of laws that ensures justice delivery to the victims.

The Commission has also suggested to ensure the ample participation of the victims' in law making process until the implementation phase, to carry out comprehensive consultation with the concerned stakeholders and include the suggestions facilitated by them prior to the enforcement of the laws.

Bed Prasad Bhattarai
Acting Secretary