END SEXUAL VIOLENCE IN CONFLICT
FROM RESOLUTION TO REALITY

Spring 2014

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Women In International Security
END SEXUAL VIOLENCE IN CONFLICT
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Report of the Policy insight

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Rapporteur: Emanuela Mangiarotti
Publisher: Geert Cami
Deputy Director: Pauline Massart
Programme Manager: Irina Bratosin
Project Assistant: Tobias Metzger
Photographer: François de Ribaucourt
Design: Cristina Frauca

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Introduction

Sexual violence in war zones is a global crime affecting women, men and children in many parts of the world. A 2014 United Nations report points to recent cases of such violence in 21 countries worldwide.

Human Rights Watch observers suggest that between 200,000 and 500,000 women were raped in Rwanda during the genocide. UN agencies estimate that more than 60,000 women were raped during the civil war in Sierra Leone (1991-2002), more than 40,000 in Liberia (1989-2003), up to 60,000 in the former Yugoslavia (1992-1995), and at least 200,000 in the Democratic Republic of the Congo since 1998. In Eastern Bosnia there existed a systematic campaign of rape as a weapon of war. The International Criminal Tribunal for the former Yugoslavia (ICTY) estimates put the number of women raped at up to 35,000, the majority of them Bosnian Muslims.

The International Criminal Tribunal for the former Yugoslavia found that key reasons behind the use of rape as a weapon of war included humiliation, ethnic cleansing, instillation of fear and search for information.

To end this scourge, “we need a set of common values to forge a unique and powerful diplomatic effort”, said Vice Admiral Ian Corder, UK Military Representative to NATO and the European Union, addressing a large audience from EU and national governments, NATO, NGOs, media and civil society. How can current and future initiatives effectively tackle the practical, political and social implications of sexual violence in conflict? The discussion, moderated by Shada Islam, Director of Policy at Friends of Europe and Strategic Advisor at the SDA, looked through the challenges to an effective collective response to the issue.
The fundamental challenge: Dealing with silence and impunity

“While I can’t speak on behalf of all the initiatives and events taking place this year and beyond, I believe all are contributing to raising the volume on ending sexual violence in conflicts”, said Andrew Long, Senior Policy Advisor for the Preventing Sexual Violence Initiative at the Foreign & Commonwealth Office. The UK will host the first Global Summit to End Sexual Violence in Conflict in London in June 10th to 13th 2014. The aim is to create a sense of irreversible movement towards ending the use of rape and sexual violence in conflict, to deliver a set of practical agreements and to identify specific actions by the international community in the four areas where greater progress is necessary. Commenting on the inadequate international response of the past twenty years, he stressed the need to prioritise sexual violence in conflict as a peace and security issue, end the culture of impunity and strengthen post-conflict transitional justice.

Meinie Nicolai, President of Médecins Sans Frontières Belgium, underlined that while some regard sexual violence merely as a war strategy, impunity and lack of law and order are also driving forces, both during conflicts and in post-conflict situations.

Face to face with society: The taboo and stigma of sexual violence

“Despite its current international visibility, sexual violence has characterised conflicts also in the past”, said Shada Islam, inviting Meinie Nicolai to discuss strategies to support victims and facilitate their access to medical care.

“Using midwives and women-friendly medical environments to reach out to the victims is a way to facilitate the process.”

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“Efforts to end sexual violence in conflict must connect prevention and response,” declared Mari Skåre, NATO Special Representative for Women, Peace and Security. Victims of sexual violence are also social actors. In that sense, “women’s empowerment is in itself a strategy to counter sexual violence in conflict, as well as helping men to understand their positive role in society”, she said. Skåre emphasised that removing the social stigma and giving victims access to legal, medical and moral support are as relevant as ensuring justice and providing an adequate legal framework. “Political leadership of both governments and international organisations is important, but in order to change people’s mindsets and attitudes, all actors in a society need to engage for gender equality”, affirmed Skåre.

“The practical issue: Access to justice

As removing the social stigma attached to sexual violence seems a common goal, Shada Islam asked Jean-Philippe Kot, International and Transitional Justice Expert at Avocats Sans Frontières “is access to justice a way to tackle the problem and what are the obstacles?”

“Access to justice is a very sensitive process which does not necessarily remove the stigma, but can also lead to re-traumatisation”

Jean-Philippe Kot, International and Transitional Justice Expert at Avocats Sans Frontières

“Access to justice is a very sensitive process which does not necessarily remove the stigma, but can also lead to re-traumatisation” Kot explained. “Usually, the legal framework is not the main problem”, he added, pointing instead to inadequate victim support by civil society organisations, fear of ostracism and insecurity. On the other hand, “the justice system often lacks the necessary capacities and human resources, such as women judges and financial means”, leading to inefficiencies and lack of trust on the part of the victims.

Another fundamental problem is the dearth of reporting and medical evidence, which are critical to the judicial process. In that regard, raising awareness to collect evidence is a crucial but complicated and delicate process.
From theory to practice: Who does what to end sexual violence in conflict?

Given such fundamental problems, their local dimension and practical nature, how can policy makers sitting at NATO, in national governments, the UN or civil society organisations deal with the issue?

“It is the responsibility of national governments to address fundamental issues of impunity, law and order and the accountability of the justice system.”

Responding to the complexity of the problem must be a collective effort. “After extensive experience in the field, it is clear that we need an organised approach to sexual violence in conflict, based on international standards and a common protocol for documentation”, commented Alvilda Jablonko, Female Genital Mutilation (FGM) Programme Coordinator at No Peace without Justice.

“We still need to gain a better understanding of this phenomenon in order to tackle its multiple manifestations” said Marie Skåre. NATO has a policy on women, peace and security that includes a gender perspective in the planning and execution of operations and reporting system. “The strengthening of our gender-related training, which includes a code of conduct for the armed forces, is also important to ensure the accountability of those involved in crisis management and peacekeeping” she concluded.

Each organisation and initiative should have a specific entry point depending on its mandate. For example, “the Foreign Ministry in London will work to improve the investigation practices and protect victims engaging in a judicial process, to avoid any further trauma and ensure some form of justice”. Yet, “it is the responsibility of national governments to address fundamental issues of impunity, law and order and the accountability of the justice system”, said Andrew Long.

Participants agreed that national governments are responsible for security and justice, however, foreign governments must be accountable for their role in the arms trade, which perpetuates a state of insecurity and violence, lack of law and order and thus the likelihood of sexual violence.

With the issue of sexual violence in conflict moving up the international community’s agenda, awareness of its forms and implications increases. Still, questions of impunity and accountability, training and documentation need further attention, while others such as sexual violence against men and boys remain unaddressed. The over-arching question is simple: as new occasions for debate arise, will international organisations, governments and the civil society take responsibility for actually moving from resolution to reality?
Ending conflict-related sexual violence is of fundamental importance to international peace and security. Whilst it disproportionately affects women and girls, many men and boys are also victims. The overwhelming majority of this violence goes unpunished and becomes part of the cycle of violence that perpetuates conflict. It is also a major factor in refugee flows, and often condemns the victims to lives of poverty, slowing national economic development. This global scourge should be at the heart of how we view conflict prevention and foreign policy in the 21st century.

Challenges remain stronger than ever and there is still much to be done to tackle sexual violence in conflict. How can international organisations and governments better work together to improve international co-ordination? What are the measures required for improved monitoring, accountability, and enforcement to protect women and men from sexual violence? How to ensure sexual and gender based violence responses are fully integrated in all peace and security efforts? How can the international community better work with local actors to make them part and parcel of these efforts?

Welcoming remarks by Vice Admiral Ian Corder, UK Military Representative to NATO and the European Union

Jean-Philippe Kot
International and Transitional Justice Expert at Avocats Sans Frontières

Andrew Long
Senior Policy Advisor, Preventing Sexual Violence Initiative (PSVI) and Foreign & Commonwealth Office, UK

Meinie Nicolai
President, Médecins sans frontières Belgium

Mari Skåre
Secretary General’s Special Representative for Women, Peace and Security, NATO

Moderated by Shada Islam, Strategic Advisor at the Security & Defence Agenda
ANNEX II – List of participants

Michele Amedeo, Political Officer, European Commission, Directorate General for Enlargement
Alexandra Ana, PhD candidate, Comparative Gender Studies, Central European University
Alex Anastasiasides, Media and Communications Officer, Joint Delegation of the United Kingdom to NATO
Sara Andegiorgis, Assistant, European External Action Service (EEAS)
Gazelle Anguh, Volunteer, North-West Regional Delegation of Women’s Empowerment and the Family, Cameroon
Amanda Archer, Press and Communication Officer, Permanent Representation of the United Kingdom to the EU
Kandice Ardiel, Assistant, North Atlantic Treaty Organization (NATO)
Oana-Andreea Arsanu, Assistant, European External Action Service (EEAS)
Anna Barcikowska, Principal Officer, NATO Communications and Information Agency
Owen Berry, African, Caribbean and Pacific countries (ACP) Desk Officer, Permanent Representation of the United Kingdom to the EU
Simi Bhagwandass, Consultant, North Atlantic Treaty Organization (NATO)
Madeleine Bithikwalwa Lwakabwanga, Director, Kinup Moliere
Marine Botheim, First Secretary, Delegation of Norway to NATO
Stanislava Bouman, Programme Coordinator "Learn Serbian", Serbian Institute for Public Diplomacy
Johanna Bouquet, Student, Université Libre de Bruxelles (ULB)
Stefanie Brinesberger, Policy Officer, Mission of Austria to NATO
Myriam Buyse, Former Official, European Commission
Ellen Christensen, Assistant, Nordic Desk, United Nations Regional Information Center for Western Europe (UNRIC)

Christina Connolly, European Commission, Directorate General for Agriculture and Rural Development
Vice Adm. Ian Corder, UK Military Representative to NATO and the European Union, Permanent Representation of the United Kingdom to the EU
Karen Davies, UK and Ireland Desk Officer, United Nations Regional Information Center for Western Europe (UNRIC)
Delphine Konda, Founder & Coordinator, Voice of Women Initiative
Polydoros Demetriades, Principal Administrator, European Commission, Directorate General for Education and Culture
Reka Dobri, Legal officer, European Commission, Humanitarian Aid & Civil Protection (ECHO)
Jacqueline Dow, Manager, North Atlantic Treaty Organization (NATO), Political Affairs and Security Policy Division (PASP)
Nicole Emany, Manager, Forum Intéregional des Femmes Congolaises (FIREFEC)
Marit Erdal, Assistant, United Nations Regional Information Center for Western Europe (UNRIC)
Sílvia Evans, Assistant, Joint Delegation of the United Kingdom to NATO
Irene Fellin, Gender Advisor to the NATO Special Representative for Women, Peace and Security, North Atlantic Treaty Organization (NATO)
Bekki Field, Second Secretary, Common Security and Defence Policy (CSDP), Permanent Representation of the United Kingdom to the EU
Maria Fihl, Political Advisor, European External Action Service (EEAS), Civilian Planning and Conduct Capability (CPCC)
Judith Fitz, Assistant to Ulrike Lunacek, MEP, European Parliament
Cdr Mike Flynn, Royal Navy, Ministry of Defence, UK
Octávia Frota, Senior Advisor, High AD&S Limited
Pascaline Gaborit, Director, European New Towns & Pilot Cities Platform (ENTP)
Cristina Gallach, Head of Unit, Public Relations, Council of the European Union, Directorate General for Press, Communication & Transparency
Sexual violence in war zones is a global crime affecting women, men and children in many parts of the world. A recent United Nations report points to recent cases of such violence in 21 countries. As Zainab Bangura, the United Nations Special Representative on Sexual Violence, has underlined: “It doesn’t matter whether she comes from Bosnia, she comes from Colombia or Syria or Central Africa, the pain that a woman feels who has been raped is the same.”

Clearly, ending conflict-related sexual violence is of fundamental importance to international peace and security. This fact sheet produced by SDA and Friends of Europe highlights the extent of the problem worldwide.