

## PRELIMINARY OBSERVATIONS

### COMMITTEE ON ARTICLE 5 IMPLEMENTATION (Colombia, France (Chair), Iraq, and Sweden)

#### Intersessional Meetings 19 – 21 June 2023

#### PRELIMINARY OBSERVATIONS ON THE IMPLEMENTATION OF ARTICLE 5 BY PERU

##### I. Progress in implementation (OAP Action #8, #22)

1. Peru reported that in 2022, it released a total of 15 mined areas measuring 17,305.63 square metres through clearance resulting in the destruction of 529 anti-personnel mines.
2. Peru also reported that in 2022 it addressed a previously unrecorded mined area (CG-BS\_10A) in the Tiwinza sector measuring 812.6 square metres resulting in the destruction of 45 anti-personnel mines. Peru further reported additional clearance of 5 hazardous areas measuring 3,613.57 square metres in the Tiwinza sector. Peru reported an additional clearance of 554.4 square metres in the Cenepa sector.
3. The Committee observed that progress in implementation allowed for comparability with that provided in its 2018 updated work plan. The Committee welcomed Peru reporting information on progress in accordance with land release methodology employed, using the Guide to Reporting, in accordance with the International Mine Action Standards (IMAS) and by type of contamination (Action #8, Action #22).

##### II. Clarity regarding remaining challenge (OAP Action #18, #22)

4. The Committee observed that Peru provided a high degree of clarity<sup>1</sup> concerning its remaining challenge (Action #18). Peru reported a remaining challenge of 87 objectives measuring 340,829 square metres located in 3 sectors, including 42 objectives measuring 70,690 square metres in Santiago sector, 27 objectives measuring 89,174.00 square metres in Cenepa sector, and 18 objectives measuring 180,965 square metres in Achuime sector (Action #22).
5. Action #22 of the Oslo Action Plan (OAP) requests States to report in a manner consistent with IMAS by providing information on the remaining challenges, disaggregating by ‘suspected hazardous areas’ and ‘confirmed hazardous areas’ and their relative size, as well as by type of contamination. The Committee observed that Peru had not provided information in its Article 7 Report in line with IMAS and would welcome information being presented in this manner.
6. Action #18 of the OAP requests States that have not yet done so will identify the precise perimeter of mined areas, to the extent possible, and establish evidence based, accurate baselines of contamination based on information collected from all relevant sources, no later than by the Nineteenth Meeting of the States Parties in 2021. The Committee observed that Peru was still in the

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<sup>1</sup> “High degree of clarity” has been used when a State Party has provided a list of all remaining areas (known or suspected to contain anti-personnel mines), the estimated size of each area, the status of each area (i.e., “known” or “suspected”), information on the geographic location of each area.

process of identifying the precise perimeter of mined areas and would welcome updated information from Peru on these efforts.

7. Action #18 of the OAP requests States to report on having established their baseline through inclusive consultations with women, girls, boys and men. The Committee observed that Peru had not provided updated information in its Article 7 Report on its efforts to establish Peru's baseline through inclusive consultations with women, girls, boys and men and would welcome additional information in this regard.

### **III. National plans for clearance and survey (OAP Actions #1, #2, #3, #6, #19, #20, #26)**

8. The Committee recalled that Peru's updated work plan submitted in 2018 contained a national evidence based and costed plan for clearance and survey for the period of 2018-2024 (Action #2, Action #19).
9. Peru reported adjusted milestones based on new evidence, including 46 mined areas in 2023, including 18 mined areas in Achuime Sector measuring 180,965.00 square metres in 2023, 27 mined areas in Cenepa Sector measuring 89,174 square metres in 2024, and 28 mined areas in Santiago Sector measuring 180,964.00 square metres in 2023-2023 (Action #20).
10. Peru reported an annual national financial contribution towards implementation, including an annual allocation of 3,050,000 soles in 2022 (Action #1).
11. Peru reported on its efforts to integrate Convention implementation activities into national development plans, including activities under the Binational agreement between the Ministry of Foreign Affairs of Peru and Human Mobility – Directorate of Neighbourhood Relations and Sovereignty – of Ecuador (Action #1, Action #6).
12. Peru reported on its efforts to ensure that the different needs and perspectives of women, girls, boys, and men are considered, including mine risk education and socio-economic reintegration projects that take into account the needs and experiences of affected individuals and communities (Action #3).
13. Peru reported on its effort to develop a sustainable national capacity and that an evaluation for the provision of a sustainable national capacity will be carried out in December 2024. The Committee noted the importance of Peru's efforts to make provisions for a sustainable national capacity to address any previously unknown mined areas that may be discovered following Peru declaring completion of its Article 5 obligations (Action #26).

### **IV. Efficient and expedient implementation (OAP Actions #5, #9, #27)**

14. Peru reported on its efforts to keep national mine action standards up to date, highlighting that the General Directorate of Humanitarian Demining of the Army permanently updates its Humanitarian Demining techniques, using the national procedures manual for humanitarian demining in accordance with IMAS (Action #5).
15. Action #9 of the OAP requests States to establish and maintain a national information management system containing accurate and up-to-date data at the national level on the status of implementation ensuring that it is nationally owned, sustainable and take into account the need for data that can be accessed, managed and analysed post-completion. The Committee observed that Peru had not provided updated information in its Article 7 Report on its efforts in implementation of Action #9 and would welcome further information in this regard.

16. Peru reported on its efforts to improve the effectiveness and efficiency of survey, including permanent updates to demining techniques and procedures, exchange of demining experiences with different countries, use of equipment with updated magnetometers, and use of canine demining techniques (Action #27).

#### **V. Actions in accordance with plans in extension requests and decisions on them**

17. In considering Peru's request, the Fifteenth Meeting of the States Parties (15MSP) had requested Peru to submit updated information on several matters. The Committee welcomes the information provided by Peru on the following:
  - Progress made relative to the commitments contained in section 15 of its extension request;
  - Results of efforts in the development of new land release policies and on their implementation;
  - The outcomes of survey efforts and how additional clarity obtained may change Peru's understanding of the remaining implementation challenge and priorities for clearance, and;
  - Resources made available by the Government of Peru and other entities to support implementation.
  - The Committee would welcome updated information from Peru on the following decisions of the 15MSP. Efforts undertaken to reach out to international entities to achieve Peru's desired outcome to conclude implementation well in advance of its requested extension deadline.
18. The Committee recalled that in considering Peru's 2016 extension request, the 15MSP requested Peru to submit to the States Parties by 30 April 2018 an updated work plan for the remaining period covered by the extension containing information on the results of the activities to meet its strategic objectives, an updated list of all areas known or suspected to contain anti-personnel mines, annual projections of which areas and what area would be dealt with during the remaining period covered by the request and by which organization, and an updated budget. The Committee observed that Peru had acted on the decisions of the 15MSP by submitting an updated work plan in 2018.

#### **VI. Mine risk education and reduction (OAP Actions #28-32)**

19. Action #32 of the OAP requests States to report on mine risk education and other risk reduction programmes in Article 7 reports, including the methodologies used, the challenges faced and the results achieved, with information disaggregated by gender and age. The Committee observed that, while Peru reported that its mine risk education programme is implemented according to its National Mine Action Plan (2017-2024) that is binational and multisectoral and targets people living near mined areas in Ecuador and Peru, Peru did not include information in its Article 7 report on the challenges faced and the results achieved, with information disaggregated by gender and age, and would welcome information in this regard.
20. Peru reported on its efforts to integrate mine risk education and reduction programmes MRE/R into wider efforts, including the "VII Binational Education Campaign by the Ministry of Foreign Affairs of Peru and Human Mobility – Directorate of Neighbourhood Relations and Sovereignty – of Ecuador carried out in Santa María de Nieva, Province of Condorcanqui, Department of

Amazonas, by park rangers of the National Service of Protected Areas who are responsible for the surveillance and conservation of the national park (Action #28).

21. Action #29 of the OAP requests States to provide context-specific MRE/R for all affected populations and groups at risk and that such programmes be developed on the basis of a needs assessment that are tailored to the threat encountered by the population, and are sensitive to gender, age, disability and take the diverse needs and experiences of people in affected communities into account. The Committee observed that, while Peru reported on the delivery of MRE with park rangers, students and populations living near mined areas, Peru had not provided updated information in its Article 7 Report on its efforts in implementation of such programmes on the basis of a needs assessment and would welcome further information in this regard.
22. Peru reported on its efforts to prioritise people most at risk, including by funding and carrying out MRE/R according to its National Mine Action Plan with park rangers, students and populations living near mined areas (2017-2024) (Action #30).
23. Action #31 of the OAP requests States to build national capacity to deliver mine risk education and reduction programmes with the ability to adapt to changing needs and contexts, including the delivery of such programmes to affected communities in the case that previously unknown mined areas are discovered. The Committee observed that Peru had not provided updated information in its Article 7 Report on its efforts in implementation of Action #31 and would welcome further information in this regard.

## **VII. Challenges in implementation**

24. The Committee observed that Peru provided quality information on challenges in implementation, including budget cuts of State budget allocation for the fulfilment of its Article 5 mine clearance obligations.

The Oslo Action Plan country reporting tracker

Article 5 Implementation

Peru

CROSS-CUTTING ACTIONS

Actions	Indicators	2020	2021	2022	2023	2024	Additional information requested from the Committee (deadline 28 July)
#1	# States Parties that report, having included Convention implementation activities in national development plans, poverty reduction strategies, humanitarian response plans and national strategies for the inclusion of persons with disabilities, where appropriate						
	% mine-affected States Parties that report making national financial commitments to the implementation of their obligations under the Convention						
#2	% mine-affected States Parties that report having evidence-based, costed and time-bound national strategies and work plans in place						
#3	% affected States Parties whose national work plans and strategies integrate gender and take the diverse needs and experiences of people in affected communities into account						
	# women in States Parties' delegations attending Convention meetings						
#5	% States Parties that have updated their national standards to address new challenges and ensure the employment of best practices, taking into consideration the latest IMAS						
#6	# States Parties that report having included mine action related activities within their humanitarian response plans, peacebuilding, development or human rights plans, where relevant						
#8	# States Parties that prepare their Article 7 reports using the Guide to Reporting						
	# States Parties that report on progress and challenges during formal and informal meetings						
#9	% States Parties that report having a sustainable national information management system in place						

Actions	Indicators	2020	2021	2022	2023	2024	Additional information requested from the Committee (deadline 28 July)
#18	% affected States Parties that have established an accurate and evidence-based contamination baseline no later than the Nineteenth Meeting of the States Parties in 2021 (and by each year thereafter if not all affected States Parties have done so by 19MSP)						The Committee observed that Peru was still in the process of identifying the precise perimeter of mined areas and would welcome updated information from Peru on these efforts.
	% affected States Parties who report having established their baseline through inclusive consultations with women, girls, boys and men						The Committee would welcome information on Peru's efforts on having established their baseline through inclusive consultations with women, girls, boys and men.
#19	% affected States Parties presenting work plans for the implementation of Article 5 by the Eighteenth Meeting of the States Parties (and MSPs thereafter and by each year thereafter if not all affected States Parties have done so by 18MSP)						
#20	# affected States Parties that have reported annual updates and adjusted milestones to their national work plans in their 30 April transparency reports						
	# States Parties that have fulfilled their obligations under Article 5						
#21	# States Parties that apply the provisions of the Convention to anti-personnel mines of an improvised nature (for the purpose of this indicator: survey, clear and report)						
#22	% of affected States Parties reporting on the remaining challenge and progress made in accordance with IMAS						The Committee observed that Peru had not provided information in its Article 7 Report in line with IMAS and would welcome information being presented in this manner.
	% of affected States Parties providing survey and clearance data in Article 5 extension requests and Article 7 reports that disaggregates by type of contamination						
#23	% extension requests that include detailed, costed and multi-year work plans for the extension period						
	% extension requests that are submitted in accordance with the process established by the States Parties						
#24	% extension requests that include appropriate plans for risk education and reduction activities						
#25	% States Parties that have completed their Article 5 obligations and that submit voluntary declarations of completion						

	% affected States Parties that include provisions for addressing previously unknown mined areas in their national strategies and/or completion plans							
#26	% affected States Parties that report having put in place sustainable national capacities to address the discovery of previously unknown mined areas							
	% States Parties that discover previously unknown mined areas, including newly mined areas, that apply the decision of the Twelfth Meeting of the States Parties							
#27	# States Parties that report promoting research, application and sharing of innovative technological means							
<b>MINE RISK EDUCATION AND REDUCTION</b>								
Actions	Indicators	2020	2021	2022	2023	2024	Additional information requested from the Committee (deadline 28 July)	
#28	% affected States Parties that report having included mine risk education and reduction programmes in their humanitarian response and protection plans and/or development plans, as well as in their mine action plans, where relevant							
	% affected States Parties that report having mine risk education and reduction programmes for all affected populations in place							
#29	% States Parties that report carrying out mine risk education and reduction activities that collect, analyse and report data disaggregated by gender, age, disability and other diverse needs							The Committee would welcome information on Peru's efforts to carry out mine risk education and reduction activities that collect, analyse and report data disaggregated by gender, age, disability and other diverse needs
#30	# States Parties that report having established an evidence-based priority-setting mechanism for mine risk education and reduction programmes							
#31	# States Parties that provide risk education and reduction programmes to affected communities in the case that previously unknown mined areas are discovered							The Committee would welcome information on Peru's efforts to build national capacity to deliver mine risk education and reduction programmes with the ability to adapt to changing needs and contexts, including the delivery of such programmes to affected communities in the case that previously unknown mined areas are discovered.

#32	# States Parties reporting on their mine risk education and other risk reduction programmes and results					The Committee observed that Peru did not include information in its Article 7 report on the challenges faced and the results achieved, with information disaggregated by gender and age, and would welcome information in this regard.
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