Ensure justice for Rohingya, end military's impunity for genocide

Restore Rohingya's citizenship and rights, coordinate support for refugees

Marking the sixth-year remembrance of the Rohingya genocide in 2017, 356 civil society organizations reaffirm our solidarity with the Rohingya community in the pursuit of justice and accountability for victims and survivors, call for an end to impunity of grave crimes perpetrated by the Myanmar military, and urge for the immediate restoration of Rohingya's rights and citizenship. The world must not forget the Rohingya's plight. Most importantly, the international community must take responsibility for their human rights and humanitarian obligations for the Rohingya community.

Six years ago, the Myanmar military launched "clearance operations" and unleashed a wave of massacres, torture, rape, and burning of villages against the Rohingya in Rakhine State, forcing over 750,000 – many of them children – to seek refuge in Bangladesh where a quarter of a million Rohingya had previously fled from persecutions by the military. Today, almost one million Rohingya are suffering in squalid, overcrowded refugee camps in Cox's Bazar in Bangladesh, longing to return to their home in Myanmar with dignity, citizenship and with their full rights restored and justice served.

To actualize Rohingya's sustainable return to Myanmar, the military's prevailing impunity must end, and accountability must be established for its grave atrocity crimes, primarily through criminal prosecution of individuals most responsible. Yet, minimal progress towards justice and accountability has been achieved by the international community. Following the coup attempt of 1 February 2021, the passivity, negligence and in some cases total inaction of the international community, in particular ASEAN, once again emboldens Myanmar's war criminals to further their atrocities against the people across Myanmar unabated and unpunished.

Six years of injustice for the Rohingya have enabled fresh atrocity crimes and mass internal <u>displacement</u> of over 1.6 million people that have engulfed Myanmar for the last 30 months,¹ just as the decades-long impunity for the Myanmar military's war crimes and crimes against humanity endured by ethnic minority communities had allowed the Rohingya genocide to occur in the first place. Without concerted actions from the world to realize full justice and accountability, Myanmar remains vulnerable to descend into vicious cycles of multi-dimensional catastrophe and rampant violence.

We <u>welcome</u> the <u>hearing</u> before the Argentinian federal court in a historic universal jurisdiction case <u>filed</u> by Burmese Rohingya Organisation UK (BROUK) against Myanmar military leaders for the Rohingya genocide, which has paved the way for similar efforts in <u>Germany</u> and <u>Turkey</u>. With these ongoing cases, respective countries' governments must readily provide legal, financial and technical support to achieve justice and guarantee remedies and reparation for victims and survivors of the junta's heinous crimes. The lawsuit in Argentina, in tandem with The Gambia vs Myanmar case at the International Court of Justice (ICJ) and the investigation by the International Criminal Court (ICC) into the forced deportation of Rohingya to Bangladesh, however, would not allow for all crimes committed against the Rohingya and other ethnic communities and people across Myanmar over the past two years to be entirely prosecuted. The international community must take concrete actions to advance justice and accountability in other avenues, namely a UN Security Council referral of the situation in Myanmar to the ICC or the establishment of an ad hoc tribunal.

¹ This number by the United Nations Office for the Coordination of Humanitarian Affairs (OCHA) is a gross understatement. The actual numbers reported by local responders with direct access to communities indicate a far higher estimate than that reported by OCHA.

As the military repeats war crimes and crimes against humanity across the nation, perpetrating similar crimes committed against the Rohingya in 2017, the military junta has <u>launched</u> a "pilot project" to repatriate 7,000 Rohingya to their killing fields in Myanmar by the end of 2023. The international community must not be manipulated to applaud or facilitate yet another of the junta's desperate bids for legitimacy, as have been done by <u>Bangladesh</u> and <u>China</u>. Rohingya who have been "repatriated" to Myanmar in the first phase of the project have been simply moved from squalid refugee camps in Bangladesh to internal displacement camps comparable to open air prisons in Rakhine State. As recently <u>stated</u> by the Special Rapporteur on the situation of human rights in Myanmar, Mr. Tom Andrews, "Conditions in Myanmar are anything but conducive for the safe, dignified, sustainable, and voluntary return of Rohingya refugees."

Prospects for return are inconceivable as Rohingya in Myanmar continue to endure genocidal policies and live in an environment akin to apartheid, with denied citizenship, extreme restrictions on movement, education, and healthcare, as well as the lack of livelihood opportunities. Rohingya communities face discrimination, persecution, and dehumanization on a daily basis, while the junta's restrictions on fundamental freedoms and rights have intensified following the coup attempt. After Cyclone Mocha in May this year, which <u>devastated</u> the flood-prone internment camps in Rakhine State where 140,000 vulnerable Rohingya live, the military once again deliberately set out to massacre and starve the Rohingya by <u>blocking</u> vital humanitarian aid, <u>criminalizing</u> attempts to deliver aid, and <u>obfuscating</u> numbers of dead. Effectively, the junta persists with violations of the provisional measures ordered by the ICJ to preserve evidence and protect the Rohingya from genocide, while its tactics are by design aiming for the "<u>slow death</u>" of Rohingya.

In Bangladesh camps, Rohingya refugees grapple to survive as food rations were <u>reduced</u> to USD 8 per person per month – equivalent to just 27 cents per day – as a result of insufficient funding for the UN's Rohingya Humanitarian Joint Response Plan <u>budget</u>. The ration cuts are <u>detrimental</u> to the safety and security of women and girls who predominantly face abuses and violence during distressing times. Exacerbating these issues are the deteriorating camp conditions which have <u>driven</u> refugees to crime, <u>arson</u> and the drug trade. In addition, the ration cuts have forced refugees to fall prey to human trafficking and the military junta's calculated repatriation project. Over 3,500 Rohingya were further compelled to <u>take</u> perilous sea journeys in search of better opportunities in 2022, with continuing <u>reports</u> of Rohingya refugees missing at sea. The current monsoon season is expected to further aggravate the situation in camps.

Coordinated actions among the international community are immediately required to prevent further hunger, malnutrition and lives lost. Rohingya refugees must be provided with access to education and livelihood skills and opportunities by the Bangladesh Government and relevant agencies for their self-reliance and sense of dignity.

The ongoing atrocity crimes against the Rohingya highlight the critical role of Myanmar's legitimate government, the National Unity Government (NUG), to echo the Spring Revolution's solidarity with the Rohingya community by taking concrete actions to recognize them as one of the ethnic communities, a key fabric of Myanmar society, and an integral part to the federal democratic future of the nation. While we recognize important steps taken by the NUG in line with its policy, including the cabinet decision to replace the discriminatory 1982 Citizenship Law with a new law which has yet to be turned into action, we reiterate calls for the full restoration of citizenship and rights for the Rohingya community, and active participation of them in the Spring Revolution's political processes towards establishing an inclusive federal democracy. We commit to continue to observe the Ministry of Human Rights' pledge to repeal previous instruments of genocide, National Verification Process and the Race and Religion Protection Laws. The NUG must take actions to ensure the safety of Rohingya refugees by campaigning for the international community to provide resettlement for

refugees. At the same time, the NUG must call on the Bangladesh Government and related agencies to immediately halt the junta's repatriation project.

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Signed by 356 organizations, including 233 groups who have chosen not to disclose their names:

- 1. #MilkTeaAlliance Friends of Myanmar
- 2. 8888 Generation (New Zealand)
- 3. Action Against Myanmar Military Coup
- 4. Action Committee for Democracy Development (Coalition of 14 grassroots networks)
- 5. All Arakan Youth Organization
- 6. All Burma Democratic Front in New Zealand
- 7. ALTSEAN-Burma
- 8. Arakan CSO Network
- 9. ASEAN Parliamentarians for Human Rights (APHR)
- 10. Association of Human Rights Defenders and Promoters
- 11. Association Suisse Birmanie
- 12. Associazione per l'Amicizia Italia Birmania "Giuseppe Malpeli"
- 13. Athan Freedom of Expression Activist Organization
- 14. Auckland Kachin Community NZ
- 15. Auckland Zomi Community
- 16. Aung San Suu Kyi Park Norway
- 17. Better Burma
- 18. Blood Money Campaign
- 19. Burma Action Ireland
- 20. Burma Campaign UK
- 21. Burma Civil War Museum (BCM)
- 22. Burmese Canadian Network
- 23. Burmese Community Group (Manawatu, NZ)
- 24. Burmese Rohingya Welfare Organisation New Zealand
- 25. Burmese Women's Union
- 26. Campaign for a New Myanmar
- 27. Chin Community in Norway
- 28. Chin Community of Auckland
- 29. Chin Human Rights Organization
- 30. Creative Home
- 31. CRPH Support Group, Norway
- 32. CRPH, NUG Support Team Germany-Deutschland
- 33. Democracy, Peace and Women's Organization
- 34. Democratic Party for a New Society, Norway
- 35. Doh Atu Ensemble pour le Myanmar (France)
- 36. Educational Initiatives Prague
- 37. Equality Myanmar
- 38. Federal Myanmar Benevolence Group (NZ)
- 39. Free Burma Campaign (South Africa) (FBC(SA))
- 40. Free Rohingya Coalition

- 41. Freedom and Labor Action Group
- 42. Future Light Center
- 43. Future Thanlwin
- 44. General Strike Committee
- 45. Global Myanmar Spring Revolution
- 46. Global Myanmar Spring Revolution (Japan)
- 47. Global Myanmar Spring Revolution (Korea)
- 48. Generation Wave
- 49. Human Rights Educators Network
- 50. Human Rights Foundation of Monland
- 51. Info Birmanie
- 52. Initiatives for International Dialogue
- 53. Institute for Asian Democracy
- 54. International Association, Myanmar-Switzerland (IAMS)
- 55. International Campaign for the Rohingya
- 56. Justice 4 Rohingya UK
- 57. Justice For Myanmar
- 58. Kachin Association Norway
- 59. Karen Human Rights Group
- 60. Karen Peace Support Network (KPSN)
- 61. Karen Women's Organization
- 62. Karenni Association Norway
- 63. Karenni Civil Society Network
- 64. Karenni Society New Zealand
- 65. K'cho Ethnic Association
- 66. Keng Tung Youth
- 67. Kyauktada Strike Committee
- 68. Metta Campaign Mandalay
- 69. Muslim Youth Network
- 70. Myanmar anti-military coup movement in New Zealand
- 71. Myanmar Campaign Network
- 72. Myanmar Catholic Community In Norway
- 73. Myanmar Community Group Christchurch New Zealand
- 74. Myanmar Community Group Dunedin New Zealand
- 75. Myanmar Community in Norway
- 76. Myanmar Cultural Research Society (MCRS)
- 77. Myanmar Diaspora Group Finland
- 78. Myanmar Engineers New Zealand
- 79. Myanmar Gonye (New Zealand)
- 80. Myanmar Hindu Community Norway
- 81. Myanmar People Alliance (Shan State)
- 82. Myanmar Refugee Policy Group
- 83. Myanmar Students' Union in New Zealand
- 84. Nelson Myanmar Community Group New Zealand
- 85. Network for Human Rights Documentation Burma (ND-Burma)
- 86. New Zealand Doctors for NUG
- 87. New Zealand Karen Association
- 88. New Zealand Zo Community Inc.
- 89. NLD Organization Committee (International) Norway
- 90. No Business With Genocide
- 91. Norway Falam Community

- 92. Norway Matu Community
- 93. Norway Rvwang Community
- 94. Nway Oo Guru Lay Myar
- 95. Olive Organization
- 96. Overseas Mon Association, New Zealand
- 97. Padauk Finland-Myanmar Association
- 98. Progressive Voice
- 99. Pyithu Gonye (New Zealand)
- 100. Rights for Women Welfare Society (RW Welfare Society)
- 101. Rohingya Community in Norway
- 102. Rohingya Action Ireland (RAI)
- 103. Rvwang Community Association New Zealand
- 104. Save and Care Organization for Women at Border Areas
- 105. Save Myanmar Fundraising Group (New Zealand)
- 106. Shan Community (New Zealand)
- 107. Shan MATA
- 108. Sitt Nyein Pann Foundation
- 109. Southern Dragon Myanmar
- 110. Southern Youth Development Organization
- 111. Synergy Social Harmony Organization
- 112. Ta'ang Women's Organization (TWO)
- 113. Ta'ang Legal Aid
- 114. Tanintharyi MATA
- 115. The European Rohingya Council (ERC)
- 116. Volunteers in Myanmar
- 117. Women Activists Myanmar
- 118. Women's League of Burma (WLB)
- 119. Youth for Democratization of Myanmar (UDM)
- 120. Youth Heart Beams
- 121. Zomi Christian Fellowship of Norway
- 122. Zomi Community Norway
- 123. မျိုးဆက် Generations

Individual in solidarity:

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