

VICTIM ASSISTANCE: OTTAWA CONVENTION VS. CRPD

**On gaps and complementarities
between the two Conventions**

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CONVENTION ON THE PROHIBITION OF THE USE, STOCKPILING, PRODUCTION AND TRANSFER OF ANTI-PERSONNEL MINES AND ON THEIR DESTRUCTION

Preamble

“Wishing to do their utmost in providing assistance for the care and rehabilitation, including the social and economic reintegration of mine victims.”

The Oslo Action Plan details the actions State Parties should take during the period of 2020-2024 to support implementation of the Convention, including the victim assistance obligation.

Focus and Scope

Convention & Oslo Action Plan:

Target the elimination of anti-personnel mines and the impact these mines have on civilian populations.

CRPD:

Emphasizes non-discrimination, full participation, and inclusion of persons with disabilities in society.

Gaps

Inclusion of Disability Rights in the Ottawa Convention & OAP:

Focuses on the immediate and practical needs of survivors, such as medical care, rehabilitation, and socio-economic reintegration, but it does not explicitly address broader disability rights.

Comprehensive Coverage of Specific Harms in the CRPD:

Addresses the rights of persons with disabilities broadly, but it does not specifically address the unique challenges faced by landmine survivors.

Complementarities

Victim Assistance Frameworks:

The CRPD's principles of non-discrimination, participation, and accessibility can enhance the victim assistance measures outlined in the Convention and the OAP, ensuring they are inclusive and rights-based.

Rehabilitation and Socio-economic Inclusion:

The OAP's focus on medical care, rehabilitation, and socio-economic inclusion aligns with the CRPD's broader obligations.

Complementarities

Advocacy for Accessibility and Inclusion:

The CRPD's focus on accessibility and non-discrimination can complement the Ottawa Convention's goals by ensuring that mine action programs (e.g., mine clearance, victim assistance) are inclusive and accessible.

Opportunities for Synergy

Cross-referencing in Implementation:

Use of the CRPD as a guiding framework to strengthen victim assistance programs under the Ottawa Convention.

Comprehensive Support Services:

Provide support services that address both immediate and long-term needs of landmine survivors.

Joint Advocacy and Awareness-Raising:

Collaborative advocacy efforts can raise awareness of the rights of landmine survivors as persons with disabilities under the CRPD.

CONVENTION ~~vs.~~ CRPD

CONVENTION + CRPD