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**Report on Activities
January - February 2013**



**NDFP Nominated Section
Joint Secretariat
Joint Monitoring Committee**

Report on Activities

Joint Secretariat Joint Monitoring Committee of CARHRIHL NDFP Nominated Section January – February 2013

The following were the major activities and accomplished tasks of the NDFP-nominated section in the Joint Secretariat for the period January 1 to February 28, 2013.

I. Complaints

There were 29 complaint forms received by the Joint Secretariat during the period January 1 to February 28, 2013, 25 of which were against the GRP/GPH while four (4) were against the NDFP.

The new numbered complaint forms brought the total number of submitted complaint forms to 5,426 or an increase of 0.54% over the last period. The total complaint forms against the GPH now constitute 65.44% of all complaint forms or 3,551 while those against the NDFP constitute 34.56% or 1,875 (see Figure 1).

I.A. On the complaint forms submitted against the NDFP

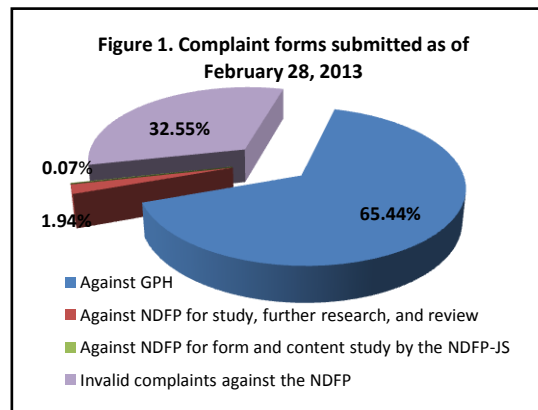
In November and December 2012, the NDFP-MC and NDFP-JS held consultations regarding the 33 complaints submitted against the forces of the NDFP from January 2011 to November 2012. It was observed that some of these complaints were deemed to be insufficient in form and content. However, GPH military and/or police reports supporting them contained purported NPA statements of dubious authenticity as these were not duly reported in revolutionary publications. To cover such complaints, a new category designated as "Further Research" has been added. (A summary of events has been included since the July-August 2011 reports clarifying earlier classifications of complaints against the NDFP.)

As of the present reporting period, only 91 complaint forms against the NDFP appeared to be valid: 77 for verification by concerned organs of the revolutionary movement and 14 for further study and investigation by the NDFP-HRC. Additionally, 13 complaint forms are for further research by the NDFP-MC, one (1) for review and evaluation also by the NDFP-MC and the latest four (4) complaints for form and content study by the NDFP-JS. (See Table 1 below for the breakdown.)

Table 1

Complaints for study and verification	91
For verification by concerned organs	77
For further study by the NDFP-HRC	14
For further research by the NDFP-MC	13
For review and evaluation by the NDFP-MC	1
For form and content study by the NDFP-JS	4

The following pie chart (Figure 1) shows the breakdown of all the complaints submitted against both the GRP/GPH and the NDFP.



I.B. On the complaint forms submitted against the GRP/GPH

All 25 complaints against the GPH in the current reporting period involved violations of human rights, with all complaints involving violations of civil and political rights.

Nine (9) complaints involved violations of international humanitarian law, all of which involved violations against the rights of civilians. These violations included the killings of civilians, indiscriminate gunfire/ strafing/ aerial bombardment/bombing of civilian communities, the use of civilians in military operations as guides and/or shield and the exploitation of children in the context of armed conflict.

All 25 complaints involved violations of individual rights. Seven (7) involved violations of collective rights, mainly the attack or the use of public places or private residences for military purposes and/or endangerment of civilians and forcible evacuation and/or displacement (see Table 2).

Table 2

Violation of HR	25
Civil and Political Rights	25
Violations of IHL	9
Against Civilians	9
Violations of Individual Rights	25
Violations of Collective Rights	7

In terms of type of violations, there were 13 complaints involving violations against the right to life. In these complaints, there were nine (9) instances of killings, three (3) instances of indiscriminate gunfire/ strafing/ bombing/ aerial bombardment, two (2) instances of frustrated killing, one (1) instance of enforced disappearance, and one (1) instance of physical abuse.

There were five (5) complaints involving violations against property, all involving divestment of properties.

Nineteen (19) complaints involved violations of other rights, the most common violations being threat/ harassment/intimidation, 14 instances; arbitrary or unjustified arrest, 10 instances; and arbitrary or unjustified detention, 10 instances.

Table 3 is a complete tabulation of the types of rights violated and the number of instances for each type of violation.

Table 3

Type of Violation	No. of Incident(s)
Threat/Harassment/Intimidation	14
Arbitrary or Unjustified Detention	10
Arbitrary or Unjustified Arrest	10
Killing	9
Use of Private Residences, Schools, Religious and other Public Places (barangay hall, day care center, waiting shed) for Military Purposes and/or Endangerment of Civilians	7
Divestment of Property	5
Criminalization of Political Acts	5
Exploitation of Children in the Context of Armed Conflict	4
Violation of Rights of Arrested or Detained Persons	4
Indiscriminate Gunfire/Strafing/Aerial Bombardment/Bombing	3
Arbitrary or Unjustified Search and Seizure	3
Coercion	2
Violation of Domicile	2
Frustrated Killing	2
Use of Civilians in Military Operations as Guide and/or Shield	1
Physical Abuse	1
Enforced Disappearance	1
Forced Labor/Involuntary Servitude	1
Cruel, Inhumane and/or Degrading Treatment or Punishment	1
TOTAL	85

Ten (10) victims were identified as adult women while there were 2,050 adult victims of unspecified gender. Three (3) victims were identified as children, all of

whom were males. Also, in five (5) incidents of violations of collective rights (i.e. use of schools and other public/private places for military purposes and endangerment of civilians), the victims were about 1,310 children and minors.

Four (4) of the reported incidents took place in 2011. Eighteen (18) occurred in 2012 while three (3) occurred in 2013. Five (5) incidents happened in Ilocos while four (4) incidents occurred in Western Visayas. Three (3) incidents each occurred in the regions of Cagayan, Western Mindanao and Southern Mindanao. The rest occurred in Northern Mindanao, Bicol, Central Visayas, ARMM, Caraga and NCR. Table 3 shows the breakdown of the incidents by year and province.

Region/ Province	2011	2012	2013	TOTAL
Ilocos	1	4	0	5
Ilocos Sur	1	4	0	5
Cagayan Valley	0	2	1	3
Cagayan	0	1	0	1
Isabela	0	1	1	2
Bicol	0	1	0	1
Masbate	0	1	0	1
Western Visayas	0	4	0	4
Iloilo	0	1	0	1
Negross Occidental	0	3	0	3
Central Visayas	0	1	0	1
Negros Oriental	0	1	0	1
Western Mindanao	0	3	0	3
Zamboanga del Sur	0	3	0	3
Northern Mindanao	0	2	0	2
Bukidnon	0	2	0	2
Southern Mindanao	2	0	1	3

Region/ Province	2011	2012	2013	TOTAL
Davao del Sur	2	0	1	3
ARMM	0	0	1	1
Basilan	0	0	1	1
Caraga	1	0	0	1
Agusan del Sur	1	0	0	1
NCR	0	1	0	1
Makati City	0	1	0	1
TOTAL	4	18	3	25

Combined elements of the Armed Forces of the Philippines (AFP) and the Philippine National Police were named perpetrators in six (6) complaints. In two other complaints, composite elements of the AFP and the paramilitary CAFGUs were involved. AFP elements were involved in 17 of the complaints. See Table 5 for the rest of the perpetrators.

Alleged Perpetrators	No. of Instances
AFP	17
PNP	11
Paramilitary	4

All 25 of the complaints were filed by the national office of Karapatan.