

PRELIMINARY OBSERVATIONS

STATUS OF IMPLEMENTATION – PERU

COMMITTEE ON VICTIM ASSISTANCE

(Italy, Chile, Sweden and Thailand)

Intersessional Meetings

30 June – 2 July 2020

Observations of the Committee on the information submitted by Peru

1. The Committee welcomes the submission by Peru of updated information on its victim assistance activities. Based on the information provided, the Committee presents the following preliminary observations.

Mine casualties in 2019

2. The Committee observed that Peru reported the total number of casualties totalling 348 mine victims (15 females, 333 males) of which 66 persons were killed and 282 were injured. The report indicated that 150 of the total victims are civilians and the rest pertain to Peru's security forces. Peru reported that three deminers (2 killed and 1 injured) were injured in a helicopter crash on 17 May 2019 and are also included in the database as victims of anti-personnel mines.

Establish or strengthen of a centralised database (Action #35)

3. The Committee observed that Peru reported that the Peruvian Centre for Action against Anti-personnel Mines (CONTRAMINAS) runs a database for civilian victims of anti-personnel mines and in coordination with the National Council for the Integration of Persons with Disabilities (CONADIS) the data has been incorporated into the national registry of Persons with Disabilities.

Integrating victim assistance into broader national policies, plans and legal frameworks and designation of a government entity to oversee the integration (Action #33)

4. The Committee observed that Peru reported that the needs and rights of mine victims are included in Law No 29973 ensuring provision of services to mine survivors such as health, rehabilitation, psychological support, pension, data collection and social and economic support. The report indicates that CONTRAMINAS and CONADIS are the two institutions responsible for victim assistance and its integration into relevant national frameworks.

Developing and implementing measurable, realistic and time-bound national action plan (Action #33)

5. The Committee observed that Peru reported implementing plans such as the Comprehensive Reparation Plan (PIR) which takes into consideration the needs of mine survivors in accordance with the Law No 29973. The Committee would welcome further information on efforts made to include victim assistance actions of the Oslo Action Plan into existing plans.
6. The Committee would also welcome information on funds allocated for the implementation of the PIR and further information on consideration of gender and diversity in relevant plans and policies, including in the PIR.

Removing barriers including physical, social, cultural, political, attitudinal and communication barriers to access such services (Action #33)

7. The Committee would welcome information any progress made to remove barriers that may limit or prevent access of mine victims to services.

Applying multi-sectoral efforts to ensure that the needs and rights of mine victims are effectively addressed in line with the Convention on the Rights of Persons with Disabilities (Action #34)

8. The Committee observed that Peru reported that the Ministry of Health and Social Security, Ministry of Labour and Employment Promotion, CONADIS and CONTRAMINAS have been sharing responsibility in providing support to mine victims in accordance with their mandates and respective areas of interventions. The Committee would welcome information on alignment of the victim assistance activities with the Convention on the Rights of Persons with Disabilities.

Access to first aid and ongoing emergency medical care (Action #36)

9. The Committee observed that Peru has provided comprehensive emergency, healthcare and rehabilitation support to one survivor of the helicopter crash in 2019. The Committee would welcome further information on efforts made to increase access to first aid and emergency medical care to victims of anti-personnel mines.

Developing national referral mechanism (Action #37)

10. The Committee would welcome information on efforts in developing a national referral mechanism or national directory of services to ensure that mine victims have access to services in a more effective and efficient manner.

Access to rehabilitation services including physiotherapy, assistive devices and occupational therapy (Action #38)

11. The Committee observed that Peru reported that healthcare and rehabilitation needs of mine survivors have been addressed through the Ministry of Health and Social Security in accordance with Law 29973. The report on the objective to provide adequate rehabilitation and psychological support including through the National Institute of Rehabilitation (INR), the Daniel Alcides Carrión de Huancayo Hospital, the Ophthalmological Clinic "Divino Niño" among other health care providers.

Access to psychological and psychosocial services including peer-to-peer support (Action #38)

12. The Committee observed that Peru reported on the provision of psychological support by the Ministry of Health. The Committee would welcome information on number of mine victims (girls, boys, men and women) that have benefited from such supports, as well as information on availability of peer-to-peer support.

Access to social and economic inclusion services, including in rural and remote areas (Action #39)

13. The Committee observed that Peru reported that the national law (n° 29973) obliges the provision of 5% of government jobs and 3% of private companies (with > 50 employees) to persons with disabilities and that the Ministry of Labour and Promotion of Employment has been promoting this quota. Peru also reported implementing a Disability Pension Programme and that progressive efforts were being made in Cajamarca, Ayacucho, Amazonas, Huancavelica, Tumbes, Apurímac,

Loreto and Pasco regions to meet the social and economic needs of persons with disabilities. The Committee would welcome further disaggregated (by gender, age and disability) information on the number of mine victims that have benefited from these services.

Taking measure for safety and protection of mine survivors in situations of risks and emergencies (Action #40)

14. The Committee would welcome information on any measures in place to ensure the safety and protection of mine survivors in situations of risks and emergencies, such as the COVID-19 pandemic.

Strengthening inclusion and participation of mine victims and their representative organisations in all matters that affect them (Action #41)

15. The Committee observed that Peru reported that persons with disabilities and mine survivors have been included in relevant programmes and policies and that's victim assistance activities carried out by CONTRAMINAS are led by a landmine survivor/Victim Assistance Specialist. Peru also reported working closely with CONADIS which represents persons with disabilities.

Challenges in implementation of Peru's Victim Assistance Commitments

16. The Committee would welcome additional information on the main challenges faced by Peru in the fulfilment of its victim assistance commitments and any specific proposal it may have on how the Committee and the international community could be of further support to Peru's efforts in fulfilling its victim assistance obligations.