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**Report on Activities
March - April 2011**



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

Report on Activities

Joint Secretariat Joint Monitoring Committee of CARHRIHL NDFP-Nominated Section March - April 2011

The following were the major activities and accomplished tasks of the NDFP-nominated section in the Joint Secretariat for the period March 1 to April 30, 2011.

I. Complaints

There were 60 complaint forms received during the period March 1 to April 30, 2011, eight (8) of which were against the forces of the NDFP and the rest were against the forces of the GPH.

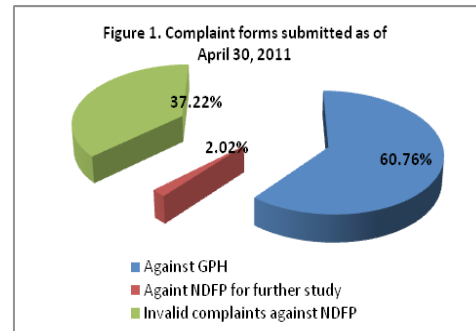
The new numbered complaint forms brought the total number of submitted complaint forms to 4,708 or an increase of 1.29% over the last period. The total complaint forms against the GPH now constitute 61.09% of all complaint forms or 2,876 while those against the NDFP constitute 38.91% or 1,832 (see Figure 1).

A study published in March 2008 by the NDFP Monitoring Committee (MC) and the NDFP-Joint Secretariat (JS) has revealed that more than 96% of the complaint forms submitted against NDFP as of December 31, 2007 were nuisance complaints and that only six (6) could be considered meriting further study and investigation and 63 others were for review by the concerned units and organs of the revolutionary movement. During the consultations of the NDFP-MC and NDFP-JS in September 2008, it was recommended that another six (6) complaints previously classified as defective in March 2008 be considered for further study and investigation.

During the consultations in March 2010 between the NDFP-MC and the NDFP-section, it was decided after review that one (1) of the original six (6) complaints

considered for further study and investigation in March 2008 be included among the 63 for review by the concerned units and organs of the revolutionary movement. Further, it was also decided after review that of the 13 complaints filed against NDFP after December 31, 2007, only one (1) of the complaints merited further study and investigation and two (2) for review by concerned units while one (1) is falsely attributed and the rest are nuisance complaints.

The NDFP-JS considers the eight (8) complaints submitted during this reporting period as complaints still to be reviewed and studied by the NDFP-MC.



The NDFP-MC thus considers that there are actually only 94 bona fide complaints against the NDFP, constituting 5.13% of all complaint forms against the NDFP and 2.00% of all numbered complaint forms submitted with the Joint Monitoring Committee (JMC) (see Figure 1).

All of the 52 new complaints against the GPH involved violations of human rights, with 52 complaints involving violations of civil and political rights and 11 complaints involving violations of social, economic and cultural rights.

All 52 complaints also involved violations of international humanitarian law, with 50 complaints involving violations against civilians and four (4) complaints involving violations against persons deprived of liberty. All complaints involved violations of individual rights with six (6) complaints also involving violations of collective rights (see Table 1).

Table 1

Violation of HR	52
Civil and Political Rights	52
Social, Economic and Cultural Rights	11
Violations of IHL	52
Against Civilians	50
Against Persons Deprived of Liberty	4

In terms of type of violations, there were 13 complaints involving violations against the right to life. Of these, the most common violations were killing and torture, with five (5) instances each.

In one (1) incident, military elements occupied the residence of a civilian. Out of fear, the victim fled her house, unable to return as the military lingered. She died of hunger.

There were 11 complaints involving violations against property, with five (5) instances of destruction of property and nine (9) instances of divestment of property.

There were 52 complaints involving violations of other rights, the most common violations being threat/harassment/intimidation with 40 instances; coercion with 18 instances; use/attack of schools, religious and other public places and private residences for military purposes and/or endangerment of civilians with 15 instances; and violation of domicile with 11 instances.

Fourteen (14) complaints involved violations of rights of sectors namely peasants, health workers, workers, indigenous peoples, and children.

There were six (6) complaints involving violations of collective rights, the most common of which is violation of other rights of health workers with six (6) instances.

Table 2 is the complete tabulation of the types of rights violated and the number of instances for each type of violation.

Table 2

Type of Violation	No. of Incident(s)
Threat/Harassment/Intimidation	40
Coercion	18
Use/Attack of Schools, Religious (chapel) and Other Public Places (brgy. hall, nutrition center, health center, day care center, sitio hall) and Private Residences for Military Purposes and/or Endangerment of Civilians	15
Violation of Domicile	11
Divestment of Properties	9
Restriction or Violation of the Right to Free Speech, Association or Assembly	9
Arbitrary or Unjustified Detention	8
Arbitrary or Unjustified Arrest	6
Violation of Other Rights of Health Workers	6
Killing	5
Torture	5
Forcible Evacuation/Displacement	5
Violation of Other Rights of Peasants	5
Violation of Other Rights of Indigenous Peoples	5
Destruction of Properties	5
Illegal Search and Seizure	4
Frustrated Killing	3
Use of Civilians in Police, Military or Paramilitary Operations as Guide and/or Shield	3
Physical Abuse	2
Strafing/Bombing	2
Forced Labor/Involuntary Servitude	2
Criminalization of Political Acts	2
Violation of Rights of Arrested or Detained Persons	1
Forced/Fake Surrender	1
Criminalization of Agrarian/Labor Disputes	1
Violation of Other Rights of Workers	1
Violation of Other Rights of Children	1
TOTAL NO. OF VIOLATIONS	175

There were 39 individual victims identified as adult women and 551 individual victims identified as children/minors, of whom 19 were male, 14 were female, and 518 were of unspecified gender.

Many of the incidents occurred in 2010 while the rest occurred from 2004 to 2009 and in 2011. Seventeen (17) of the incidents occurred in Western Visayas while 15 took place in Davao Region. The rest took place in Southern Tagalog, Cordillera Autonomous Region, CARAGA, Northern Mindanao Region, and Central Luzon. For a breakdown of the incidents by year and province, see Table 3.

Table 3

REGION/ PROVINCE	2004	2005	2006	2007	2008	2009	2010	2011
<i>Western Visayas</i>	0	4	5	2	1	4	1	0
Iloilo	0	1	0	1	0	2	0	0
Capiz	0	3	5	1	1	2	1	0
<i>Davao Region</i>	0	0	0	0	0	2	13	0
Davao City	0	0	0	0	0	0	4	0
Davao Oriental	0	0	0	0	0	1	1	0
Davao del Norte	0	0	0	0	0	1	1	0
Compostela Valley	0	0	0	0	0	0	7	0
<i>Southern Tagalog</i>	0	0	0	0	0	0	1	0
Batangas	0	0	0	0	0	0	1	0
<i>CAR</i>	0	0	0	0	1	2	2	3
Kalinga	0	0	0	0	0	2	0	1
Baguio City	0	0	0	0	1	0	2	2
<i>CARAGA</i>	0	1	0	0	0	1	0	0
Agusan del Sur	0	0	0	0	0	1	0	0
Agusan del Norte	0	1	0	0	0	0	0	0
<i>NMR</i>	1	1	0	0	4	2	0	0
Misamis Oriental	0	0	0	0	0	2	0	0
Bukidnon	1	1	0	0	4	0	0	0
<i>Central Luzon</i>	0	0	0	0	0	0	0	1
Nueva Ecija	0	0	0	0	0	0	0	1
TOTAL	1	6	5	2	6	11	17	4

Majority of the alleged perpetrators were elements of the Armed Forces of the Philippines (AFP), paramilitary and the Philippine National Police (PNP). Table 4 shows the breakdown of the alleged perpetrators.

Table 4

Alleged Perpetrators	Instances
AFP	44
Paramilitary (CAFGU, etc.)	12
PNP	8
Private security agency	2
Civilian National Unit	1
LGU	1
Goons, private army, etc.	1
Unidentified but believed to be military	1

Four human rights organizations – Panay Alliance-KARAPATAN, KARAPATAN-SMR, KARAPATAN-NMR and KARAPATAN-Bukidnon – filed a total of 42 complaints. CHESTCORE, a health workers' organization, filed eight (8) complaints while relatives of the victims filed two (2) complaints. See Table 5 for a detailed breakdown of the filers and the number of complaints they filed.

Table 5

Filer	No. of Complaints
Panay Alliance-KARAPATAN	17
KARAPATAN-SMR	15
KARAPATAN-NMR	9
CHESTCORE	8
Relative	2
KARAPATAN-Bukidnon	1
TOTAL	52