

PRELIMINARY OBSERVATION

PERU

STATUS OF IMPLEMENTATION – VICTIM ASSISTANCE

COMMITTEE ON VICTIM ASSISTANCE

(Italy, Slovenia, Uganda (Chair) and Zambia)

Intersessional Meetings

19-21 June 2023

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

Mine casualties

3. Peru reported no new casualty in 2022. Peru has reported a total of 348 civilian registered victims, including 15 females and 333 males, of which 255 male and 13 female injured and 78 men and 7 women killed.
4. The Committee would welcome further information on all mine victims as well as information on indirect victims, such as affected families.

VICTIM ASSISTANCE ACTIONS:

Strengthen partnerships and integrate victim assistance into broader national policies, plans and legal frameworks and designation of a government entity to oversee the integration (Action #33 and also Actions #1 and #6)

5. Peru reported that the Mine Action Centre (CONTRAMINAS) which is an integral part of the Ministry of Foreign Affairs, remains the entity responsible for victim assistance.
6. The Committee recalls that Peru had reported coordination with the National Council for the Integration of Persons with Disabilities (CONADIS) and the Ministry of Health and Social Security, as well as the efforts of the Ministry of Labour and Employment Promotion in carrying out victim assistance activities.

Develop and implement measurable, realistic and time-bound national action plan (Action #33 and also Action #2)

7. The Committee would welcome information on the implementation of national plans that integrated support to mine victims, including Peru's Rehabilitation Implementation Plan.

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

8. The Committee would welcome information on progress made in 2022 to remove barriers that may hinder 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)

9. Peru reported that the Law 29973 on the rights of person with disabilities requires the Ministry of Health to ensure integration of persons with disabilities into health insurance that guarantees the provision of quality healthcare and rehabilitation services.
10. The Committee would welcome further information on progress made in implementation of Law 29973 in relation to the application of multi-sectoral efforts to address the needs and rights of mine victims in 2022.

Establish or strengthen of a centralised database / national information management system (Action #35 and Action #9)

11. Peru reported that CONTRAMINAS has a database on mine victims which is duly updated.
12. The Committee would welcome further information on integration of mine victims data into other existing national centralised database(s).

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

13. Peru reported that communities are located far from mined areas and healthcare centres are available in those communities to provide adequate emergency assistance.
14. Also, Peru reported that due to COVID-19 pandemic deaths have increased among the victims.
15. The Committee notes that in 2022 Peru reported that civilian mine victims are entitled to Comprehensive Health Insurance (SIS) or Social Security (Essalud) and have access to free healthcare services provided through public hospitals in their regions. Peru further reported that mine victims from the armed forces and police are provided with healthcare in their dedicated hospitals.

Developing national referral mechanism (Action #37)

16. The Committee recalls that Peru had reported that information is provided [to mine victims] by the Ministry of Health and CONADIS. The Committee would welcome clarification in this regard, on existence of referral mechanisms and directory of services that facilitate participation and inclusion of mine victims and facilitates their access to services.

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

17. Peru reported that Article 61 of Law 29973 requires the government to provided persons with disabilities with social programmes, adequate health, food, clothing and housing, and access to public services regardless of age. Peru reported that as a result of the Law, a scheme named "Severe Disability Pension" has been established to improve the quality of life of persons with severe disabilities living in poverty.

18. The Committee recalls that Peru had reported that services are provided by the National Institute of Rehabilitation (INR), Hospitals of the Social Health Insurance (ESSALUD) and Comprehensive Insurance of Health (SIS) and the Daniel Alcides Carrión Hospital in Huancayo, among others.

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

19. The Committee would welcome information on progress made in provision of psychological support and on availability of peer-to-peer support to mine victims in 2022.

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

20. Peru reported that the Ministry of Labour and Employment Promotion promoted job opportunities for persons with disabilities by engaging with private sector.

21. The Committee recalls that Peru had reported that through socio-economic inclusion programme, 107 mine victims (90% men and 10% women) were assisted. Peru also provided information on the availability of income generating services such as grocery stores, travel agencies, textiles and sewing, metalworking and capacity building for agriculture, breeding, reproduction as well as construction.

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

22. The Committee would welcome an update on any legal or policy measures in place to ensure the safety and protection of mine survivors in situations of risks and emergencies, including humanitarian and natural disasters.

Strengthening inclusion and participation of mine victims and their representative organisations in all matters that affect them (Action #41 and also Action #4)

23. The Committee recalls that Peru had reported on the inclusion of persons with disabilities and mine survivors in activities carried out by CONTRAMINAS, including through commitments made in its mine action plan 2018-2024.

CROSS-CUTTING ACTIONS:

Demonstrate high levels of national ownership, including [...] by making financial and other commitments to implementation (Action #1)

24. Peru reported that the government allocates approximately four million soles to fulfil the Anti-Personnel Mine Ban Convention's obligations on an annual basis. However, Peru reported that due to the COVID-19 pandemic the available budget has decreased in recent years.

25. The Committee would welcome further information on Peru's national financial commitment towards meeting the needs of mine victims.

Ensure that the different needs and perspectives of women, girls, boys and men are considered (Action #3)

26. Peru reported the needs and experiences of mine victims and affected communities were considered in relevant programmes such as in risk education activities, and that the mine action plan addresses mine victims regardless of gender or age.

Challenges in implementation of Victim Assistance Commitments (Action #8)

27. The Committee would welcome information on challenges encountered in implementation of victim assistance and how the international community and the Committee on Victim Assistance can be of further support to Peru's efforts in fulfilling its victim assistance commitments under the Convention and the OAP.

The Oslo Action Plan country reporting tracker
Victim Assistance
Peru

Actions	Indicators	2020	2021	2022	2023	2024	Additional information requested from the Committee
#33	# States Parties that have designated a government entity to coordinate victim assistance activities						
	# States Parties that have national action plans in place containing specific, measurable, achievable, realistic and time-bound objectives and related indicators						The Committee would welcome information on implementation of plans that has integrated victim assistance commitments, including the Rehabilitation Implementation Plan Peru reported previously. The Committee would welcome information on progress made in 2022 to remove barriers that may limit or prevent access of mine victims to services.
#34	# States Parties that report that they include mine victims in relevant national policy and support frameworks						The Committee would welcome further information on progress made in implementation of the Law 29973 in relation to application of multi-sectoral efforts to address the needs and rights of mine victims in 2022.
#35	# States Parties that include victims of anti-personnel mines in disability data systems						The Committee would welcome further information on integration of mine victims data into other existing centralised database(s).
	# States Parties that disaggregate victim data by gender, age and disability						
#36	# States Parties reporting on efforts to ensure an efficient and effective emergency response to mine accidents						
#37	# States Parties that report having a national referral mechanism						The Committee recalls that in 2022 Peru reported that information is provided [to mine victims] by the Ministry of Health and CONADIS. The Committee would welcome clarification in this regard, on existence of referral mechanisms and directory of services that facilitate participation and inclusion of mine victims and their access to services.
	# States Parties that report having a directory of services in place						
#38	# States Parties reporting on efforts to increase the availability and accessibility of comprehensive rehabilitation services						The Committee would welcome information on progress made in provision of psychological support and on availability of peer-to-peer support to mine victims in 2022.
	# States Parties reporting on efforts to increase the availability of psychological and psychosocial support services						
	# States Parties that have established peer-to-peer services within their national healthcare system						
#39	# States Parties reporting on efforts to remove barriers to the social and economic inclusion of mine victims						The Committee welcomes Peru to report on efforts made to remove barriers that hinder participation of mine victims.

#40	# States Parties that report integrating protection of mine survivors in their humanitarian response and preparedness plans					28. <u>The Committee would welcome an update on any legal or policy measures in place to ensure the safety and protection of mine survivors in situations of risks and emergencies, including humanitarian and natural disasters.</u>
#41	# States Parties that report that they include victim representatives or their organizations in victim assistance planning at the national and local level					
CROSS-CUTTING ACTIONS						
#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					The Committee would welcome further information on national financial commitments Peru made towards meeting the needs of mine victims.
#3	# mine-affected States Parties that report having evidence-based, costed and time-bound national strategies and work plans in place					
	# women in States Parties' delegations attending Convention meetings					
#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					The Committee would welcome information on challenges encountered in implementation of victim assistance and how the international community and the Committee on Victim Assistance can be of further support to Peru's efforts in fulfilling its victim assistance commitments under the Convention and the OAP.