



WORKSHOP REPORT

Regional training on the Kampala Convention

2 - 5 December 2013 in Dakar, Senegal



UNHCR
The UN Refugee Agency

NRC

NORWEGIAN
REFUGEE COUNCIL

iDMC

internal
displacement
monitoring
centre

Regional training on the Kampala Convention

Dakar, Senegal

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Background

The total number of people internally displaced by armed conflict, generalised violence and human rights violations worldwide at the end of 2012 was estimated to be 28.8 million. This represents an increase of 2.4 million on the previous year and is the highest figure ever recorded by the Internal Displacement Monitoring Centre (IDMC). Around 6.5 million people were newly displaced, almost twice as many as the 3.5 million during 2011. With 10.4 million internally displaced people (IDPs) in sub-Saharan Africa the region hosts almost a third of the world's total. In 2012, 32.4 million people were forced to flee their homes by disasters such as floods, storms and earthquakes. Displacements in Africa reached a five-year high in 2012: 8.2 million were newly displaced, compared to 665,000 in 2011.

December 6th 2013 was the first anniversary of the entry into force of the *Kampala Convention on the protection and assistance of Internally Displaced Persons in Africa*. To date 19 countries have ratified the *Kampala Convention*, nine of them members of the Economic Community of West African States (ECOWAS). The *Kampala Convention* is the first binding legal instrument in the world on the protection and assistance of IDPs. It:

- reaffirms that national authorities have the primary responsibility to provide protection and assistance to IDPs
- comprehensively addresses different causes of internal displacement: conflict, generalised violence, human-caused or natural disasters and development projects
- recognises the critical role that civil society organisations and host communities play in assisting IDPs
- obliges governments to assess the needs and vulnerabilities of both the forcibly displaced and host communities in order to address the plight of people uprooted within their borders.

More than one year after its ratification the *Kampala Convention* is still relatively unknown in a region that saw an increase in DP numbers in 2013 especially due to the conflict in Mali, floods in Niger and the combination of natural disasters and generalised violence in Nigeria.

Dissemination and capacity building on the content of the convention as well as on the domestication process including law and policy guidance are key in ensuring a comprehensive and inclusive implementation of the convention by States parties.

IDMC and the Dakar Regional Office (RO) of the Office of The United Nations High Commissioner for Refugees (UNHCR) took the opportunity of the first anniversary of the entry into force of the Convention to organise, during the first week of December 2013, two training workshops, one in English and one in French, for key humanitarian practitioners and stakeholders from West Africa.

Participants from the Democratic Republic of Congo (DRC) and Kenya were also invited to share their internal displacement law and policy experience.

In order to ensure sustainability, to encourage partnership, long-term follow-up and development of national implementation plans wherever possible, each country was represented by a member of the national authorities, a member of a relevant NGO and a UNHCR staff member who will then be able to commit to report on the state of advancement of the national working plan developed at the outcome of the workshop.

A member of the African Union was invited and actively contributed to the discussions with useful insight on AU follow up mechanisms.

The main objectives of these workshops were to allow participants to:

- familiarise themselves with the content of the *Kampala Convention*
- to be able to advocate for its ratification, incorporation into domestic law and implementation
- to learn from, and build on, good practice on IDP protection and IDP laws and policy development in the region and in Africa
- to set the ground for national and regional working plans for the implementation of the *Kampala Convention*.

IDMC and UNHCR RO Dakar training teams started a partnership in 2011 with a view to:

- improving the capacities of humanitarian actors, especially local and national practitioners and stakeholders on IDP protection;
- promoting the ratification and implementation of the *Kampala Convention* in West Africa.

This partnership led to joint facilitation of a regional Protection Coordination training workshop organized by the



Group photo: Francophone workshop participants

Task Team on Learning of the Global Protection Cluster in October 2012, two Kampala Convention workshops (in Gambia in March 2011 and in Niamey, Niger in November 2012) and three IDP protection training workshops in Mali in March, May and June 2013.

The two workshops in Dakar were facilitated by

- Anne Triboulet, Senior Regional Training Officer, UNHCR RO Dakar
- Jonas Djrekpo, Associate Training Officer, UNHCR RO, Dakar
- Jacopo Giorgi, Senior Training and Legal Officer, IDMC, Geneva
- Sophie Crozet, Training and Legal Officer, IDMC Geneva.

Throughout the workshops focus was on the content of provisions of the *Kampala Convention* and on experience and good practice sharing on prevention, protection, durable solutions and law and policy development. There were presentations by participants from country teams from Benin, Côte d'Ivoire, DRC, Kenya, Liberia, Mali and Nigeria. The events ended with the development of a strategy by each country team to promote ratification, incorporation and implementation of the Convention.

Abdou Sane – a former Senegalese parliamentarian and the Champion for Disaster Risk Reduction for the United Nations International Strategy for Disaster Reduction (UNISDR) – joined the team of UNHCR and IDMC trainers to discuss Disaster Risk Reduction as part of the prevention strategies.

An ECOWAS representative could not attend this event but the organisers and the participants recognise that the Regional Economic Communities could potentially become crucial players by taking the lead in development of national strategies and liaison with relevant ministries.

A final communique was drafted by the participants of both workshops and presented on the occasion of the sixth anniversary event. (See agendas and final communiqués in annex).

Day 1 of workshops

Objectives:

- To ensure that the participants familiarize themselves with the content of the Kampala Convention and are able to disseminate it with a view to advocating for the ratification, the domestication and the implementation of the Convention; and
- to learn from and build on good practices on IDP protection, IDP laws and policies development in the region and in Africa

Session one (Who are IDPs?) sought to:

- outline the main features of the definition of IDPs
- provide a background to the global IDP crisis
- explain why a continent-wide legal instrument is needed to protect IDPs in Africa
- discuss the rationale for creating a specific category for IDPs, and the operational use of the definition.

A UNHCR video on the Malian IDP crisis “Mali Fleeing the North /Mali fuir le nord du pays” was shown and followed by discussions on issues raised.

Each country team had to identify the main causes of displacement, the number of IDPs and the main protection issues they face.

Finally there was a presentation on the IDP definition.

Session two (Prevention of displacement) sought to:

- contextualise the prohibition of displacement in international law
- illustrate instances of ‘arbitrary’ displacement as referred to in the *Kampala Convention*
- analyse mechanisms for prevention of displacement particularly in disaster situations

There was a presentation on the the prohibition of arbitrary displacement and prevention of forced displacement.

The Francophone group was given a presentation on disaster risk reduction (DRR) in Benin (*la politique de reduction des catastrophes au Bénin*) by Cesar Agbossaga, General Director of the Civil Protection (protection Civile, Bénin) while the Anglophone group received a presentation on DRR by Abdou Sane.

Session three (IDP protection and assistance) sought to:

- establish a shared definition of protection
- apply approaches based on rights, age, gender, diversity and participation to all protection efforts
- familiarise participants with the provisions of the *Kampala Convention* that address IDP assistance and protection

The movie: “Life in Limbo” and short UNHCR movies on specific IDP protection issues during displacement in Colombia, Haiti and DRC were screened.

There was a presentation on “Protection and Assistance for IDPs in the Kampala Convention” and a case study based on the protection situation of IDPs in a fictional context (“Amanilai”).

Session four (Durable solutions) sought to:

- adopt a shared definition of durable solutions
- familiarise participants with the norms and standards that govern the search for durable solutions for IDPs
- provide an overview of the criteria used to evaluate durable solutions.

The Francophone workshops had presentations on durable solutions in Côte d'Ivoire (*mise en œuvre de solutions durables pour les personnes déplacées internes en Côte d'Ivoire*) and in Mali (*cadre pour les solutions durables, l'expérience du Mali en matière de préparation aux retours des Personnes Déplacées Internes*). For the Anglophone workshop there were presentations on durable solutions in Liberia and Nigeria.

Day 2 of workshops

Day two of the workshop focused on setting the ground for national and regional working plans for the implementation of the Kampala Convention.

Session 1 (Protection coordination) sought to:

- develop [better understanding of the roles and responsibility of protection actors in the *Kampala Convention*
- develop familiarity with the protection coordination existing mechanism under the cluster system.

There was a group exercise on roles and responsibilities in the Kampala Convention and a presentation on IDP Protection in Action – The Humanitarian Reform and the Cluster Approach

The Presentation for the Francophone workshop was on the Protection Cluster in Mali by the acting UNHCR cluster lead.

Session two (IDP law and policy development) sought to:

- define the rationale for the development of a national instrument on internal displacement
- establish modalities of meaningful participation of relevant stakeholders including IDPs in national processes
- identify the recommended type of instrument and its contents

The Francophone workshop had a presentation on the implementation of the Kampala Convention in DRC (Processus de mise en œuvre de la Convention de Kampala par la RDC) from Arthur Poka, Conseiller au Ministère de l'Intérieur, Sécurité, Décentralisation et Affaires Coutumières. The Anglophone workshop had a panel discussion on law and policy development in Kenya and Nigeria.

Session three (Developing ratification and implementation country strategies) sought to:

- use the knowledge, tools and experiences of other countries presented and discussed throughout the workshop to develop a strategy aiming at enhancing the ratification or the implementation process of the *Kampala Convention*.

Each country team prepared a country strategy on the basis of a Kampala Convention strategy framework which was distributed and presented their strategies in plenary. Country team strategies are available upon request.

Session four (Approval of the final communique and wrap up):

The participants of the two regional workshops drafted and approved two communiqués encouraging AU members to sign, ratify, implement and follow up on the implementation of the *Kampala Convention*. These were then merged into one single communique that was read at the first anniversary event held in Dakar on December 6.



First anniversary event

On December 6, 2013 there was a celebration of the first anniversary of the entry into force of the Convention. Donors, embassies of African countries, UN agencies and various civil society organisations were invited. A panel composed of representatives of IDMC, UNHCR, the UN Office for the Coordination of Humanitarian Affairs (OCHA) and the AU spoke on “The Kampala Convention: One year later” followed by a discussion. IDMC launched the AU/NRC progress report *The Kampala Convention: one year on: Progress and Prospects*.¹ The celebration was concluded by a press conference and a joint press release by IDMC and UNHCR.

On 27 November, a half day training for journalists was also organised by UNHCR and IDMC with a view to ensure that journalists invited to the first anniversary event were sensitised on the issue of internal displacement and with key concepts related to forced displacement.

Evaluations

The final evaluations of both workshops showed 95 per cent of participants thought that both the objectives of the workshop and their own expectations were met. More than 80 per cent judged the methodology used to be very good and more than 90 per cent rated the training material and the facilitators to have been from good to excellent.

Over 95 per cent thought the workshop was of quite or high benefit to their work. More than 80 per cent estimated that their level of participation was high or quite high.

Most found all the sessions relevant and interesting. The participatory nature of the workshop as well as the experience sharing were the two aspects of the training that the participants appreciated most. About 45 per cent would have liked the workshop to be organised over three days instead of two, feeling the schedule was busy and the subject matter merited more in depth discussion, especially in terms of experience sharing.



¹ <http://www.internal-displacement.org/publications/2013/the-kampala-convention-one-year-on-progress-and-prospects>

Follow-up and recommendations

The follow up on country strategies and on both ratification and implementation processes will be done both by UNHCR (through their staff members who participated in the workshop with the support of the Regional Representation when needed) and by IDMC Country Analysts. This could help inform the next IDMC Kampala Convention progress report.

This regional model based on the exchange of experience is a valuable tool to inform national strategies. One could think of replicating this kind of format in other regions, especially to include countries hesitating to ratify the Kampala Convention or which have not implemented it despite having ratified it.

The role of “champions” (i.e. representatives of highly influential countries or organisations, politically relevant and thus potentially capable of setting out examples to others and ultimately of producing domino effects) is key to the success of such events. These can be selected from within and outside the regions. It could be opportune to secure the participation and the support of high profile resource persons in the field internal displacement including the UN Secretary General Special Rapporteur on the human rights of IDPs and the AU Special Rapporteur on Refugees, Asylum Seekers, Migrants and IDPs.



Annexes

Agenda

Day 1

8.30 – 9.30	Opening - Registration of participants - Workshop Opening - Presentations of participants /Country team expectations & objectives - Program overview - House rules
9.30 – 10.30	Introduction: - Video ('Life in Limbo') & follow up discussion - IDP Definition and Internal displacement worldwide & Africa - ice-breaker activity
10.30 – 11.00	Coffee break
11.00 – 11.30	Introduction continuing: International and regional legal frameworks
11.30 – 12.30	Prevention of displacement in the Kampala Convention. 1. Presentation : - Prohibition of arbitrary displacement - Prevention: Disaster Risk Reduction (M. Abdou Sané, UNISDR Champion for DRR) 2. Exercise: Displacement: lawful or not?
12.30 – 13.30	Lunch Break
13.30 – 15.00	Protection and assistance of IDPs in the Kampala Convention. 1. Presentation: IDP protection and IDP protection in the KC. 2. Exercise: participatory assessment
15.00 – 15.30	Coffee break
15.30 – 17.30	Durable Solutions and the Kampala Convention. 1. Presentation on 'what are Durable Solutions?' 2. Experience sharing: panel discussions with Nigeria and Liberia country teams.

Agenda	Day 2
8.30 – 10.00	Protection actors and coordination in the Kampala Convention. 1. Activity : roles and responsibilities in the KC 2. Coordination of IDP protection in humanitarian crises
10.00 – 10.30	Coffee Break
10.30 – 12.30	Implementation of the Kampala Convention 1. Monitoring and follow up procedures in the KC 2. Legal and policy frameworks: adoption process 3. Panel Discussion: Kenya and Nigeria country teams.
12.30 – 13.30	Lunch Break
13.30 – 15.00	Law and policy development: developing country strategies Country team activity
15.00 – 15.30	Coffee Break
15.30 – 17.00	Law and policy development : developing country strategies continuing Country team presentation of the strategies. Output: common communique
17.00 – 17.30	Evaluation and conclusions

List of participants:

Francophone participants			
Country	Name	Title	Contact number/e-mail
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Anglophone participants

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	Mr. John Lloyd Sackey	Project Coordonator: National Catholic Secretariat CARITAS	sjohnlloyd@gmail.com
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African Union	Mr Abraham Roch Okoko-Esseau	Senior Governance Coordonator, Departement of Political Affairs	

Final communiqué :

COMMUNIQUE FINAL

Dakar, Hôtel Pullman Teranga, 05 Décembre 2013.

NOUS, participants, représentants les acteurs étatiques, les organisations de la société civile et les organisations internationales aux ateliers organisés à Dakar, du 02 au 05 décembre 2013, par le Bureau Régional du Haut Commissariat des Nations Unies pour les réfugiés de Dakar/ Sénégal et l'Observatoire sur les situations de déplacement interne (IDMC), **sur l'an 1 de l'entrée en vigueur de la Convention de l'Union Africaine sur la protection et l'assistance aux personnes déplacées en Afrique, dite, Convention de Kampala ;**

CONSCIENTS de l'importance de la Convention de Kampala en tant qu'instrument régional juridique contraignant unique sur le déplacement interne, et de sa contribution au développement du droit international et au renforcement des valeurs partagées.

RECONNAISSONS la nécessité de sa mise en oeuvre pour la protection et l'assistance aux millions de personnes déplacées internes en Afrique ;

ENCOURAGEONS et RECOMMANDONS à tous les Etats membres de signer, ratifier et appliquer la Convention de Kampala;

APPELONS les Etats à prévenir le déplacement arbitraire à travers la bonne gouvernance, le développement de mécanismes d'alerte précoce, la réduction des risques de catastrophe et les autres facteurs de déplacement.

DEMANDONS à l'Union Africaine de prendre les mesures nécessaires pour l'établissement de la Conférence des Etats parties et aux Etats parties de préparer les premières soumissions de rapports en conformité avec les dispositions de l'article 14 relatives au suivi de la mise en oeuvre de la Convention.

FORMULONS à l'endroit de l'Union Africaine le vœu d'accompagner davantage les pays africains dans la poursuite de la mise en oeuvre de la Convention de Kampala ;

REMERCIONS les organisateurs pour l'opportunité offerte d'approfondir les connaissances sur les dispositions de la Convention de Kampala et le renforcement des capacités sur les mécanismes de sa mise en oeuvre ;

PRENONS L'ENGAGEMENT :

- **de partager la formation acquise** au retour, aux fins de renforcer la mobilisation sur l'importance et la pertinence de cette Convention pour la protection et l'assistance des personnes déplacées internes en Afrique,
- **de faire un plaidoyer auprès des acteurs étatiques**, pour la ratification de la Convention et ou sa mise en oeuvre, à travers l'élaboration des lois et ou politiques nationales sur les personnes déplacées internes ;
- **à soutenir et à défendre les stratégies nationales** de mise en oeuvre développées au cours de l'atelier;

RECOMMANDONS la poursuite des ateliers de formation sur la Convention de Kampala et ce, en vue de sa mise en oeuvre et d'une forte sensibilisation du grand public ;

REMERCIONS la République du Sénégal pour l'hospitalité et les facilités accordées aux participants et prions très respectueusement ses autorités de porter ce message dans les espaces et forums appropriés.

Fait à Dakar, le 05 décembre 2013.

Les participants

About IDMC

The Internal Displacement Monitoring Centre (IDMC) is a world leader in the monitoring and analysis of the causes, effects and responses to internal displacement. For the millions worldwide forced to flee within their own country as a consequence of conflict, generalised violence, human rights violations, and natural hazards, IDMC advocates for better responses to internally displaced people, while promoting respect for their human rights.

IDMC is part of the Norwegian Refugee Council (NRC).

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About UNHCR, Dakar

While UNHCR's mandate covers refugees and stateless persons, over the last decades it has assisted various IDP operations around the world. Since 2006, UNHCR assumes lead responsibility for protection, emergency shelter and camp coordination and management for IDPs. In West Africa, UNHCR provides protection and assistance to over half a million people in this region. The majority of them are Malians who have fled the conflict in the North of the country which started in 2012 and who sought refugee in other regions of their country or in neighbouring countries.

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