

# ANNEX

## Indicators for Measuring the Exercise of National Responsibility

For each country case study, the exercise of national responsibility for addressing internal displacement will be assessed on the basis of the 12 benchmarks, in the following 2 respects:

- (i) Strictly factual statement: Indicate whether the authorities have taken any measures in line with the recommended action, i.e. towards fulfilling the benchmark (YES/NO);

*If YES:*

- (ii) Qualitative assessment: Summarize the measures taken and assess their relevance and effectiveness.

<b>1</b>	<p><b>Prevent Displacement and Minimize its Adverse Effects</b></p>	<p>Do national authorities take measures to prevent arbitrary displacement and to minimize adverse effects of any unavoidable displacement?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ What preventive strategies and measures have national authorities taken to prevent displacement, to minimize unavoidable displacement, to mitigate effects of displacement, and to ensure that displacement does not last longer than required by circumstances?</li> <li>■ Have they created early warning or rapid response mechanisms to protect populations under threat of displacement, either by conflict or disasters?</li> <li>■ Have these mechanisms proven effective in protecting populations at risk of displacement?</li> <li>■ What, if any measures, have national authorities taken to mitigate the effects of disaster-induced displacement?</li> </ul>
<b>2</b>	<p><b>Raise National Awareness of the Problem</b></p>	<p>Does the Government (at the highest Executive level, e.g. President/Prime Minister) acknowledge the existence of internal displacement and its responsibility to address it as a national priority?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ In what ways have national authorities acknowledged existence of internal displacement, e.g. public pronouncements (at what level: including Executive?), radio and television, organizing meetings?</li> <li>■ To what extent is this acknowledgement framed in terms of sensitivity to IDPs' plight/vulnerabilities (vs. IDPs as a problem)?</li> <li>■ In what ways has Government officially recognized its responsibility to address internal displacement?</li> <li>■ Do awareness campaigns address importance of IDPs' protection/ rights issues as well as assistance needs?</li> </ul>

3	<p><b>Collect Data on Number and Conditions of IDPs</b></p>	<p>Do the national authorities collect data on the number and conditions of IDPs?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Content of data collected (# IDPs? Locations: in camps / with host families/ other settlements? Returnee #s?)</li> <li>■ To what extent are data disaggregated by age, gender, women/child heads of household and, if relevant, ethnicity or other characteristics?</li> <li>■ Do data categorize IDPs according to cause of displacement, i.e. conflict, disasters, development etc.</li> <li>■ Who collects and manages the data and how? Identify the competent authorities and the procedures. Are local and international organizations involved in data collection efforts?</li> <li>■ How often are data updated?</li> <li>■ Are the data (incl. numbers of IDPs) collected by the Government consistent with the data used by local NGOs and international agencies/NGOs, as a basis for programming? If there are discrepancies, specify on what issues.</li> </ul>
4	<p><b>Support Training on Rights of IDPs</b></p>	<p>Has there been any training of the authorities on the rights of IDPs?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Content: Training on what issues (protection included? Guiding Principles?)? Phases? Causes of displacement?</li> <li>■ Audience: Branches of Government (Executive, legislative, judiciary?), Police? Military? National as well as local/regional authorities?</li> <li>■ Trainers: From Government? NHRI? Civil society? International organizations/NGOs?</li> <li>■ Initiative: Specify (if information available) -- Did Government request and organize training? Or was it a training initiated and organized by another actor (e.g. civil society, UN) but which Government officials attended?</li> <li>■ Duration and Frequency: How many days? How many trainings?</li> <li>■ Any documented follow-up to the training?</li> </ul>

5	<p><b>Ensure a Legal Framework for Upholding IDPs' Rights</b></p>	<p>Does national legislation address the specific needs arising in situations of internal displacement and support IDPs to realize their rights?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Have the authorities committed themselves to applying the Guiding Principles on Internal Displacement and/or IDP-specific regional standards (e.g. in statements, policies, legislation) as applicable in the country?</li> <li>■ Is there a specific law on internal displacement?</li> <li>■ What causes of displacement does the law cover? How are "IDPs" defined?</li> <li>■ What phases of displacement (i.e. prevention, during displacement, solutions)?</li> <li>■ How comprehensive and specific in addressing protection and assistance concerns?</li> <li>■ To what extent has generic (not IDP-specific) national legislation been reviewed, and as necessary, revised in order to address any obstacles, resulting from displacement, that IDPs face in accessing their rights?</li> <li>■ Any evidence of whether and how information about the legal instruments/provisions relevant to IDPs has been disseminated: To IDPs? To competent authorities?</li> <li>■ Any evaluations (Govt., NHRI, civil society, international actor) available as to extent to which the relevant law/legal provisions are being implemented?</li> <li>■ Is there a mechanism (Governmental and/or through NGOs) by which IDPs can access legal assistance in order to file legal cases/complaints about respect for their rights? Any data as to the main issues these cases concern? Any indication as to responsiveness of authorities to these complaints?</li> </ul>
6	<p><b>Develop a National Policy on Internal Displacement</b></p>	<p>Has the national government adopted a policy or plan of action to address internal displacement?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Content: What causes of displacement (e.g. conflict, disaster) does it cover? What phases of displacement: prevention, protection and assistance during displacement, durable solutions (whether return or resettlement and reintegration)?</li> <li>■ Institutional responsibilities: Does the policy identify the authorities responsible for its implementation? Which Ministries/Offices are so identified? Is the role of local authorities specified?</li> <li>■ Does the policy/plan of action identify a mechanism for monitoring its implementation? Specify.</li> <li>■ Any indications (reports, assessments) as to the level of implementation?</li> <li>■ Has the policy/plan of action been disseminated to government, civil society and IDP populations (in a language they understand)?</li> </ul>

7	<p><b>Designate an Institutional Focal Point on IDPs</b></p>	<p>Has the Government designated a national focal point on IDPs?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Specify the Ministry or office.</li> <li>■ What is its mandate as regards IDPs? Is this defined by law? Does this mandate include both protection and assistance responsibilities for IDPs?</li> <li>■ Does the institutional focal point have the capacity (operational, technical, resources – human and material) and political authority to fulfill its mandate?</li> <li>■ Are there channels of communication and coordination between the focal point and: other relevant national government ministries/offices? Local authorities? With the international community?</li> <li>■ What mechanisms or procedures exist for IDPs and civil society to dialogue with the national IDP focal point?</li> </ul>
8	<p><b>Support NHRIs to Integrate Internal Displacement into their Work</b></p>	<p>Is there a National Human Rights Institution (NHRI) which gives attention to the issue of internal displacement?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Is there an NHRI in the country? If so, is it able to function independently from the Government?</li> <li>■ To what extent does the NHRI play a role in protecting and promoting the human rights of IDPs? Specify the types of activities or programs that the NHRI has undertaken with regard to IDPs (e.g. monitoring and reporting on IDP conditions, investigating cases of alleged rights violations, reporting on implementation of national laws and policies on IDP issues, public awareness, trainings, etc)</li> <li>■ Does the NHRI undertake these activities on a sustained basis or were these ad hoc initiatives?</li> <li>■ What priority does the NHRI appear to give to IDP issues given the variety of human rights issues it is mandated to address?</li> <li>■ Is there an IDP focal point among the NHRI staff?</li> <li>■ What capacity does the NHRI have to undertake IDP-related actions?</li> </ul>

9	<p><b>a) Facilitate IDPs' Participation in Decision-Making</b></p>	<p>Do the national authorities encourage and facilitate the ongoing participation of IDPs in the planning and implementation of policies and programs for addressing internal displacement?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Are IDPs able to make their concerns known to the authorities without risk of punishment or harm?</li> <li>■ What are the processes, mechanisms or channels through which IDPs can: <ul style="list-style-type: none"> <li>■ Provide input to the development of national legislation, policies and programs addressing internal displacement;</li> <li>■ Report their individual concerns to the authorities;</li> <li>■ Participate in decisions related to the design and delivery of humanitarian assistance and food distribution, shelter, and IDP camp design and security?</li> <li>■ Make their views known to authorities engaged in a peace process.</li> </ul> </li> <li>■ Are these opportunities for IDP participation systematically available or ad hoc?</li> <li>■ Does consultation take place during all phases of displacement: prevention, during displacement and through to IDPs engaged in planning and managing their return, resettlement or reintegration?</li> <li>■ With IDPs from all causes applicable in the country, i.e. conflict? Disaster?</li> <li>■ What efforts are made to facilitate the participation of women and children in these consultations and decision-making?</li> </ul>
9	<p><b>b) IDPs' rights to political participation, in particular to vote</b></p>	<p>Are IDPs able to exercise their right to vote without undue difficulties related to their displacement?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Are IDPs able to exercise their right to vote in both national and local elections?</li> <li>■ Do IDPs face any specific obstacles to voter registration and voting?</li> <li>■ What measures have the authorities taken to address the specific obstacles to voter registration and voting which IDPs have faced?</li> </ul>

10	<p><b>Establish the Conditions and Provide the Means for IDPs to Secure Durable Solution</b></p>	<p>Is the Government working – or has it worked – to establish conditions enabling IDPs to secure a durable solution to displacement?</p> <p><b>If YES, assess: whether and to what extent the authorities:</b></p> <ul style="list-style-type: none"> <li>■ Actively seek to address the proximate causes of displacement, e.g. seek a peace agreement in the case of conflict?</li> <li>■ Promote and respect IDPs’ right to choose to return OR to integrate locally OR to resettle in another part of the country, in safety and dignity?</li> <li>■ Protect IDPs against forced return or resettlement?</li> <li>■ Provide reintegration support to IDPs once they exercise their right to return, local integration or resettlement?</li> <li>■ Ensure that IDPs, upon return or resettlement, are not subject to discrimination for having been displaced and enjoy equal access to public services and can participate fully and equally in public affairs?</li> <li>■ Assist IDPs to recover land and property or, when this is not possible, to obtain compensation?</li> <li>■ Support IDPs to regain a livelihood?</li> <li>■ Address the root causes of displacement, e.g. promote inter-communal reconciliation, address fundamental, economic and political injustices etc.?</li> </ul>
11	<p><b>Allocate Adequate Resources to the Problem</b></p>	<p>Do the authorities prioritize internal displacement in allocating budgetary resources and in mobilizing international support?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Does the national budget specifically earmark funds for addressing internal displacement?</li> <li>■ Any other, i.e. extra-budgetary, state funds, resources made available specifically for addressing internal displacement?</li> <li>■ Do regional or municipal government budgets earmark funds specifically for addressing internal displacement?</li> <li>■ Are other funds, non-specific to IDPs, made available, whether at national, regional or local level, to address the broader causes of displacement (e.g. disaster response) and communities affected by displacement?</li> </ul> <p>If YES to any of the above, specify:</p> <ul style="list-style-type: none"> <li>■ What types of activities or programs are any such funds to be used for?</li> <li>■ Are they specific to a particular phase or cause of displacement?</li> <li>■ To what government ministries/offices are these funds allocated?</li> <li>■ Any monitoring and reporting as to how and with what results these funds actually have been spent?</li> </ul> <p>When national resources are inadequate:</p> <ul style="list-style-type: none"> <li>■ To what extent and from which sources do the authorities seek, as a priority, to mobilize resources from the international community to address internal displacement? With what success?</li> <li>■ For what types of programs and support?</li> </ul>

12	<p><b>Cooperate with International Community when National Capacity is Insufficient</b></p>	<p>Does the Government facilitate efforts by international organizations to address internal displacement?</p> <p><b>If YES, assess:</b></p> <ul style="list-style-type: none"> <li>■ Do national authorities invite or accept assistance from the international community to help address internal displacement? Is this cooperation specific to a certain cause or phase of displacement or type of activity (e.g. food delivery vs. protection monitoring)?</li> <li>■ Do the authorities cooperate with and ensure that international actors enjoy safe and unimpeded access to the internally displaced? If not, what are the main obstacles? Do the authorities prosecute persons who commit acts of violence against aid workers?</li> <li>■ What coordination mechanisms, if any, are in place to facilitate cooperation between the authorities and international actors?</li> <li>■ How have the authorities responded to any request by the RSG on IDPs to undertake an official visit to the country? Was the RSG able to visit?</li> <li>■ In what ways do international and regional organizations support national efforts to address internal displacement (e.g. by providing technical assistance in data collection and, if applicable, registration, technical support in the drafting of national laws and policies, needs-assessments, training on IDP issues, capacity-building support to the national institutional focal point, facilitating dialogue between IDPs and national authorities etc.)?</li> <li>■ Do the authorities allow international programs assisting IDPs in areas outside of government control?</li> </ul>
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