

Sri Lanka: LLRC Implementation Monitor

Statistical and Analytical Review No.1

Gehan Gunatilleke

Nishan de Mel

LAW & GOVERNANCE SERIES

Nov.
2012

Contributing author:
Arul Paul

Research Support:
Navam Niles

Layout and cover:
Rumal Siriwardena

Verité Research aims to be a leader in the provision of information and analysis for negotiations and policy making in Asia, while also promoting dialogue and education for social development in the region. The firm contributes actively to research and dialogue in the areas of economics, sociology, politics, law, and media, and provides services in data collection, information verification, strategy development, and decision analysis.

Nishan de Mel, Economist, B.A. Hons (Harvard), M.Phil (Oxon), D.Phil (Oxon) has held several governing, teaching and research positions, including as a Lecturer in Economics at Oxford University. In Sri Lanka, he has served on the Presidential Committee on Tobacco and Alcohol; the National Steering Committee on Social Security and the Presidential Task Force on Health Sector Reform. Nishan is currently the Executive Director of Verité Research.

Gehan Gunatilleke, Attorney-at-law, LL.B. Hons. (Colombo), LL.M (Harvard) specialises in the fields of constitutional law and human rights. He is the present coordinator of the Masters of Human Rights and Democratisation (Asia Pacific) Programme jointly offered by the University of Sydney and the University of Colombo. Gehan is currently a Consultant to Verité Research.

Please email comments, and purchase requests to:
publications@veriteresearch.org

Copyright © 2012 Verité Research Pvt Ltd.

Table of Contents

Background	1
Scope of Assessment.....	2
1. Analytical Counting and Categorisation of the LLRC recommendations	2
1.1 The Distinct Recommendations of the LLRC.....	2
1.1.1 Count.....	2
1.1.2 Methodology.....	2
1.2 ‘Constructive’ Categorisation of the LLRC Recommendations	3
1.2.1 Categorisation.....	3
1.2.2 Methodology.....	3
1.3 ‘Time-Scale’ Categorisation of the LLRC recommendations.....	4
1.3.1 Count and methodology.....	4
1.3.2 Illustrations of time-scale categorisation.....	6
2. Analytical Assessment of the NPA	10
2.1 Overlap and Differences between the LLRC and NPA	10
2.1.1 Methodology.....	10
2.1.2 Analytical Results.....	11
2.2 ‘Constructive’ Categorisation of the LLRC Recommendations	11
2.2.1 Categorisation.....	11
2.2.2 Illustrations.....	11
2.3 Overall Critical Assessment of the NPA	18
2.3.1 Content.....	18
2.3.2 Timeframes.....	19
2.3.3 Key Performance Indicators	22
2.3.4 Implementing agencies	22
Conclusion.....	23
End Notes:	25

Tables and Figures

Tables

Table 1: UNHRC Resolution Based Categorisation of the LLRC Recommendations

Table 2: Time-scale Categorisation of LLRC Recommendations

Table 3: Illustrations of Time-Scale Analysis for LLRC Recommendations

Table 4: Extent of Mapping from LLRC to NPA

Table 5: Extent of Mapping from LLRC to NPA in terms of Constructive Categories

Table 6: Illustrations of Mapping from LLRC to NPA according to Constructive Categories

Table 7: NPA Timeframes

Figures

Figure 1: Criteria for assessing the time-scale for implementation

Figure 2: Proportion of LLRC Recommendations, by time-scale categorisation

Figure 3: Extent of Mapping from LLRC to NPA

Figure 4: NPA Timeframes

Sri Lanka: LLRC Implementation Monitor

Statistical and Analytical Review No. 1

*Gehan Gunatilleke
Nishan de Mel*

Background

The 30-year war between the Sri Lankan Government and the LTTE ended in May 2009. The vagaries of war had increased the tension between the Sinhala and Tamil people in Sri Lanka. At the end of the war, there were calls, both domestically and internationally, to consider the root causes of the conflict and develop a framework for national reconciliation. In response, President Mahinda Rajapaksa, on 15 May 2010, appointed the Lessons Learnt and Reconciliation Commission (LLRC).

The mandate of the LLRC was limited. It was essentially tasked with inquiring into the facts and circumstances that led to the failure of the Ceasefire Agreement (CFA) operationalised on 21 February 2002 and the sequence of events that followed thereafter up to 19 May 2009.¹

However, Clause V of the Warrant pertaining to the LLRC empowered the LLRC to inquire and report on *'the institutional, administrative and legislative measures which need to be taken in order to prevent any recurrence of such concerns in the future, and*

to promote further national unity and reconciliation among all communities, and to make any such other recommendations with reference to any of the matters that have been inquired into under the terms of this Warrant.' Hence the LLRC possessed an important mandate with respect to ensuring national unity and, notably, the non-recurrence of ethnic tensions in the future.

The final report of the LLRC was released to the public on 16 December 2011.² The recommendations were, by and large, received positively, both in Sri Lanka and within concerned international bodies such as the United Nations Human Rights Council (UNHRC). In March 2012, the UNHRC passed Resolution 19/2³ on Promoting Reconciliation and Accountability in Sri Lanka. The Resolution specifically welcomed the **'constructive recommendations'** of the LLRC. The UNHRC meets three times a year, and Sri Lanka's progress with regard to Resolution 19/2 will be constantly reviewed.

The Government of Sri Lanka has since then drawn up a 'National Plan of Action to Implement the Recommendations of the LLRC' (NPA). This was released to the public on 26 July 2012. The plan specifies timeframes, Key Performance Indicators (KPIs) and responsible agencies with respect to the fu-

ture implementation of the LLRC recommendations.

The present report is the first in a planned publications series called 'Sri Lanka: LLRC implementation monitor'. It is designed as a series of research and informational documents that could be of assistance in efforts to implement the LLRC recommendations, and increase compliance with UNHRC Resolution 19/2.

Scope of Assessment

The present report, as the first in the series, sets out to provide preliminary data and assessment on the LLRC recommendations and the NPA actions. The exercise may be categorised into two main areas: (a) an analytical counting and categorisation of the LLRC recommendations; and (b) an analytical assessment of the NPA.

Each area may be sub-categorised in the following manner:

A. Analytical Counting and Categorisation of the LLRC Recommendations

1. A numbered list of **distinct recommendations** directed at the Government by the LLRC
2. An organisation of the recommendations into the **constructive categories** listed by the UNHRC
3. An organisation of the recommendations into **time-scale categories** based on an assessment of reasonable duration needed for implementing each identified recommendation

B. Analytical Assessment of the NPA

1. An assessment of the overlap and differences between the recommendations of the LLRC and the actions envisaged by the NPA
2. An assessment of the NPA with regard to the constructive categories listed by the UNHRC resolution.

3. An over-all critical assessment of the NPA, with regard to content, timeframes, key performance indicators, and implementing agencies.

1. Analytical Counting and Categorisation of the LLRC recommendations

1.1 The Distinct Recommendations of the LLRC

1.1.1 Count

The total number of distinct LLRC recommendations, anticipating some visible action by the Government, is **180**. Of this number, 13 recommendations are not actionable in their current form, as they directly relate to the Land Circular No. 2011/04, which was subsequently withdrawn.⁴ Hence the total number of LLRC recommendations that are currently actionable is **167**.

Popular discussion of the LLRC cites the number of recommendations in the LLRC Report as 285.⁵ This number emerges from the fact that the LLRC Report, in its ninth chapter, has 285 paragraphs.

However, upon close scrutiny, it is clear that many of those paragraphs contain observations or comments, rather than recommendations, and that some of the paragraphs contain more than one distinct recommendation. Therefore, an accurate assessment of the distinct number of recommendations requires an analytical scrutiny of the text.

1.1.2 Methodology

It is not possible to avoid subjective judgments in such a scrutiny. The following methodology has been developed in the process of the exercise as an attempt to create, as far as possible, an objective basis. The analysis remains open to review by peers and readers and may be revised in future editions of this series based on the comments and suggestions received.

1. Extract the distinct recommendations of the LLRC that specifically anticipate some action by the Government. The basis of the analysis is a close reading of the LLRC Report with a specific focus on Chapter 9.

2. Exclude those recommendations where the action called for is not a visible action such as when what is recommended is a thought process or an attitudinal change.

E.g. **Consider** providing schools, teachers, school supplies, financial and other forms of support such as scholarships to support children and education;⁶ and **Consider** establishing a Second Chamber comprising Representatives from the Provinces.⁷

3. Identify redundancies and overlap between recommendations and retain only unique recommendations or parts thereof.

The Annex lists the distinctly identifiable recommendations of the LLRC. It summarises the distinct recommendations into their imperative statements and references the specific paragraphs in Chapter 9 of the LLRC Report in terms of each identified recommendation. Where a paragraph contains more than one recommendation, the said recommendations are classified as '1a', '1b' etc.

1.2 'Constructive' Categorisation of the LLRC Recommendations

1.2.1 Categorisation

The UNHRC Resolution 19/2 of March 2012 makes reference to 'constructive recommendations' of the LLRC and lists eight specific 'constructive' categories. These are:

1. Credibly investigating widespread allegations of extra-judicial killings and enforced disappearances;
2. Demilitarising the North of Sri Lanka;
3. Implementing impartial land dispute resolution mechanisms;
4. Re-evaluating detention policies;
5. Strengthening formerly independent civil institutions;

6. Reaching a political settlement on the devolution of power to the provinces;
7. Promoting and protecting the right of freedom of expression for all; and
8. Enacting rule of law reforms.

The Annex allocates one of the above numbers to each recommendation based on an analytical judgement with regard to the recommendation's relevance to each category. The number 0 is used when a recommendation falls outside of the above eight categories.

1.2.2 Methodology

As in the counting, it is not possible to avoid subjective judgements in such a categorisation process. The following methodology has been developed in the process of the exercise in an attempt to create, as far as possible, an objective basis. The analysis remains open to review by peers and readers and may be revised in future editions of this series based on the comments and suggestions received.

1. Identify the key terms in the language and context of each LLRC recommendation to determine relevance to the eight constructive categories. The basis of this analysis is a close reading of the LLRC Report with a specific focus on Chapter 9.
2. In cases where one recommendation is relevant to more than one category, determine a single category based on the criterion of 'highest relevance'.

E.g. The LLRC specifically recommends that '*the Security Forces should disengage itself from all civil administration related activities as rapidly as possible*'.⁸ On the basis of the language used, the recommendation relates specifically to category 2: 'demilitarising the North of Sri Lanka'. However, this recommendation arises in reference to the programme proposed in July 2011, titled '*Regulating the Activities Regarding Management of Lands in the Northern and Eastern Provinces*'. Therefore, the recommendation is also relevant to category 3: 'imple-

menting impartial land dispute resolution mechanisms'. The recommendation's relevance to land dispute settlement is of an instrumental nature (to create the conditions for) while its relevance to demilitari-

sation is direct and intrinsic. Therefore, on the criterion of 'highest relevance' it is placed in category 2. Table 1 summarises this categorisation for the 167 distinct LLRC recommendations

Table 1: UNHRC Resolution Based Categorisation of the LLRC Recommendations

UNHRC Category	Number of Recommendations	Percentage of Recommendations
1. Credibly investigating widespread allegations of extra-judicial killings and enforced disappearances	13	7.8%
2. Demilitarising the North of Sri Lanka	6	3.6%
3. Implementing impartial land dispute resolution mechanisms	14	8.4%
4. Re-evaluating detention policies	18	10.8%
5. Strengthening formerly independent civil institutions	5	3%
6. Reaching a political settlement on the devolution of power to the Provinces	7	4.2%
7. Promoting and protecting the right of freedom of expression for all	5	3%
8. Enacting rule of law reforms	19	11.4%
0. Other	80	47.9%
Total	167	100%

1.3 'Time-Scale' Categorisation of the LLRC recommendations

1.3.1 Count and methodology

A question asked regularly with regard to the LLRC recommendations is 'how many have been implemented?' The Government has made the claim that over 50% of the LLRC recommendations have already been implemented.⁹ It also claimed that 'out of 285 recommendations, 60% short-term and mid-term recommendations have already been implemented.'¹⁰

In this first edition of *Sri Lanka: LLRC Implementation Monitor* we do not attempt to answer that question. The recommenda-

tions that have been fully implemented appear to be small in number — we have counted two recommendations, which could be reasonably described as having been fully implemented.¹¹ Meanwhile, various actions have been taken with regard to initiating or partly implementing other recommendations. Any assessment of the progress of those actions would need to take into consideration the complexity of the recommendation, and the 'time-scale' that would reasonably be required to implement any particular recommendation.

Therefore, this section takes the first step in providing a categorisation of the LLRC recommendations based on estimated time-scale. Three time-scales have been used:

(1) within one month; (2) within a year; and (3) over a year.

The Annex provides the categorisation with regard to the above time-scales. Table 2 and Figure 2 are categorised summaries of the **167** distinct LLRC recommendations with regard to time-scale.

As in the previous categorisations, it is not possible to avoid subjective judgements in such a scrutiny. Figure 1 describes the methodology that has been developed in the process of the exercise in an attempt to create, as far as possible, an objective basis. The analysis remains open to review by peers and readers and may be revised in future editions of this series based on the comments and suggestions received.

Figure 1: Criteria for assessing the time-scale for implementation

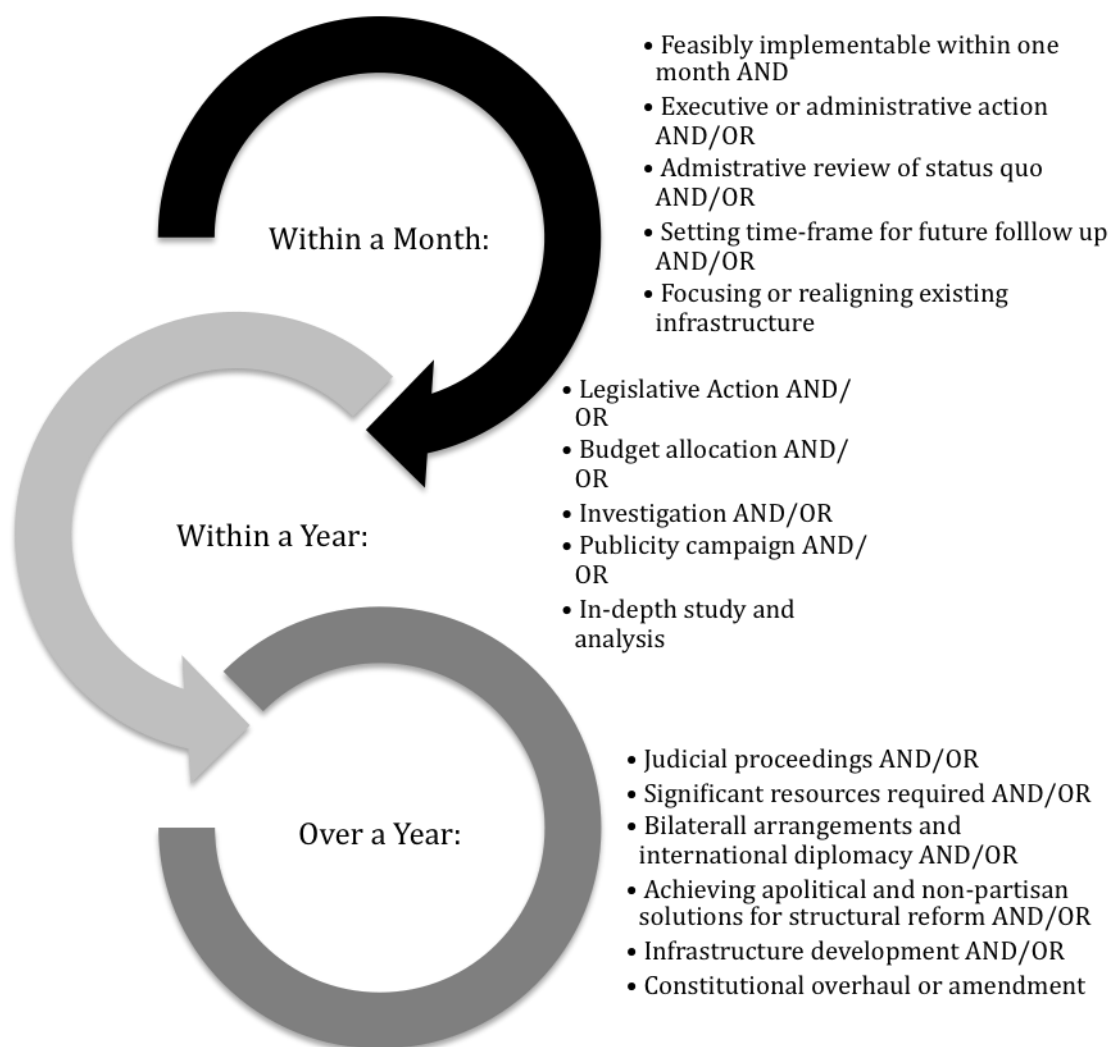
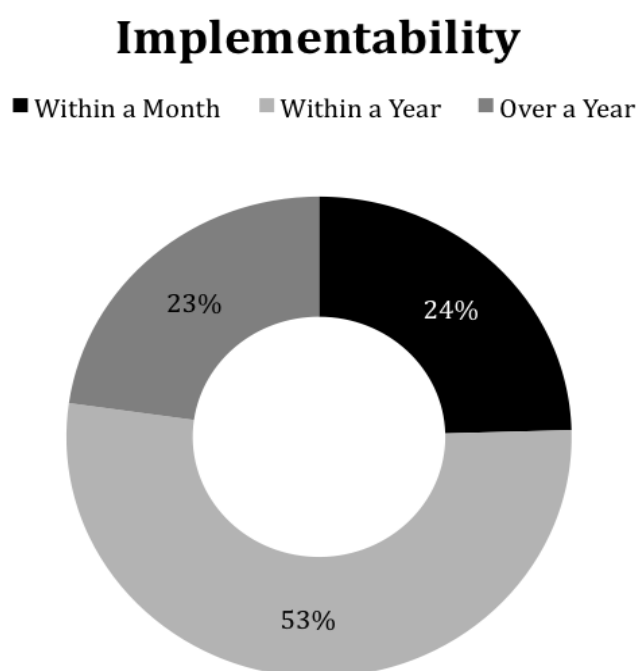


Table 2: Time-scale Categorisation of LLRC Recommendations

Time-scale for implementation	Number of Recommendations	Percentage of Recommendations
Within one month	41	23%
Within one year	88	50%
Over a year	38	27%
Total	167	100%

Figure 2: Proportion of LLRC Recommendations, by time-scale categorisation

1.3.2 Illustrations of time-scale categorisation

The following examples serve to illustrate how the methodology was used to categorise the LLRC recommendations according

to time-scale. The examples are categorised into the eight constructive categories listed above. Some examples of other recommendations (which do not fall into one of the eight categories) are also included.

Table 3: Illustrations of Time-Scale Analysis for LLRC Recommendations

Category	Recommendation	Ref	Time-scale	Methodology
1. Credibly investigating widespread allegations of extra-judicial killings and enforced disappearances	Keep families informed of progress towards locating their missing loved ones.	9.50	Within one month	This recommendation could be implemented within a month, as it only requires administrative action on a continuous basis.
	Appoint a Special Commissioner of Investigation to investigate alleged disappearances and provide material to the Attorney-General to initiate criminal proceedings as appropriate.	9.51	Within one year	This appointment could be made within one month, as it involves an administrative appointment. However, providing material to the Attorney-General to initiate criminal proceedings may take up to one year.
	Investigate material implicating Security Forces in death and injury to civilians; prosecute wrongdoing thereupon.	9.9	Over a year	Investigation and prosecution of Security Forces involve judicial proceedings that would take longer than a year.
2. Demilitarising the North of Sri Lanka	Disengage Security Forces from all civil administration related activities as rapidly as possible.	9.134	Within one year	Because Security Forces are heavily involved in civil administration, this recommendation could take up to a year to accomplish.
3. Implementing impartial land dispute resolution mechanisms	Be clear in policy with regard to the areas available to be resettled; create more awareness among people about such policies and the options available to them.	9.106	Within one month	Areas to be resettled may be designated within a month. The awareness raising campaign could also be launched within a month.
	Expedite action on the establishment of a National Land Commission (NLC) in order to propose appropriate future national land policy guidelines; include guidelines for the equitable distribution of State land.	9.150	Within one year	Establishment of the NLC could be completed within one month, as the Constitution already provides for the NLC. However, formulation of guidelines could take up to one year.

Category	Recommendation	Ref	Time-scale	Methodology
	Grant those who have been resettled legal ownership of the relevant land.	9.104	Over a year	This process may exceed a timeframe of one year, particularly given the fact that the Land Circular No. 2011/04: Regulating the Activities Regarding Management of Lands in the Northern and Eastern Provinces, which is referred to as the modality through which this recommendation could be implemented, was subsequently withdrawn.
4. Re-evaluating detention policies	Ensure the safety and security of any person taken into custody by governmental authorities through surrender or arrest.	9.47	Within one month	This recommendation could be implemented immediately, as it involves executive or administrative action, which may be feasibly taken within one month. The recommendation also involves the guarantee of basic constitutional rights.
	Examine the cases of young LTTE suspects as a priority; institute legal action without delay; rehabilitate or release.	9.82	Within one year	Examining cases, instituting legal action, and rehabilitating and releasing young suspects could be carried out within one year, as the process is ongoing and nearing completion.
	Prosecute failure of police to record an arrest, detention and transfer or failure to record or investigate complaints of abductions.	9.55	Over a year	Prosecution of offenders may take more than one year to complete, as it involves judicial proceedings.
5. Strengthening formerly independent civil institutions	Set up units of the Attorney General's Department in the Provinces to guide and advise the Police regarding matters of criminal justice.	9.212	Within a year	This recommendation calls for units of the AG's Department to be set up in all the Provinces, so it may take up to a year to fully implement.
6. Reaching a political settlement on the devolution of power to the Provinces	Ensure that development activities should be carried out in consultation and with the participation of the local people.	9.223	Within one month	Consultation and participation of local people could take place immediately, and could be carried out as an on-going initiative thereafter.

Category	Recommendation	Ref	Time-scale	Methodology
	Launch a good-faith effort to develop a consensus on devolution, building on what exists – both, for maximum possible devolution to the periphery especially at the grass roots level, as well as power sharing at the centre.	9.236	Over a year	Such an effort would require building consensus for political overhaul and could take over a year to fully realise.
7. Promoting and protecting the right of freedom of expression for all	Take all steps to prevent harassment and attacks on media personnel and institutions.	9.115	Within one month	Preventive steps such as condemning attacks on media personnel and launching proper investigation into past violations could be taken within a month.
	Enact legislation to ensure the right to information	9.115	Within one year	Such legislation has already been drafted and could be enacted within one year.
8. Enacting rule of law reforms	Take strong deterrent action to prevent incidents of inter-faith intolerance and make every endeavour to arrest the occurrence of such incidents	9.267	Within one month	Deterrent action such as condemning religious intolerance and launching proper investigations into past violations could be taken within a month.
	Launch a full investigation of allegations that specific individuals committed several offences of abduction, extortion, robbery etc. in the Eastern Province.	9.207	Within a year	Completing investigations could take up to one year to complete.
	Investigate all allegations against illegal armed groups; prosecute and punish all wrongdoers irrespective of their political links.	9.213	Over a year	Investigation and prosecution may involve judicial proceedings that take longer than a year.
Other	The practice of the National Anthem being sung simultaneously in two languages to the same tune must be maintained and supported.	9.277	Within one month	This recommendation could be implemented within a month, as it only requires an administrative directive to all public institutions introducing the practice of singing the National Anthem in both languages.
	Enact necessary national legislation to realise the rights of persons with disabilities in line with the UN Convention on Rights of Persons with Disabilities.	9.100	Within one year	Legislative reform could be introduced within one year.

Category	Recommendation	Ref	Time-scale	Methodology
	Provide comprehensive, island-wide human rights education programmes targeting the school children, youth, members of the Security Forces, and the Police etc.	9.60	Over a year	A comprehensive education programme of this nature could take longer than a year to design and launch.

2. Analytical Assessment of the NPA

The Nation Plan of Action to Implement the Recommendations of the LLRC (NPA) was designed as a planning tool that converts selected recommendations of the LLRC into an actionable programme. However, news reports and a perusal of the document have suggested that it might have been completed in some haste. This could have led to some errors of omission and commission in the NPA.

The foregoing analysis makes three kinds of assessments: (1) the extent and manner in which the LLRC recommendations are included in the NPA; (2) a categorisation of the actions envisaged in the NPA, according to the constructive categories of the UNHRC resolution; and (3) a preliminary assessment of how timeframes, key performance indicators, and implementing agencies assigned by the NPA can be improved upon.

2.1 Overlap and Differences between the LLRC and NPA

There are two kinds of deviations that can arise in mapping recommendations of a commission such as the LLRC to an action plan such as the NPA. The first relates to those recommendations of the LLRC which have been taken into the NPA. When the envisaged actions in the NPA fully map the salient elements of an LLRC recommendation, that recommendation is recognised as **fully included**. When the envisaged actions in the NPA only partly map the salient elements of an LLRC recommendation, that recommendation is recognised as **partly included**. The se-

cond relates to omissions or additions in the mapping from the LLRC to the NPA. When there are no actions in the NPA relating to a particular LLRC recommendation it is treated as an **omission**. When there are actions in the NPA that have not been anticipated by any of the LLRC recommendations, but build upon some LLRC recommendation, they are counted as **additions**.

These deviations could occur simply as unintended errors of omission or commission. The foregoing analysis could be useful in identifying when such deviations were unintended, and correcting them accordingly in future updates of the NPA. The analysis remains open to review by peers and readers and can be revised in future editions of this series based on the comments and suggestions received.

2.1.1 Methodology

Step one: the NPA's specific references to the LLRC are used to identify the LLRC recommendations that were directly intended to be included (referencing is identified by language and/or paragraph citation). Each included recommendation is checked to ensure that (a) the actions indeed relate to the cited recommendations, and (b) that what is cited is indeed a recommendation. Where (a) and (b) are both verified these are counted in the first pass as **included** recommendations (**directly included**).

Step two: Each set of NPA actions is checked to ascertain whether it (a) relates to actions anticipated by another non-referenced LLRC recommendation;

or (b) can be counted as an **addition**. In the case of (a) these are added to the **included** recommendations (**indirectly included**).

Step three: (a) The LLRC recommendations that were recognised as non-actionable, but are counted as included from step one and two, are subtracted. The resulting operative count is the number of recommendations included in the NPA from the actionable LLRC recommendations. (b) All the LLRC's actionable recommendations that are not counted in step one as directly included, or in step two as indirectly included, are then counted as omitted.

Step four: For each **included** actionable recommendation, a textual analysis is used to compare the recommendations against the recorded set of NPA actions, with due consideration given to the substantive import of the text that has been omitted or added, to determine whether the recommendations are **fully included**, or **partly included**. All indirect inclusions ascertained under step two are treated as 'partly included', as the NPA does not mention them explicitly, nor contain any specific timelines, KPIs or implementing agencies with regard to those recommendations.

2.1.2 Analytical Results

Step one results: The NPA references by citation 92 paragraphs in the LLRC report. These paragraphs contain **101** of the LLRC recommendations,¹² which are initially counted as 'directly included'. In addition, **10** LLRC recommendations are mis-cited, but referencing is identified by the language in the NPA. All of these are also counted as 'directly included'.¹³ Therefore, the total number of recommendations *initially*¹⁴ counted as 'directly included' is **111**.

Step two results: From part (a) **20** recommendations that were not-referenced in the NPA were credited as 'indirectly included', because some set of NPA actions on other recommendations were

adjudged as also giving effect to elements of these 20 recommendations.¹⁵ From part (b) **3** recommendations are counted as additions in the NPA, because they build upon the LLRC, though not in the LLRC's recommendations.¹⁶

Step three results: From part (a), amongst the 111 directly included LLRC recommendations in the NPA, **11** are '**not actionable**' in the current form, as they directly relate to the Land Circular No. 2011/04, which was subsequently withdrawn.¹⁷ Therefore, the total number of recommendations included in the NPA from the actionable LLRC recommendations is **120** (100 directly included + 20 indirectly included). From part (b), the LLRC had 167 actionable recommendations. Therefore, the number of recommendations omitted from the NPA is **47** (167 - 120).

Step four results: Of the 120 recommendations that have been included in the NPA, **69** have been analysed as fully included. The balance **51** recommendations have been analysed as only partly included (31 directly, but partly included + 20 indirectly, and therefore partly included). Tables 4 and Figure 3 provide data on the extent of mapping of the LLRC recommendations into the NPA.

2.2 'Constructive' Categorisation of the LLRC Recommendations

2.2.1 Categorisation

Table 5 presents a breakdown of the extent of mapping from the LLRC to the NPA in terms of the eight constructive categories listed in the UNHRC Resolution 19/2

2.2.2 Illustrations

Table 6 presents examples that serve to illustrate how the methodology was used to categorise the LLRC recommendations according to the level to which they have been included in the NPA. The examples are categorised into the eight constructive categories listed above

Table 4: Extent of Mapping from LLRC to NPA

Extent of Mapping from LLRC to NPA		
Narrative	Number of Recommendations	% of LLRC Recommendations
Fully Included in NPA	69	41.3%
Partly Included in NPA	51	30.5%
Not Included in NPA	47	28.1%
Total number of Actionable LLRC Recommendations	167	100%

Figure 3: Extent of Mapping from LLRC to NPA

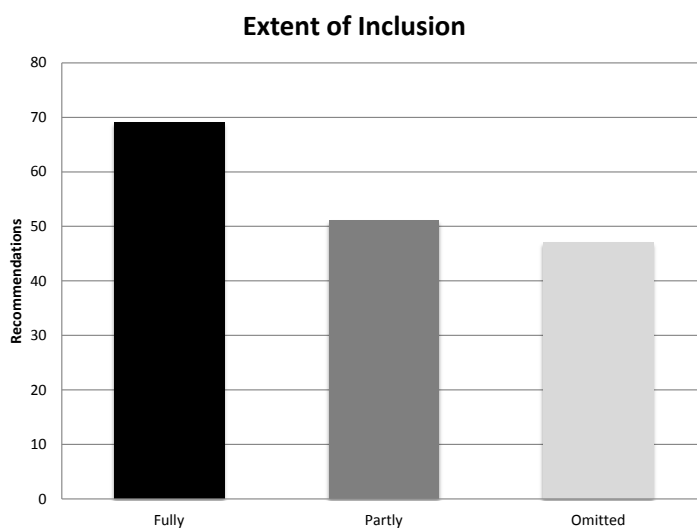


Table 5: Extent of Mapping from LLRC to NPA in terms of Constructive Categories

UNHRC Category	Number in LLRC	Number fully included	%	Number partly included	%	Number omitted	%
1. Credibly investigating widespread allegations of extra-judicial killings and enforced disappearances	13	7	54%	3	23%	3	23%
2. Demilitarising the North of Sri Lanka	6	3	50%	2	33%	1	17%
3. Implementing impartial land dispute resolution mechanisms	14	8	57%	2	14%	4	29%
4. Re-evaluating detention policies	18	5	28%	3	17%	10	56%
5. Strengthening formerly independent civil institutions	5	3	60%	2	40%	0	0%
6. Reaching a political settlement on the devolution of power to the Provinces	7	0	0%	3	43%	4	57%
7. Promoting and protecting the right of freedom of expression for all	5	5	100%	0	0%	0	0%
8. Enacting rule of law reforms	19	9	47%	7	37%	3	16%
0. Other	80	29	36%	29	36%	22	28%
Total	167	69	41%	51	30%	47	28%

Table 6: Mappings from LLRC to NPA according to Constructive Categories (Examples)

Category	Index	Recommendation	Ref	Mapping	Methodology
1. Credibly investigating widespread allegations of extra-judicial killings and enforced disappearances	a	Conduct investigations into specific cases of surrender to the Army; prosecute members of Army responsible for disappearances after surrender to official custody thereupon.	9.23	Fully included	All salient elements of this recommendation have been included.
	b	Appoint a Special Commissioner of Investigation for alleged disappearances; provide material to the Attorney General for prosecution. Provide the Commissioner with experienced investigators.	9.51	Partly included	The NPA omits reference to the Special Commissioner of Investigation.
	c	Keep families informed of progress towards locating their missing loved ones.	9.50	Omitted	This recommendation is not included in the NPA.
2. Demilitarising the North of Sri Lanka	d	Phase out the involvement of the Security Forces in civilian activities and use of private lands by the Security Forces; give reasonable time lines.	9.171	Fully included	All salient elements of this recommendation have been included, since a plan for reducing involvement of Security Forces in relation to civilian work has been put in place.
	e	Revert the Northern Province to civilian administration in matters relating to the day-to-day life of the people, and in particular with regard to matters pertaining to economic activities such as agriculture, fisheries land etc; Recede military presence to the background.	9.227	Partly included	NPA only refers to a plan for reducing involvement of Security Forces in relation to 'civilian work' rather than 'civilian administration'.

Category	Index	Recommendation	Ref	Mapping	Methodology
	f	Disengage Security Forces from all civil administration related activities as rapidly as possible.	9.134	Omitted	This recommendation is not included in the NPA. There is only reference to reducing Security Forces in the NPA item with respect to the LLRC recommendation contained in para.9.171. There is no commitment to complete disengagement.
3. Implementing impartial land dispute resolution mechanisms	g	Facilitate and encourage the return and resettlement of displaced persons living in India; make essential facilities available if they should choose to return.	9.108	Fully included	All salient elements of this recommendation have been included.
	h	Ensure that the land policy of the Government does not become an instrument to effect unnatural changes in the demographic pattern of a given Province.	9.124	Partly included	NPA only calls for the issue of a clear statement by the Government that private lands would not be utilised for settlements by any government agency. No specific mention of a commitment to avoid demographic changes.
	i	Amend the law pertaining to prescription in its application to land transfers/occupation effected during the period of conflict in order to prevent legitimising of forced eviction and secondary occupation of private lands in the North and the East.	9.148	Omitted	This recommendation is not included in the NPA.
4. Re-evaluating detention policies	j	Create a centralised comprehensive database containing a list of detainees; make available to the next of kin with names, place of detention and record of transfers.	9.63	Fully included	All salient elements of this recommendation have been included.

Category	Index	Recommendation	Ref	Mapping	Methodology
	k	Give priority to investigation and speedy disposal of cases of young detainees.	9.68, 9.69	Partly included	The NPA only calls for reviewing the status of the remainder of the detainees with a view to assessing whether special attention to certain groups or individuals is needed. The required action if special attention is in fact needed has not been specified.
	l	Prosecute failure of police to record an arrest, detention and transfer or failure to record or investigate complaints of abductions.	9.55	Omitted	This recommendation is not included in the NPA.
5. Strengthening formerly independent civil institutions	m	Set up units of the Attorney General's Department in the Provinces to guide and advise the Police regarding matters of criminal justice.	9.212	Fully Included	All salient elements of this recommendation have been included.
	n	De-Link the Police Department from the institutions dealing with the armed forces which are responsible for the security of the State.	9.214	Partly Included	The NPA makes implementation contingent on the PSC.
6. Reaching a political settlement on the devolution of power to the Provinces	o	Initiate a serious and structured dialogue on a high political level with technical backstopping with all political parties and those representing the minorities in particular, based on a proposal containing the Government's own thinking on the form and content of the dialogue process envisaged.	9.237	Partly Included	The NPA cites this recommendation, but does not commit to any conclusive action beyond referring to the PSC, and only activates the Presidential Secretariat as an agent to accomplish this specific objective.
	p	Empower the Local Government institutions to ensure greater peoples' participation at the grass roots level	9.231	Omitted	This recommendation is not included in the NPA.

Category	Index	Recommendation	Ref	Mapping	Methodology
7. Promoting and protecting the right of freedom of expression for all	q	Take all steps to prevent harassment and attacks on media personnel and institutions; give priority to the investigation, prosecution and disposal of such cases; properly investigate past incidents of such illegal action.	9.115	Fully included	All salient elements of this recommendation have been included.
8. Enacting rule of law reforms	r	Take immediate action to disarm persons in possession of unauthorised weapons and also prosecute such offenders	9.204	Fully included	All salient elements of this recommendation have been included.
	s	Take effective measures at an administrative level to implement the Registration of Death Act within a published timeframe.	9.52	Partly Included	The NPA omits reference to a published timeframe.
	t	Take strong deterrent action to prevent incidents of inter-faith intolerance and make every endeavour to arrest the occurrence of such incidents.	9.267	Omitted	The NPA does not import this recommendation.
Other	u	Conduct a professional island wide survey covering all affected families to ascertain the scale of civilian death, injury and property damage.	9.37	Fully included	All salient elements of this recommendation have been included.
	v	Take steps to ensure public universities have ethnically mixed student populations with a choice of courses offered in all three languages.	9.257	Partly included	The NPA does not contain a clear commitment to implement this recommendation, as it only commits to mobilise an expert group to consider the present system and recommend any changes that would promote the trilingual process.
	w	Provide increased employment opportunities in consultation with the private sector for former conflict zones.	9.80	Omitted	This recommendation is not included in the NPA.

2.3 Overall Critical Assessment of the NPA

The main Strengths and Weaknesses of the NPA are assessed here in relation to the following aspects that are integral to mapping the LLRC recommendations into an action plan:

1. Content
2. Timeframes
3. Key Performance Indicators
4. Implementing agencies

2.3.1 Content

Inclusion, additions and omissions: The NPA includes almost 72% of the LLRC recommendations. Moreover, the NPA also has three additions that are not envisaged in the LLRC recommendations:

1. Encourage free movement of persons on A9 to ensure greater participation in the economic, social and cultural activities.
2. Maintain greater coordination and communication between the [Government Agents] and security authorities in normalising civilian administration.
3. Use interpreters in public offices as appropriate to facilitate communication until long term programmes are put in place.

Though the LLRC deals with the freedom of movement,¹⁸ normalising civilian administration¹⁹ and use of interpreters,²⁰ the LLRC recommendations do not refer to the specifics contained in the NPA. First, in terms of the freedom of movement, the LLRC does not specifically refer to encouraging free movement along the A9. Second, in terms of civilian administration, the LLRC makes no reference to greater coordination and communication between the GAs and the security authorities. Finally, in terms of the use of interpreters, the LLRC only refers to stationing interpreters at Police Stations, and not in public offices in general. Hence the specific NPA action items in these regards appear to build on the LLRC recommendations, and may be treated as 'additions'.

28% of the LLRC's recommendations are omitted in the NPA. When these omissions are analysed in relation to the 'constructive' categories referred to in the UNHRC Resolution, it turns out that the highest percentage of omissions are in category 4 (re-evaluating detention policies) and category 6 ('reaching a political settlement on the devolution of power to the provinces'). It is not clear whether the omissions were deliberate or inadvertent, due to the NPA being completed in haste. The analysis provided in this study could assist with rectifying inadvertent omissions.

Including in reduced form: Of the LLRC recommendations 72% are included. But 31%, are included only in reduced form (partly included). The methodology and examples in this regard are given in table 6 above.

The NPA reveals several types of changes and exclusions from the LLRC recommendations that lead to those recommendations being analysed as only partly included (see Annex for explanations on how each recommendation in this category was analysed as being partly included):

(i) *Falling back on existing procedures and institutions, when the LLRC specifically calls for new procedures and institutions*

- In paragraph 9.51 of the LLRC Report, (index number b in table 6), the LLRC calls for the new institution of a Special Commissioner of Investigation — to investigate alleged disappearances. The NPA does not envisage a Special Commissioner. Instead it invokes present procedures and seeks to enhance the Government Information Centre.

(ii) *Subjecting LLRC recommendations to re-examination rather than implementation*

- Paragraph 9.59 of the LLRC Report calls for legislation to 'specifically criminalise enforced or involuntary disappearances'. The NPA does not envisage the formulation and presentation of this legis-

lation to Parliament. Instead it seeks to **examine** the need for such legislation.

- Paragraph 9.277 of the LLRC Report calls for the singing of the national anthem in two languages. The NPA does not make a commitment in this regard. Instead it envisages ‘**examining** implementation of this recommendation’.

(iii) *Referring for re-consideration to a (yet non-existent) Parliamentary Select Committee (PSC)*

- Paragraph 9.214 of the LLRC Report calls for de-Linking the Police Department from the institutions dealing with the armed forces which are responsible for the security of the State. The NPA does not envisage actions to implement this recommendation. Instead it refers this recommendation for reconsideration to a PSC that does not exist, and has no guarantee of being constituted as an all-party parliamentary committee as anticipated by government statements.

- Paragraph 9.150 of the LLRC Report calls on the Government to expedite action on the establishment of a National Land Commission (NLC) in order to propose appropriate future national land policy guidelines and to include Guidelines for the equitable distribution of State land. The NPA does not envisage actions to implement this recommendation. Instead, it only commits to include the proposal to establish a NLC in the ToR of the PSC with a view to receiving recommendations.

(iv) *Diluting or omitting specific substantial commitments in the LLRC recommendations*

- Paragraph 9.57 of the LLRC Report recommends the appointment of an Independent Advisory Committee to monitor and examine detention and arrest of persons taken under the Public Security Ordinance or the PTA. The NPA envisages some action on monitoring and examining detention and arrests under the Attorney-General’s Department, but

makes no reference to an Independent Advisory Committee.

- Paragraph 9.270 of the LLRC Report calls on the Government to facilitate the establishment of a mechanism in consultation with inter-faith groups, with a mandate to serve as an early warning and early diffusing procedure. The NPA commits to implementing capacity building programmes for the Police officers in Civil Defence Committees, but makes no reference to consultation with inter-faith groups nor to the establishment of a special mechanism to serve as an early warning and diffusing procedure.

2.3.2 Timeframes

Table 7 and Figure 4 illustrate the breakdown in timeframes allocated for implementation of the LLRC recommendations as per the NPA. 114 action items can be found in the NPA, of which 11 are not actionable, as they relate to the withdrawn Land Circular 2011/04. Out of the remaining **103** items, 3 are considered as additions (the figure 100 corresponds to the total number of LLRC recommendations directly included in the NPA).

Several of the assigned timeframes appear to be unsatisfactory, owing to being overly long, too short to be effective, or unspecified.

(i) *Timeframes that are overly long for the actions that are envisaged*

(Referenced timeframes are based on the methodology in figure 1)

- Paragraph 9.59 of the LLRC Report calls for the framing of domestic legislation to specifically criminalise enforced or involuntary disappearances. While such legislation may be framed within a year, the NPA allocates 24 months to review the need for such legislation and to draft such legislation.

- Paragraph 9.124 of the LLRC Report recommends that in the case of inter-

provincial irrigation or land settlement schemes, distribution of State land should continue to be as provided for in the Constitution of Sri Lanka. This recommendation could be implemented within a month, as it involves enforcing the Constitution. A year could be allocated for the purpose of appointing a new Land Commission to develop a policy compliant with the Constitution. But the NPA allocates 24 months for this process.

- Paragraph 9.62 of the LLRC Report recommends the creation of a special mechanism to examine cases of those held in detention for long periods without charges and to recommend a course of action in regard to disposal of each case as appropriate. This recommendation involves the creation of a special mechanism that could be implemented within a month. However, the NPA allocates 24 months for this process.

(ii) Timeframes that are too short for effective implementation

- Paragraph 9.224 of the Report calls on the Government to conceive and implement a specific programme to bring about attitudinal changes including, through training programmes, to enhance the work ethic of the Public Service. This programme is likely to take at least a year to implement effectively and efficiently. Yet the NPA allocates merely three months for the full completion of

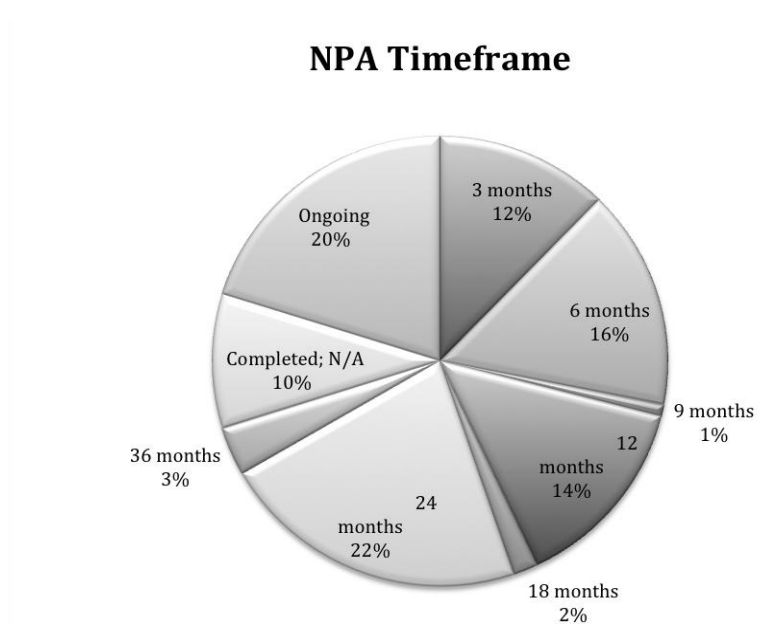
the programme vis-à-vis the National Human Resources Policy. Given the fact that the NPA was released on 26 July 2012, the Policy (or 'Plan of Action', as referenced at page 13 of the NPA) should have been implemented by 26 October 2012. The Government of Sri Lanka, through the Secretariat of Senior Ministers, commenced the formulation of the National Human Resources and Employment Policy (NHREP) in June 2011.²¹ However, there is no available information on whether such a Policy has in fact been implemented.

(iii) Failure to properly specify the timeframe

- Paragraph 9.52 of the LLRC Report recommends that the Government take measures necessary for the effective implementation of the Registration of Death Act within a published timeframe. The NPA lists the timeframe as 'ongoing', but does not specify a deadline for completion of the activity.
- Paragraph 9.157 of the LLRC Report calls on the Government to take responsibility for prioritising payments in full, and in time and to procure funding to clear the backlog of cases as well as to prevent lack of funds being the reason for delays and non-payment in the future. The NPA lists the timeframe as 'ongoing' without making reference to a clear deadline.

Table 7: NPA Timeframes

NPA Timeframes		
Narrative	Number of Recommendations	% of NPA Action Items
Completed; N/A	11	10.7%
Ongoing	23	22.3%
3 months	13	12.6%
6 months	18	17.5%
9 months	1	1.0%
12 months	16	15.5%
18 months	2	1.9%
24 months	15	14.6%
36 months	4	3.9%
Total	103	100.0%

Figure 4: NPA Timeframes

2.3.3 Key Performance Indicators

In several instances the Key Performance Indicators (KPIs) are unsatisfactory, owing to being unspecified, inappropriate or incapable of being measured. Some examples are provided below:

(i) Unspecified

- Paragraph 9.57 of the LLRC Report calls for the creation of an 'Independent Advisory Committee' tasked with monitoring and examining detention and arrest of persons taken under the Public Security Ordinance or the PTA. The KPI category for this item is left blank.
- Paragraphs 9.214 and 9.215 of the LLRC Report call upon the Government to respectively de-Link the Police Department from the institutions dealing with the armed forces and establish an independent permanent Police Commission. The KPI listed in the NPA with respect to the two recommendations are 'Not Applicable', as the two recommendations are to be referred to a (yet to be constituted) Parliamentary Select Committee with no given timeline.

(ii) Inappropriate

- Paragraph 9.51 of the LLRC Report urges the Government to appoint a Special Commissioner of Investigation to investigate disappearances after surrender to the Armed Forces. Yet the NPA only lists as a KPI the launching of an 'appropriate mechanism', instead of the appointment of a Special Commissioner.
- As mentioned above, paragraph 9.52 of the LLRC Report recommends that the Government take measures necessary for the effective implementation of the Registration of Death Act within a published timeframe. The KPI in this respect should include some measure of effective implementation. However, the NPA only lists '**instructions issued** to implement the provisions of new legislation' as the applicable KPI.

(iii) Incapable of being measured

- Paragraph 9.73 of the LLRC Report calls for investigations of illegal armed groups and prosecution thereupon. The NPA cites this recommendation, but plans only to keep these illegally armed groups from re-emerging. The only KPI listed is the 'effective maintenance of law and order', which is nebulous and unlikely to be measurable.

2.3.4 Implementing agencies

The NPA lists specific implementing agencies for its action items. However, no single agency is tasked with the overall monitoring of the implementation of the NPA.

Several observations may be made with respect to the implementing agencies listed in the NPA. These observations relate to the appropriateness of the selection (or non-selection) of agencies and the clarity with which the functions of the agencies have been described.

(i) Inappropriate selection of agency

- Paragraph 9.9 of the LLRC Report urges the Government to investigate material implicating Security Forces in death and injury to civilians and prosecute wrongdoers. The envisaged proceedings may lack independence due to the involvement of the Ministry of Defence as the implementing agency. In effect, the Ministry is called upon to investigate its own officers.
- Paragraph 9.39 of the LLRC Report calls for an independent investigation into the Channel 4 footage. However, the NPA lists the Ministry of Defence and the Presidential Secretariat as the principle implementing agencies, despite the fact that the footage is alleged to reveal human rights and humanitarian law violations committed by Security Forces.

(ii) Non-selection of an appropriate agency

- Paragraph 9.51 of the LLRC Report recommends that the Government devise a

centralised system of data collection for all information regarding missing persons. The only agencies listed in the NPA are the Department of Census & Statistics and the Ministry of Defence. Yet the Police Department has a Disappearance Investigation Unit. Hence the Police Department should have specifically been included as an implementing agency in this regard, as the Department is likely to possess information from ongoing investigations.

(iii) *Lack of clarity as to the functions of selected agencies*

- Paragraphs 9.218 and 9.219 of the LLRC Report call for the creation of an independent institution to hear citizens' grievances arising out of any executive or administrative act, particularly those based on ethnicity or religion. The NPA lists the Presidential Secretariat, the Ministry of Defence, the Attorney-General's Department and the Ministry of Justice as implementing agencies, but fails to specify what tasks would be carried out by each agency.

Conclusion

The foregoing analysis has resulted in several key findings that could contribute to ongoing efforts to implement the recommendations of the LLRC. These findings also reflect on how comprehensive and effective the NPA is, given the fact that it is the main tool designed to put the LLRC recommendations into effect.

First, the total number of actionable LLRC recommendations is 167. This figure comes from counting 180 distinct recommendations of which 13 are found to be non-actionable due to the relevant Land Circular No. 2011/04 no longer being in effect.

Second, the UNHRC Resolution 19/2 of March 2012 makes reference to 'constructive recommendations' of the LLRC and lists eight specific categories. Evaluating the LLRC recommendations in terms of these categories reveals that 80 (or 47%) of the

167 recommendations do not fall into any of the constructive categories. The balance 87 recommendations are distributed amongst the eight categories. No category contains less than 3% of the recommendations, and none has more than 12% of the recommendations.

Third, an assessment is made of the timeframes that would be needed to implement the LLRC recommendations. It is assessed that only 27% of the 167 recommendations would need more than a year to implement, and 23% could be implemented within one month. The balance 50% is assessed as being implementable within one year.

Fourth, of the **167** LLRC recommendations, **69** recommendations (or **41.3%**) are fully included in the NPA. A further **51** (or **30.5%**) are partly included in the NPA. This leaves **47** (or **28.1%**) that have been omitted from the NPA.

Fifth, when analysing the level of inclusion in terms of the 'constructive categories' in the UNHRC Resolution, it is found that all (100%) of the LLRC recommendations relating to 'promoting and protecting the right of freedom of expression for all' are fully included in the NPA. With regard 'strengthening formerly independent civil institutions', all the recommendations of the LLRC enter the NPA, but only **60%** are fully included, with **40%** being only partly included. On 'enacting rule of law reforms' **84%** of the relevant LLRC recommendations enter the NPA, but only **47%** are fully included, while **37%** are partly included. Of the relevant recommendations on 'demilitarising the North of Sri Lanka', **83%** enter the NPA with **50%** fully included, and **33%** only partly included. The constructive category under which LLRC recommendations are least included in the NPA is that of 'reaching a political settlement on the devolution of power to the Provinces'. None of the relevant recommendations in this category are fully included, and only **43%** are even partly included. The second weakest is in the area of 're-evaluating detention policies' where only **45%** enter the NPA with **28%** fully included and **17%** partly included.

The final section of this report provides a critical assessment of the (i) content, (ii) timeframes, (iii) Key Performance Indicators (KPIs) and (iv) assignment of implementing agencies. The analysis reveals some strengths, such as when the NPA includes three recommendations that are relevant but go beyond what is anticipated by the LLRC recommendations. However, overall, the analysis has shown much room for improvement, and this has been enumerated by identifying the types of weaknesses that emerge in the NPA with regard to the four areas.

It is not clear whether at present there is an agency that is tasked with the overall monitoring of the implementation of the NPA. Such an agency could contribute to successful implementation by (1) monitoring the implementation of the NPA; (2) improving KPIs; (3) assessing the level to which KPIs have been met; (4) and publishing progress reports on implementation.

A question asked regularly with regard to the LLRC recommendations is 'how many have been implemented?' In this first edition of *Sri Lanka: LLRC Implementation Mon-*

itor we do not attempt to answer that question. As discussed in the text, information presently available can confirm only the full implementation of two recommendations; but many recommendations are in various stages of initiation or part implementation. The next edition of this monitor hopes to provide a detailed analysis that will assess the level of implementation.

All of the 180 LLRC recommendations (including the 13 that are not currently actionable) are detailed in the annex to this report. The annex provides information on how each of the LLRC recommendations was assessed in terms of constructive category, timeframe, and level of inclusion in the NPA. The *Sri Lanka: LLRC Implementation Monitor* will always provide this data set, which will enable peers to review and assess the analysis and provide feedback that can assist in refining and improving future versions of this analysis.

Readers are also invited to offer comments and suggestions on possibilities for improving the methodology described under each section, in constructing an objective basis for the analysis

End Notes:

- ¹ Warrant issued by H.E. The President Mahinda Rajapaksa to the Lessons Learnt and Reconciliation Commission.
- ² *Report of the Commission of Inquiry on Lessons Learnt and Reconciliation* (November 2011) [hereinafter: 'The LLRC Report'].
- ³ See United National Human Rights Council, 19th Session, Resolution on Promoting Reconciliation and Accountability in Sri Lanka (A/HRC/19/L.2).
- ⁴ See paras.9.126, 9.128, 9.131, 9.132, 9.133, 9.136 and 9.141 (each containing a recommendation) as well as 9.129 and 9.135 (each containing two distinct recommendations).
- ⁵ 'Cabinet approves National Action Plan on LLRC', *News Line*, 26 July 2012, at http://www.priu.gov.lk/news_update/Current_Affairs/ca201207/20120726cabinet_approves_national_action_plan_on_llrc.htm; 'Task force to monitor LLRC Action Plan', *Ceylon Today*, at 27 July 2012, <http://www.ceylontoday.lk/51-10266-news-detail-task-force-to-monitor-llrc-action-plan.html>.
- ⁶ See para.9.93 of the LLRC Report.
- ⁷ See para.9.232 of the LLRC Report.
- ⁸ See para.9.134 of the LLRC Report.
- ⁹ *Ibid.*
- ¹⁰ See 'Task force to monitor LLRC Action Plan', *The Ceylon Today*, 27 July 2012, at <http://www.ceylontoday.lk/51-10266-news-detail-task-force-to-monitor-llrc-action-plan.html>.
- ¹¹ See para.9.119 of the LLRC Report, which contains the recommendation that visitors from overseas should be allowed to visit their friends and relatives in recently resettled areas without any undue restrictions, and para.9.243 of the LLRC Report, which contains the recommendation that the government should make the learning of 'each other's' languages a compulsory part of the school curriculum i.e. teaching Tamil to Sinhala children and Sinhala to Tamil children.
- ¹² Para.9.206 of the LLRC Report states: 'The Commission wishes to specifically highlight the following instances brought to its attention by a number of representers.' Therefore, despite the fact that it is referenced in the NPA, no specific recommendation can be discerned from the said paragraph. Some referenced paragraphs contain more than one recommendation, which need to be added to the count. See paras.9.51, 9.78, 9.108, 9.124, 9.129, 9.135, and 9.142, each of which contain two recommendations. Paragraph 9.261 contains five recommendations of which four are referenced in the NPA.
- ¹³ See paras.9.46, 9.62, 9.64, 9.70, 9.74, 9.157, 9.194, 9.200, 9.260 and 9.276, which are mis-cited in pages 2, 3, 4, 8, 10, 11 and 15 respectively. Para.9.124 contains two distinct recommendations, i.e. (1) Protect the right of citizens to buy lands where they please, and (2) Ensure that land policy of the Government does not become an instrument to effect unnatural changes in the demographic pattern of a given Province. While the first recommendation is clearly fully included in the NPA, the second recommendation appears to have been only partly included at page 8 of the NPA, i.e. 'Issue of a clear statement by government that private lands would not be utilised for settlements by any Government agency.' Moreover, an interim recommendation referenced in footnote 48 (under para.5.58 of the LLRC Report) is separately referenced in page 3 of the NPA i.e. 'Establish a focal point in the Attorney General's Department to support the process of examining detention cases.'
- ¹⁴ Under step three, 11 recommendations are removed from the count, as they are non-actionable, thereby reducing the number of LLRC recommendations that are directly included to 100 (111 – 11).
- ¹⁵ See paras.9.87, 9.88, 9.89, 9.93, 9.95, 9.96, 9.98, 9.100, 9.111, 9.146, 9.149, 9.161, 9.169, 9.196, 9.210, 9.243, 9.256, 9.261, 9.262 and 9.281.
- ¹⁶ See NPA items on page 11, and page 14: (1) 'Encourage free movement of persons on A9 to ensure greater participation in the economic, social and cultural activities'; (2) 'and Maintain greater coordination and communication between the [Government Agents] and security authorities in normalising civilian administration' and (3) 'Use interpreters in public offices as appropriate to facilitate communication until long term programmes are put in place'.
- ¹⁷ See paras.9.126, 9.128, 9.131, 9.132, 9.133, 9.136 and 9.141 (each containing a recommendation) as well as 9.129 and 9.135 (each containing two distinct recommendations).
- ¹⁸ See the LLRC Report, at paras.9.106, 9.115(d) and 9.116.
- ¹⁹ See the LLRC Report, at para.9.227.
- ²⁰ See the LLRC Report, at para.9.250.
- ²¹ See <http://www.nhrep.gov.lk> for more information.

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
1	9a	Investigate the material implicating Security Forces in death and injury to civilians; prosecute wrongdoing thereupon.	1	Over a Year	9.9 9.37a	Ascertain more fully the circumstances under which specific instances of death or injury to civilians could have occurred, and if such investigations disclose wrongful conduct, prosecute and punish the wrongdoers.	1. Complete on-going disciplinary process being conducted in terms of Armed Forces statutes. 2. Upon conclusion, take follow up action to prosecute, where relevant. 3. Use the existing system as provided for in the Criminal Procedure Code to originate a complaint and give such mechanism sufficient publicity.	1) Ministry of Defence 2) Ministry of Defence 3) Ministry of Justice 4) Attorney General's Office	1) Disciplinary inquiries concluded 2) Offenders prosecuted 3) Cases filed in Court	1) 12 months 2) 24 months 3) 24 months	Fully included	
2	9b	Provide redress to families of those killed or injured.	0	Over a Year							Omitted	Victim compensation referred to in NPA item with respect to recommendation 9.155, but no reference to families of victims
3	14	Provide redress for those affected by hospital shelling regardless of which party is culpable in said shelling.	0	Over a Year							Omitted	No reference to hospital shelling
4	22	Examine the humanitarian issue of medical supplies to civilians in conflict areas during the final days of the war considering all relevant factors upon which the supplies can be assessed.	0	Within a Year							Omitted	No reference to medical supplies
5	23	Conduct investigations into specific cases of surrender to the Army; prosecute members of Army responsible for disappearances after surrender to official custody thereupon.	1	Over a Year	9.23	Launch a full investigation into allegations of disappearances after surrender/arrest and where such investigations produce evidence of any unlawful act on the part of individual members of the Army, prosecute and punish the wrongdoers.	1. Complete on-going disciplinary process being conducted in terms of Armed Forces statutes. 2. Upon conclusion, take follow up action to prosecute, where relevant. 3. Use the existing system as provided for in the Criminal Procedure Code to originate a complaint and give such mechanism sufficient publicity.	1) Ministry of Defence 2) Ministry of Defence 3) Ministry of Justice 4) Attorney General's Office	1) Disciplinary inquiries concluded 2) Offenders prosecuted 3) Cases filed in Court	1) 12 months 2) 24 months 3) 24 months	Fully included	
6	37a	Investigate reported cases of deliberate attack on civilians; take appropriate legal action thereupon.	1	Within a Year	9.9 9.37a	Ascertain more fully the circumstances under which specific instances of death or injury to civilians could have occurred, and if such investigations disclose wrongful conduct, prosecute and punish the wrongdoers.	1. Complete on-going disciplinary process being conducted in terms of Armed Forces statutes. 2. Upon conclusion, take follow up action to prosecute, where relevant. 3. Use the existing system as provided for in the Criminal Procedure Code to originate a complaint and give such mechanism sufficient publicity.	1) Ministry of Defence 2) Ministry of Defence 3) Ministry of Justice 4) Attorney General's Office	1) Disciplinary inquiries concluded 2) Offenders prosecuted 3) Cases filed in Court	1) 12 months 2) 24 months 3) 24 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
7	37b	Conduct a professional island wide survey covering all affected families to ascertain the scale of civilian death, injury and property damage.	0	Within a Year	9.37b	Conduct a professionally designed household survey covering all affected families in all parts of the island to ascertain first-hand the scale and circumstances of death and injury to civilians, as well as damage to property during the period of the conflict.	Conduct survey.	Department of Census & Statistics. (Presidential Secretariat will oversee)	Mechanism launched to conduct survey	On-going	Fully included	
8	39	Initiate an independent investigation to determine truth of allegations in the Channel 4 documentary video footage.	1	Within a Year	9.39	Initiate an independent investigation into the Channel 4 Video to establish the truth or otherwise of the allegations arising from the video footage.	1. Assess current processes being pursued to examine the authenticity of the allegations in Channel 4 namely, the inquiry currently conducted by the Army. 2. Based on such results take follow up action as	Ministry of Defence, Presidential Secretariat	1. Assessment completed 2. Follow up action identified and pursued, as appropriate.	6 months	Partly Included	Not 'independent'
9	41	Ensure and facilitate the confidentiality and protection of information and informants during an independent investigation into issues raised by the Channel 4 documentary.	1	Within a Year							Omitted	No reference to confidentiality
10	46	Direct law enforcement to take immediate steps to ensure that allegations of abductions, involuntary disappearances and arbitrary detention are investigated; prosecute wrongdoers thereupon.	1	Within a Year	*miscited in NPA but imported	Direct law enforcement authorities to take immediate steps to ensure that allegations [of abductions, enforced or involuntary disappearances, and arbitrary detention] are properly investigated into, and perpetrators brought to justice.	1. Identify impediments, if any, to the effective enforcement of the law. That the offences are visited with serious sanctions 2. Strengthen investigation skills of Police. 3. Strengthen access to justice. 4. Enhance the capacity of the Police to put in place a more effective surveillance mechanism of the locality in cooperation with the local community and establish community policing.	Ministry of Defence/ Police Department Legal Aid Commission, CBO's, Ministry of Justice, Police Department	1) Impediments identified and remedial action taken 2) Programmes to strengthen skills integrated into Police training modules 3) Access to justice programmes identified and implemented by establishing community policing units	6 months 12 months	Fully included	
11	47	Ensure the safety and security of any person taken into custody by governmental authorities through surrender or arrest.	4	Within a Month							Omitted	No reference to steps taken to ensure safety and security of surrendees

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
12	48	Implement immediately the recommendations of past commissions in regard to establishing a special mechanism to address the issue of missing persons and deter future occurrences.	1	Within a Year	9.48	Direct law enforcement authorities to take immediate steps to ensure that allegations [of abductions, enforced or involuntary disappearances, and arbitrary detention] are properly investigated into, and perpetrators brought to justice.	1. Identify impediments, if any, to the effective enforcement of the law. That the offences are visited with serious sanctions 2. Strengthen investigation skills of Police. 3. Strengthen access to justice. 4. Enhance the capacity of the Police to put in place a more effective surveillance mechanism of the locality in cooperation with the local community and establish community policing.	Ministry of Defence/ Police Department Legal Aid Commission, CBO's, Ministry of Justice, Police Department	1) Impediments identified and remedial action taken 2) Programmes to strengthen skills integrated into Police training modules 3) Access to justice programmes identified and implemented by establishing community policing units	6 months 12 months	Partly Included	No special mechanism
13	50a	Trace whereabouts of missing persons in cooperation with relevant agencies, especially the ICRC; ensure reunification of missing persons with their families.	1	Within a Year						Omitted	Only database on missing persons referred to in NPA item with respect to recommendation 9.51. No reference to tracing whereabouts	
14	50b	Keep families informed of progress towards locating their missing loved ones.	1	Within a Month						Omitted	No action to keep families informed	
15	51a	Appoint a Special Commissioner of Investigation for alleged disappearances; provide material to the Attorney General for prosecution. Provide the Commissioner with experienced investigators	1	Within a Year	9.51	Appoint a Special Commissioner of Investigation to investigate alleged disappearances and provide material to the Attorney General to initiate criminal proceedings as appropriate. Provide the Office of the Commissioner with experienced investigators to collect and process information.	1. Invoke the present procedures as available in the Code of Criminal Procedures with priority given to such complaints. 2. Sensitize the public with regard to availability of the various mechanisms through the GIC (1919). 3. Enhance the capacity of the present GIC (1919) to entertain the receipt of information.	Police, Attorney-General's Department, Ministry of Justice, ICTA	The launching of appropriate mechanisms to inform the public of the present facilities via the media	3 months	Partly Included	No Special Commissioner of Investigation
16	51b	Devise a centralized system of data collection for all information regarding missing persons.	1	Within a Month	9.51	Devise a centralized system of data collection at the national level, integrating all information with regard to missing persons	Establish an integrated data base to collate information regarding missing persons. (Amalgamate with activity relating to para 9.37b above)	Dept. of Census & Statistics Ministry of Defence	Data base established and information included	6 months	Fully included	
17	52	Take effective measure on an administrative level to implement the Registration of Death Act within a published timeframe. Publicise relevant portions of the Registration of Death Act in conflict-afflicted areas in order to facilitate access to procedures and remedies.	8	Within a Month	9.52	Take all necessary measures for the implementation of the [Registration of Deaths Act] at the administrative level. Give adequate publicity to the relevant provisions of the Act through media, Grama Niladharis etc., especially in the conflict affected areas	1. Review of progress of implementation of the Registration of Deaths Act in terms of instructions already issued. 2. Give adequate publicity of the availability of information through the Governments 1919 IT facility, to people in conflict affected areas	Ministry of Public Administration & Home Affairs	Instructions issued to implement the provisions of new legislation.	On-going	Partly Included	No published timeframe

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments
18	53a Direct law enforcement authorities to issue a formal receipt of arrest when taking persons into custody	4	Within a Month							Omitted	No reference to receipt of arrest
19	53b Provide next of kin access to places of	4	Within a Month							Omitted	No reference to access
20	54a Produce an arrested person promptly before a Magistrate; promptly notify the family of an arrested person and the Human Rights Commission of Sri Lanka if place of detention is changed.	4	Within a Month							Omitted	No reference to Magistrate or Human Rights Commission
21	54b Instruct Magistrates to visit places of detention every month; Release detainees through the court.	4	Within a Month							Omitted	No reference to Magistrate
22	55 Prosecute failure of police to record an arrest, detention and transfer or failure to record or investigate complaints of abductions.	4	Over a Year							Omitted	No reference to prosecution
23	57 Appoint an Independent Advisory Committee to monitor and examine detention and arrest of persons taken under the Public Security Ordinance or the PTA.	4	Within a Month	9.57	Appoint an Independent Advisory Committee to monitor and examine detention and arrest of persons taken into custody under any regulations made under the Public Security Ordinance or the Prevention of Terrorism Act.	See activities under recommendations 9.9, 9.37 (a) (b), 9.23, 9.39	Ministry of Public Administration & Home Affairs			Partly Included	No interdependent advisory committee
24	58 Assist families experiencing trauma of not knowing the whereabouts of their next of kin; give financial support when missing persons were breadwinners; provide legal aid when	0	Within a Year							Omitted	No reference to trauma of victims' families
25	59 Frame domestic legislation to specifically criminalize enforced or involuntary disappearances.	1	Within a Year	9.59	Frame domestic legislation to specifically criminalize enforced or involuntary disappearances.	1. Examine the need for legislation 2. Formulate and present law to Parliament, if law reform is found to be necessary with emphasis on the need to impose heavy terms of imprisonment as a deterrent.	Ministry of Justice Attorney-General's Dept. Police Department	1) Review of laws completed 2) Legislation drafted and presented to Parliament, if found necessary	24 months	Fully included	
26	60 Provide comprehensive, island-wide human rights education programmes targeting school children, youth, members of the Security Forces, and the Police etc.	0	Over a Year	9.60	Provide comprehensive, island-wide human rights education programmes targeting the school children, youth, members of the Security Forces, and the Police etc.	1. Implement activities identified in the NHRAP 2. Formulate a module for inclusion in secondary school curriculum	1) NHRC, Ministry of Education, Armed Forces, IGP 2) NIE	1) Implementation of NHRAP monitored 2) Module formulated and included in	Governed by the time frame as per the NHRAP	Fully included	
27	62 Create a special mechanism to examine cases of those held in detention for long periods without charges and recommend a course of action in regard to disposal of each case, as appropriate.	4	Within a Month	*miscited in NPA but imported	Create a special mechanism to examine cases of persons being held in detention (for long periods without charges) on a case by case basis and recommend a course of action in regard to disposal of each case.	1. Identify and establish procedures in the existing system to address the issue 2. Complete decision making regarding detainees through a dedicated Unit in the Attorney General's Dept. mandated to examine detention cases.	Attorney-General's Dept.	1) Processes identified and established 2) Reduction in the number of detainees.	24 months	Fully included	
28	63 Create a centralised comprehensive database containing a list of detainees; make available to the next of kin with names, place of detention and record of transfers.	4	Within a Month	9.63	Create a centralized comprehensive database containing a list of detainees, which should be made available to the next of kin with names, place as detention as well as record of	The present database to be enhanced with easy access to information being available to NOK	Ministry of Defence	Enhanced database	6 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
29	64	Direct the relevant authorities to ensure the full implementation of all Interim Recommendations pertaining to detainees.	4	Within a Month	*(1-3) miscited in NPA but imported *(A) also miscited in NPA. Refers to same detainees Interim Rec.	(1) Publish a list of names of those in detention. (2) Issue a certificate when a person is discharged so that that the same person is not taken into custody again, unless new evidence is discovered against him. (3) Look into the general issue of law delays to expedite prosecution or discharge detainees. (A) Establish a focal point in the Attorney General's Department to support the process of examining detention cases.	1. Continue current practice of informing next of kin regarding location of detainee. (NB: NHRC is also informed). 2. Examine and report on the practical application of such a procedure and its feasibility. 3.(a) Formulate a programme to divert suspects from the criminal process to voluntary rehabilitation in appropriate cases: (b) Enable indictments to be filed in an additional number of courts to ease the backlog. (A) --same as above --	Police Department Attorney-General's Dept. AG's dept. + Police Dept. Ministry of Justice (A) Attorney-General's Dept.	The availability of a comprehensive list of names and relevant data to the NOK. Report published (A) Unit established	On-going End 2012 End 2012 End 2012 (A) 24 months	Fully included	
30	65	Enhance facilities for the transportation of the next of kin to visit their family members at the places of detention in cooperation with the ICRC and voluntary organisations.	4	Within a Month						Omitted	No reference to transport facilities or ICRC	
31	66	Expand the policy of cooperation and constructive engagement with the ICRC and other similar humanitarian organizations to ensure the welfare of the detainees.	4	Within a Year						Omitted	No reference to ICRC	
32	67	Detain persons only at formally designated and authorised places of detention.	4	Within a Month						Omitted	No reference to unauthorised places of detention	
33	68	Give priority to investigation and speedy disposal of cases of young detainees.	4	Within a Year	9.68, 9.69	Screen detainees and give special attention to young detainees and special cases [those with young children, physically disabled, recovering from injury and medical interventions, requiring counselling]	Commissioner General of Rehabilitation	Status required to be submitted	3 months	Partly Included	No specific action identified if review reveals that special attention is needed	
34	69	Institute a screening process to identify special cases (i.e. young children, physically disabled, those recovering from injury, medical interventions); provide special assistance.	4	Within a Month	9.68, 69	Screen detainees and give special attention to young detainees and special cases [those with young children, physically disabled, recovering from injury and medical interventions, requiring counselling]	Commissioner General of Rehabilitation	Status required to be submitted	3 months	Fully included		
35	70	Take conclusive action to dispose of cases of persons being held for long periods without charge by bringing charges or releasing them where there is a lack of evidence against them.	4	Within a Year	*miscited in NPA but imported	Create a special mechanism to examine cases of persons being held in detention (for long periods without charges) on a case by case basis and recommend a course of action in regard to disposal of each case.	Attorney-General's Dept.	1) Processes identified and established 2) Reduction in the number of detainees.	24 months	Partly Included	No reference to releasing detainees where there is a lack of evidence against them	
36	73	Conduct investigations into illegal armed groups; prosecute thereupon.	8	Over a Year	9.73	Conduct proper investigations in respect to allegations against the illegal armed groups. Institute criminal proceedings against offenders	Ministry of Defence	The effective maintenance of law and order		Fully included	Fully included as per NPA action taken with respect to LLRC recommendation contained in para.9.213	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
37	74	Disarm and end illegal activities of illegal armed groups through a time-bound and verifiable process.	8	Over a Year	*miscited in NPA but imported	Introduce specific measures to ensure the maintenance of law and order, particularly the disarming of any illegal armed groups	1. Examine crime statistics and trends to identify critical issues; 2. Take necessary measures to improve law enforcement.	Ministry of Defence Police Department	1) Effective Vigilance 2) Decrease in incidents of crime	1) On-going 2) On-going	Partly Included	Salient elements of recommendation not captured
38	77	Adopt a community based approach for rehabilitation of former child combatants in cooperation with NGOs and civil society organisations as an utmost priority.	0	Within a Month							Omitted	No reference to community based approach
39	78a	Direct the relevant rehabilitation authorities to ensure that the children be allowed to live with their families when they complete the rehabilitation programme.	0	Within a Month	9.78, 9.82	Examine on a case-by-case basis the cases relating to young LTTE suspects with a view to instituting legal action without delay or rehabilitating and/or releasing them. Ensure that no sooner than they complete the rehabilitation program, children be allowed to live with their families and assisted to continue their studies or earn a living	See para 1 above This concern has been fully addressed with large numbers pursuing academic activities followed by reunification with their families. This process to be continued by CG/R.	CG/Rehabilitation	Programme for re-integration designed and implemented	On-going	Fully included	
40	78b	Help children from rehabilitation programs earn a living and assist them to continue their formal or informal studies.	0	Over a Year	9.78, 9.82	Examine on a case-by-case basis the cases relating to young LTTE suspects with a view to instituting legal action without delay or rehabilitating and/or releasing them. Ensure that no sooner than they complete the rehabilitation program, children be allowed to live with their families and assisted to continue their studies or earn a living	See para 1 above This concern has been fully addressed with large numbers pursuing academic activities followed by reunification with their families. This process to be continued by CG/R.	CG/Rehabilitation	Programme for re-integration designed and implemented	On-going	Fully included	
41	79a	Investigate alleged cases of conscription of child combatants where prima facie evidence exists; prosecute wrongdoers thereupon.	8	Over a Year	9.79	Investigations completed.				Investigations completed.	Fully included	
42	79b	Implement fully the Action Plan between the TMVP, Commissioner General of Rehabilitation, and the UNICEF with immediate effect.	8	Within a Month							Omitted	No reference to action plan
43	80	Provide increased employment opportunities in consultation with the private sector for former conflict zones	0	Within a Year							Omitted	No reference to private sector consultation
44	81	Encourage and actively support the Family Tracing and Reunification (FTR) Unit pertaining to child conscripts	0	Within a Year	9.81	Child conscripts identified, rehabilitated and re-integrated.					Fully included	
45	82	Examine the cases of young LTTE suspects as a priority; institute legal action without delay; rehabilitate or release.	4	Within a Year	9.78, 9.82	Examine on a case-by-case basis the cases relating to young LTTE suspects with a view to instituting legal action without delay or rehabilitating and/or releasing them. Ensure that no sooner than they complete the rehabilitation program, children be allowed to live with their families and assisted to continue their studies or earn a living	See para 1 above This concern has been fully addressed with large numbers pursuing academic activities followed by reunification with their families. This process to be continued by CG/R.	CG/Rehabilitation	Programme for re-integration designed and implemented	On-going	Fully included	
46	87	Meet the immediate needs of women, especially widows, affected by the war through economic assistance; provide them with a means of livelihood and other income generating means.	0	Within a Year							Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
47	88	Make greater and sustained efforts to enlist and engage the services of relevant international organisations and civil society groups who have expertise and resources in the area of women's rights to assist in this task of aiding women.	0	Over a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
48	89	Provide opportunities and options to women to continue their formal education or pursue other forms of informal education and/or vocational training that may help facilitate employment and/or engaging in other livelihood activities.	0	Within a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
49	91	Address issues pertaining to missing persons, abductions, arbitrary detentions, long and indefinite detentions, and disappearances as a priority; acknowledge right of women to the truth and legal remedies	4	Within a Year						Omitted	No reference to specific gender sensitivity	
50	92	Establish without delay an Inter-Agency Task Force to address the needs of women, children, elderly and other vulnerable groups such as disabled affected by conflict, and provide necessary relief.	0	Within a Month	9.92	9.92 - Establish an Inter-Agency Task Force mandated to address in a comprehensive manner the needs of women, children, elderly and other vulnerable groups such as disabled affected by conflict, and provide necessary relief.	Implement activities identified in the NHRAP to achieve this objective.	As contained in the NHRAP	NHRAP implementation monitored	On-going	Fully included	
51	93	Provide better educational and health facilities, and the continued support, financial and material, for children's homes and orphanages.	0	Over a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
52	94	Identify children who suffer from conflict induced trauma or psychological disorders; provide special attention and care to these children, including professional counselling where necessary.	0	Over a Year						Omitted	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
53	95	Create child-friendly environments in the areas affected by the conflict, including easy access to schools, better healthcare facilities, recreation facilities such as play grounds, and children's parks.	0	Over a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
54	96	Include provisions to reduce the burden on elderly in maintaining and taking care of their extended families in programmes for families; pay attention to the special needs of the elderly due to disability, health issues and trauma.	0	Within a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
55	98	Address as a matter of priority the economic needs of families with disabled members.	0	Within a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
56	100	Put in place national legislation to realise the rights of persons with disabilities in line with the UN Convention on Rights of Persons with Disabilities.	0	Within a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
57	103a	Provide assistance for returnees to repair or build permanent houses; encourage self-help and mutual assistance programmes such as "Shramadana"; encourage assistance and cooperation of civil society in housing initiatives.	0	Within a Year						Omitted	No reference to mutual assistance programmes	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
58	103b	Provide infrastructure needs such as roads, schools and hospitals in the areas where people have been resettled.	0	Over a Year						Omitted	Contemplated under NPA item relating to recommendation 9.92 (which references the National Human Rights Action Plan)	
59	104	Grant the legal ownership of land to those who have been resettled.	3	Over a Year	9.104	9.104 - Grant the legal ownership of land to those [IDPs] who have been resettled.	Continue implementation of circular which provides for grant of ownership.	Ministry of Lands	Circular implemented.	On-going	Fully included	
60	106	Be clear in policy with regard to the areas available to be resettled; create more awareness among people about such policies and the options available to them.	3	Within a Month	9.106	9.106 - Create awareness among IDPs about policies [with regard to the areas that are available for people to resettle] and the options available to them.	Conduct awareness programmes with relevant groups on the implementation of circular No. 2011/4 of 22.07.2011 issued by the Commissioner General of Lands	Ministry of Lands	Awareness programmes conducted	6 months	Fully included	
61	108a	Facilitate and encourage the return and resettlement of displaced persons living in India; make essential facilities available if they should choose to return.	3	Over a Year	9.108	9.108 - Initiate a formal bilateral consultation process between Sri Lanka and India to enable the displaced persons living in India to take considered decisions with regard to their return to Sri Lanka.	1. Formulate policy with regard to IDPs in India; 2. Conduct bi-lateral discussions with India in terms of policy.	1) Ministry of Lands, Ministry of External Affairs, Ministry of Resettlement, Ministry of Defence 2) Ministry of External Affairs, Ministry of Defence	Bi-lateral discussions held and decisions implemented	24 months	Fully included	
62	108b	Initiate a formal bilateral consultation process between Sri Lanka and India to enable the displaced persons to take considered decisions with regard to their return to Sri Lanka.	0	Over a Year	9.108	9.108 - Initiate a formal bilateral consultation process between Sri Lanka and India to enable the displaced persons living in India to take considered decisions with regard to their return to Sri Lanka.	1. Formulate policy with regard to IDPs in India; 2. Conduct bi-lateral discussions with India in terms of policy.	1) Ministry of Lands, Ministry of External Affairs, Ministry of Resettlement, Ministry of Defence 2) Ministry of External Affairs, Ministry of Defence	Bi-lateral discussions held and decisions implemented	24 months	Fully included	
63	111	Create a uniform State policy aimed at resettling Muslim community IDPs and/or integrating them into the host community; communicate this policy to the IDPs.	0	Within a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.113	
64	112	Include an assistance package in Policy referred to in 9.111; include financial assistance and other material support such as support for housing construction.	0	Within a Year						Omitted	No commitment to include assistance package in state policy	
65	113	Appoint a special committee to examine durable solutions and to formulate a comprehensive State policy on the issue of integrating Muslim IDPs into host communities, after having extensive consultations with the IDPs and the host communities.	0	Within a Year	9.113	9.113 - Appoint a special committee to examine durable solutions and formulate a comprehensive State policy on the issue [of Muslim IDPs displaced from the North] after extensive consultations with the IDPs and the host communities	1. Presidential Task Force for the North and East (PTF for the N&E) to formulate a policy on the issue of Muslim IDPs. 2. Issue necessary directions to Implement policy.	PTF for N&E	1) Policy formulated 2) Policy implemented	9 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments
66	115a Take all steps to prevent harassment and attacks on media personnel and institutions.	7	Within a Month	9.115A-C	9.115a-c Take all steps to prevent harassment and attacks on media personnel and institutions. Give priority to the investigation, prosecution and disposal of such cases. Properly investigate past incidents of such illegal action.	<ol style="list-style-type: none"> Take appropriate action to ensure media freedom. <ol style="list-style-type: none"> Pursuit of grievance mechanisms - Complaints to Police, FR Applications to SC, Complaints to Press Council (with a wider jurisdiction and enhanced powers) Complaints to NPC against Police inaction. Complete investigations into current cases Promote responsible journalism and consider a code of conduct for journalists. 	<ol style="list-style-type: none"> Ministry of Mass Media & Information Dept. of Police Press Council. 	<ol style="list-style-type: none"> Effective redress to grievances of media personnel Investigations completed 	12 months	Fully included	
67	115b Impose deterrent punishment on harassment and attacks against media personnel; give priority to the investigation, prosecution and disposal of such cases to build-up public confidence in the criminal justice system.	7	Within a Year	9.115A-C	9.115a-c Take all steps to prevent harassment and attacks on media personnel and institutions. Give priority to the investigation, prosecution and disposal of such cases. Properly investigate past incidents of such illegal action.	<ol style="list-style-type: none"> Take appropriate action to ensure media freedom. <ol style="list-style-type: none"> Pursuit of grievance mechanisms - Complaints to Police, FR Applications to SC, Complaints to Press Council (with a wider jurisdiction and enhanced powers) Complaints to NPC against Police inaction. Complete investigations into current cases Promote responsible journalism and consider a code of conduct for journalists. 	<ol style="list-style-type: none"> Ministry of Mass Media & Information Dept. of Police Press Council. 	<ol style="list-style-type: none"> Effective redress to grievances of media personnel Investigations completed 	12 months	Fully included	
68	115c Investigate expeditiously past incidents of such attacks on media personnel.	7	Within a Year	9.115A-C	9.115a-c Take all steps to prevent harassment and attacks on media personnel and institutions. Give priority to the investigation, prosecution and disposal of such cases. Properly investigate past incidents of such illegal action.	<ol style="list-style-type: none"> Take appropriate action to ensure media freedom. <ol style="list-style-type: none"> Pursuit of grievance mechanisms - Complaints to Police, FR Applications to SC, Complaints to Press Council (with a wider jurisdiction and enhanced powers) Complaints to NPC against Police inaction. Complete investigations into current cases Promote responsible journalism and consider a code of conduct for journalists. 	<ol style="list-style-type: none"> Ministry of Mass Media & Information Dept. of Police Press Council. 	<ol style="list-style-type: none"> Effective redress to grievances of media personnel Investigations completed 	12 months	Fully included	
69	115d Ensure the freedom of movement of media personnel in the North and East, as it would help in the exchange of information contributing to the process of reconciliation.	7	Within a Year	9.115d	9.115d - Ensure the freedom of movement of media personnel in the North and East	<ol style="list-style-type: none"> Identify impediments to free movement, if any, of media personnel in the North and East Take appropriate action to remove impediments, if any 	<ol style="list-style-type: none"> Ministry of Mass Media and Information Dept. of Police 	<ol style="list-style-type: none"> Impediments identified, if any All impediments, if any, removed 	6 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments
70	115e Enact legislation to ensure the right to information.	7	Within a Year	9.115e	9.115e - Enact legislation to ensure the right to information	Cabinet to decide the suitable time frame for drafting legislation.	Ministry of Mass Media and Information	The Cabinet Office will be the interface for the interaction with the Cabinet of Ministers on the acceptance of such legislation by the legislature.	TBC	Fully included	
71	117 Remove any remaining restrictions on visiting places of worship including access to places in HSZs with the only exception being made in respect of the restrictions necessitated by mine-clearance activities.	2	Within a Year	9.117	9.117 - Remove any remaining restrictions on visiting places of worship	1. Identify existing restrictions, if any 2. Remove restrictions, if any	Ministry of Religious Affairs	Restrictions if any, removed	12 months	Fully included	
72	118 Ensure that people, community leaders and religious leaders are free to organize peaceful events and meetings without restrictions.	8	Within a Month	9.118	9.118 - Ensure people, community leaders, and religious leaders have the freedom to organize peaceful events and meetings without restrictions.	Monitor monthly at GA's conference, whether there are constraints to enjoying this freedom.	Ministry of Public Administration	Zero complaints re inability to organize events	On-going	Fully included	
73	119 Follow up Action on the Reports of Past Commissions of Inquiry to insure that visitors from overseas be allowed to visit their friends and relatives in recently resettled areas without any undue restrictions.	0	Within a Month	9.119	9.119 - Allow visitors from overseas to visit their friends and relatives in recently resettled areas without any undue restrictions	Identify whether there are undue restrictions to visits and remove such restrictions, if any.	Ministry of Defence, Department of Police, respective GA's	The formulation of a report which confirms that no such restriction exists	6 months	Fully included	
74	120 Implement the recommendations of the Report of the Presidential Commission of Inquiry Appointed to Investigate and Inquire into Alleged Serious Violations of Human Rights Arising Since August 2005, particularly those relating to further investigation and prosecution of offenders involved in the incidents of the death of 5 students in Trincomalee in January 2006 and 17 aid workers of the ACF in August 2006.	1	Within a Year	9.12	9.120 - Implement recommendations of past commissions of inquiry, particularly those relating to further investigation and prosecution of offenders involved in the death of – a) 5 students in Trincomalee in January 2006 ; and b) 17 aid workers of the ACF in August 2006	1. Examine recommendations of Committees 2. Ensure follow up on recommendations are implemented	Attorney General and Department of Police	Recommendations implemented.	On-going	Fully included	
75	124a Protect the right of citizens to buy lands where they please. In the case of inter provincial irrigation or land settlement schemes, distribution of State land should continue to be as provided for in the Constitution of Sri Lanka.	3	Within a Month	9.124	9.124 Ensure that - (1) Any citizen of Sri Lanka has the right to acquire land in any part of the country, in accordance with its laws and regulations, and reside in any area of his/her choice without any restrictions or limitations. (2) land policy of the Government is not an instrument to effect unnatural changes in the demographic pattern of a given Province. (3) distribution of State land continues as provided for in the Constitution	1. (a) Conduct study to ascertain whether practices infringe on legal rights to acquire land (b) Take appropriate steps to remove infringements, if any exist (c) Effective implementation of the policy on land use with a view to identifying appropriate state land available for settlement. 2. Appoint a 4th Land Commission with a TOR similar to the previous three (i.e. the LC's of 1927, 1936 and 1985) to recommend policy to address issues. 3. Ensure effective implementation of Statutes, i.e. The State Lands Ord., Land Development Ordinance, Land Grants (Sp. Provisions) Act.	1) Ministry of Lands 2) P.T.F. for N & E 3) Presidential Secretariat	1) A completed study of the alienation of state land with specific reference to the N & E 2) Appointment of the 4th Land Commission	12 months 24 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
76	124b	Ensure that land policy of the Government does not become an instrument to effect unnatural changes in the demographic pattern of a given Province.	3	Within a Month	*miscited in NPA but imported	Issue of a clear statement by government that private lands would not be utilized for settlements by any Government agency.	Formulate a Policy to deal with the issue of settlements.	Ministry of Lands	Policy formulated	12 months	Partly Included	No commitment regarding preventing demographic changes
77	126	Assure people through an appropriate publicity effort that the Land Circular No. 2011/04 programme is not a substitute for recourse to the Courts of Law where people are in possession of valid legal proof of their claim to the land/s in question.	N/A	Not actionable	9.126	9.126 - Assure people through a publicity effort that the Programme seeks to make available land to all returning IDPs as expeditiously as possible and is not a substitute for recourse to the Courts of Law where people are in possession of valid legal proof of their claim to the land in question.	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations.	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
78	128	Adopt an apolitical approach to implementing the Land Circular No. 2011/04 programme; and Provide the needed human and financial resources for the successful implementation of the Land Circular No. 2011/04 programme.	N/A	Not actionable	9.128	9.128 - Provide the needed human and financial resources.	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations.	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
79	129a	Supervise effectively the civil administration officers tasked with implementation of the Land Circular No. 2011/04 programme by the respective Government agents.	N/A	Not actionable	9.129	9.129 - Supervise civil administration officers tasked with the implementation of the Programme by respective Government Agents and monitor implementation quality at the national level by the Land Commissioner General	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
80	129b	Monitor implementation quality of the Land Circular No. 2011/04 by the Land Commissioner General at the national level to ensure impartiality and transparency.	N/A	Not actionable	9.129	9.129 - Supervise civil administration officers tasked with the implementation of the Programme by respective Government Agents and monitor implementation quality at the national level by the Land Commissioner General	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
81	131	Organize, under the Land Commissioner General's Department, a media seminar on the proposed Land Circular No. 2011/04 to enable the Media to project an accurate and clear view of the new Programme under Land Circular No. 2011/04 devoid of political posturing.	N/A	Not actionable	9.131	9.131 - Organize a well-planned media seminar on the Programme to enable the Media to project an accurate and clear view of the Programme	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
82	132	Conduct well designed training programmes by the Land Commissioner General's Department for all officers and community leaders based on a short and simple but written training manual to ensure all training is identical across Districts.	N/A	Not actionable	9.132	9.132 - Conduct well designed training programmes for all officers and community leaders selected for various Committees.	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations.	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
83	133	Launch a settler centered communication campaign primarily in simple Tamil, as well as in Sinhala, incorporating information on what specific action the displaced persons should take with regard to different services provided by the Land Circular No. 2011/04 programme.	N/A	Not actionable	9.133	9.133 - Launch a well-designed, communication campaign in simple Tamil and Sinhala language to help displaced persons come forward to benefit from the Programme.	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations.	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
84	134a	Disengage Security Forces from all civil administration related activities as rapidly as possible.	2	Within a Year							Omitted	No reference to disengagement
85	134b	Confine use of land for security purposes; expedite release of maximum extents of such land; while taking into account security concern; accord primacy to the policy objective of allowing people to settle in areas convenient to them.	2	Within a Year	9.134	9.134 - Confine the participation of security forces officers to expediting the release of maximum extents of lands being utilized for security purposes	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Partly Included	Land circular withdrawn
86	135a	Direct the First Committees [In terms of Land Circular 2011/04] in each of the District Secretariat areas to organise and hold a well publicized 'Community Consultation Meeting' prior to the launch of the First Committee investigation process.	N/A	Not actionable	9.135, 9.136	9.135, 136 - Organize and hold a well-publicized 'Community Consultation Meeting' in each District Secretariat area prior to the launch of the First Committee investigation process. Establish a mechanism to rapidly consider constructive suggestions made through this process.	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations.	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
87	135b	Direct the planning and conduct of Community Consultation Meetings envisaged in the Land Circular 2011/04 to be based on the experiences of the traditional Land Kachcheri system.	N/A	Not actionable							Not actionable	Land circular withdrawn
88	136	Direct the Land Commissioner General to establish a mechanism to rapidly consider the constructive suggestions made through the 'Community Consultation Meetings', and to consider using these suggestions as appropriate to further improve the field level methodology of the Land Circular 2011/04 Programme.	N/A	Not actionable	9.135, 9.136	9.135, 136 - Organize and hold a well-publicized 'Community Consultation Meeting' in each District Secretariat area prior to the launch of the First Committee investigation process. Establish a mechanism to rapidly consider constructive suggestions made through this process.	The proposed 4th Land Commission to take cognizance of the recommendation 9.126, 9.128, 9.129, 9.131 to 9.136 and consider the feasibility of the implementation of such recommendations.	Ministry of Lands	Implementation of the activities in keeping with the findings of the 4th Land Commission	24 months	Not actionable	Land circular withdrawn
89	137	Make arrangements to strengthen human resource teams at all levels to implement alternate land dispute resolution mechanisms.	3	Over a Year							Omitted	No reference to human resource teams. Though this recommendation relates to the Land Circular 2011/04, it is not treated as non-actionable, as strengthening human resources may be treated as a generic recommendation
90	139	Give all families who have been secondary occupants, whether at the behest of LTTE or not, land, if the lands they are currently in occupation are awarded to the genuine original permit holders on the results of the Investigating Committee [In terms of Land Circular 2011/04] decisions.	N/A	Not actionable							Not actionable	Salient elements of recommendation not captured

	Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments
91	140a	Apply strict controls to prevent any alienation of State land other than for IDPs, except where State land is required for other approved purposes.	3	Within a Month	9.14	9.140 - Apply strict controls to prevent any alienation of State land other than for IDPs until the proposed Programme is implemented.	Ensure implementation of provisions of the Circular of the M/Lands which incorporates this principle.	Ministry of Lands	Implementation of circular	3 months	Fully included	
92	140b	Make legal provision to enable relevant authorities to investigate and institute legal action in cases against any public officer, Attorney-at-Law, or Notary Public who commits or abets the alienation of State land through spurious deeds.	N/A	Not actionable							Not actionable	No reference to specific legal provisions
93	141	Seek the cooperation of a development partner to support the Land Circular 2011/04 Programme, based on the understanding that Government of Sri Lanka will be responsible for programme policy, decision making, and implementation.	N/A	Not actionable	9.141	9.141 - Actively seek the cooperation of a development partner to support the Programme, based on the understanding that Government of Sri Lanka will be responsible for Programme policy, decision making, and implementation.	1. Evaluate the need for an external partner 2. Formulate a project proposal if external resources are found to be needed. 3. Secure assistance as appropriate, if feasible.	Ministry of Lands Ministry of Resettlement Department of National Planning	A report dealing with activities 1, 2 & 3	3 months	Not actionable	Land circular withdrawn
94	142a	Subject the two existing HSZs in Palaly and Trincomalee-Sampur, as well as small extents of private land currently utilized for security purposes in the districts, to review; release more land while keeping national security needs in perspective.	2	Within a Year	9.142	9.142 - Review the 2 existing HSZs in Palaly and Trincomalee-Sampur, as well as small extents of private land currently utilized for security purposes, with a view to release more land while keeping national security needs in perspective. Complete the provision of alternate lands and or payment of compensation within a specific time frame.	Consequent to the review already completed – a) Release lands where possible; b) Take steps to re-locate or to pay compensation acting under applicable Statutes (Land Acquisition Act).	(a) Ministry of Defence (b) Ministry of Lands	a) Lands released b) Re-location completed c) Compensation paid	a) On-going b) 6 months c) 3 years	Fully included	
95	142b	Give, within a specific timeframe, alternative lands or compensation in accordance to applicable laws to all families who have lost lands and or houses due to formal HSZs or to other informal or ad hoc security related needs.	3	Over a Year	9.142	9.142 - Review the 2 existing HSZs in Palaly and Trincomalee-Sampur, as well as small extents of private land currently utilized for security purposes, with a view to release more land while keeping national security needs in perspective. Complete the provision of alternate lands and or payment of compensation within a specific time frame.	Consequent to the review already completed – a) Release lands where possible; b) Take steps to re-locate or to pay compensation acting under applicable Statutes (Land Acquisition Act).	(a) Ministry of Defence (b) Ministry of Lands	a) Lands released b) Re-location completed c) Compensation paid	a) On-going b) 6 months c) 3 years	Fully included	
96	143a	Extend livelihood assistance to 'new IDP' families as needed, on an area by area basis for a longer period of time than planned, to ensure family sustenance.	0	Over a Year							Omitted	No reference to new IDPs
97	143b	Continue renovating irrigation tanks in the Province until all the remaining small irrigation tanks are brought back into operation, possibly with UN System assistance.	0	Within a Year							Omitted	No reference to renovation of irrigation tanks
98	145a	Review, without arousing communal tension, the available official data with regard to the eviction of Sinhalese families from the Jaffna district.	0	Within a Year							Omitted	No reference to review
99	145b	Return Sinhalese families who were evicted from Jaffna and the rest of the Northern Province, and who volunteer to go back, to their own land or resettle them in alternate land as expeditiously as possible.	3	Within a Year							Omitted	No reference to return of Sinhala families
100	146	Expedite the return and resettlement of the remaining Muslim families who volunteer to return to Jaffna and the Northern Province.	0	Within a Year							Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.113 and 9.195

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
101	147	Designate a focal agency to study the special nature of problems and displacement of families in former Threatened Villages, with a view to designing a special mechanism to resolve their current problems expeditiously.	3	Within a Month						Omitted	No reference to focal agency	
102	148	Amend the law pertaining to prescription in its application to land transfers/occupation effected during the period of conflict in order to prevent legitimizing of forced eviction and secondary occupation of private lands in the North and the East.	3	Within a Year						Omitted	No reference to amendment	
103	149	Ascertain the magnitude of the problems of the 'old IDPs' and with the assistance of the United Nations, begin a Programme to return or resettle these displaced persons who wish to return voluntarily.	0	Within a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.113 and 9.195	
104	150	Expedite action on the establishment of a National Land Commission (NLC) in order to propose appropriate future national land policy guidelines; include Guidelines for the equitable distribution of State land.	3	Within a Year	9.15	9.150 - Expedite action on the establishment of a NLC in the TOR of the PSC with a view to receiving recommendations.	1) Presidential Secretariat 2) Ministry of Lands	Proposal included in TOR of PSC	To be confirmed	Partly Included	Implementation is contingent on PSC	
105	151	Develop a land use plan for each district in the North and East with the participation of district and national experts drawn from various relevant disciplines; ensure protection of environment and bio-diversity; sustainable economic development; leisure and recreational standards; religious, cultural, and archaeological sites.	3	Within a Year	9.151	9.151 - Develop a land use plan for each district in the North and East with the participation of district and national experts drawn from various relevant disciplines to guide the district administration in land conservation and alienation in order to ensure protection of environment and bio-diversity, sustainable economic development, leisure and recreational standards, religious, cultural, and archaeological sites with a view to improving the quality of life of the present and future generations.	1. Provide Ministry of Lands with resources to prepare the Land Use Plan for North and East. 2. Acting under the Land Use Policy adopted in 2007, develop Land Use Plan for the North and East.	1) Ministry of Finance and Ministry of Public Administration. 2) Ministry of Lands	1) (a) Budgetary provisions made available to Ministry of Lands; (b) Staff provided to M/Lands; 2) Land Use Plan for N&E developed.	36 months	Fully included	
106	152	Arrive at a bi-partisan understanding that restitution of land to displaced persons in the North and East is a national issue and not a tool to gain political advantage.	3	Within a Year	152	9.152 - Arrive at a bi-partisan understanding that restitution of land is a national issue and will not be used as a tool by political parties to gain narrow political advantage.	Refer recommendation to PSC	Presidential Secretariat	Recommendation referred to PSC.	On-going	Fully included	
107	153	Ensure that those who are eligible for payments, compensation or monetary relief have access to it within a reasonable timeframe.	0	Within a Year						Omitted	Arguably contemplated under NPA item relating to recommendation 9.155, but no reference to reasonable timeframes	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
108	155	Review the role and capacity of Rehabilitation of Persons, Properties and Industries Authority (REPPIA) with a view to streamlining and augmenting its role and resources in undertaking post-conflict requirements.	0	Within a Month	9.155	9.155 - Review the role and capacity of Rehabilitation of Persons, Properties and Industries Authority (REPPIA) with a view to streamlining and augmenting its role and resources in undertaking post-conflict requirements [for compensatory relief]. Procure funding to clear the backlog of cases as well as to prevent lack of funds being the reason for delays and non-payment in the future. Set a time limit for completion of payments	1. Examine the issues that affect the effective implementation of the REPIA. 2. Take appropriate action to deal with issues identified. 3. Provide funds for payment of compensation based on an acceptable victim identification process.	1) M/Rehabilitation and Prisons Reforms 2) – do – 3) M/Finance and Planning	1) Report on REPIA received. 2) Action taken as appropriate. 3) Issues resolved	On-going	Fully included	
109	157	Take responsibility for prioritising payments in full, and in time. Procure funding to clear the backlog of cases as well as to prevent lack of funds being the reason for delays and non-payment in the future.	0	Within a Year	*miscited in NPA but imported	9.155 - Review the role and capacity of Rehabilitation of Persons, Properties and Industries Authority (REPPIA) with a view to streamlining and augmenting its role and resources in undertaking post-conflict requirements [for compensatory relief]. Procure funding to clear the backlog of cases as well as to prevent lack of funds being the reason for delays and non-payment in the future. Set a time limit for completion of payments	1. Examine the issues that affect the effective implementation of the REPIA. 2. Take appropriate action to deal with issues identified. 3. Provide funds for payment of compensation based on an acceptable victim identification process.	1) M/Rehabilitation and Prisons Reforms 2) – do – 3) M/Finance and Planning	1) Report on REPIA received. 2) Action taken as appropriate. 3) Issues resolved	On-going	Partly Included	Contemplated under NPA item relating to recommendation 9.155, but no reference to reasonable timeframes
110	158	Set a target time frame, via REPPIA, to ensure that all entitlements are met.	0	Within a Month							Omitted	No reference to target timeframes
111	159	Set a time limit for completion of payments for losses suffered up to the end of the conflict; (per 160a) Consider the following factors in setting a time limit: Reasonable time needed for those making applications; the particular circumstances of IDPs and those who had been living in areas dominated by the LTTE; REPPIA's capacity and other relevant factors.	0	Within a Month							Omitted	No reference to time limit
112	160	Give extensive publicity to ensure all entitled persons for payments, compensation or monetary relief apply.	0	Within a Year							Omitted	Arguably contemplated under NPA item relating to recommendation 9.155, but no reference to publicity campaign
113	161	Focus REPPIA towards providing compensatory relief for persons affected by the conflict.	0	Within a Month							Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.155
114	162	Make REPPIA prioritize the 'General Public' and 'Public Servant' payment of death, injury and housing entitlements; revisit the problem of public servants being disqualified from NGO assistance programmes, particularly housing assistance.	0	Within a Year	9.162	9.162 - Revisit the problem of public servants being disqualified from NGO assistance programs.	1. Examine government policy to identify what disqualifications exist; 2. Determine and introduce provisions to ensure equitable assistance.	Ministry of Public Administration	1) Policy examined and problem areas identified, if any. 2) New policy determined, if necessary.	3 months	Fully included	
115	164	Make a decision on compensatory relief for death and injury for those involved with the LTTE; prioritize REPPIA towards affected civilians most in need.	0	Within a Month	9.164	9.164 - Take a decision on compensatory relief for death and injury for those involved with the LTTE.	Continue with Government programme for the rehabilitation and re-integration of ex-combatants and a reconciliation programme for the next of kin.	Ministry of Resettlement and PTF – N & E	The effective implementation of the relief programmes granting relief to those NOK affected by death or injury as a direct result of the conflict	24 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
116	165	Access all possible sources of assistance from institutions and individuals both national and international to address housing needs.	0	Over a Year						Omitted	No reference to accessing sources of assistance	
117	169	Fill vacancies in Grama Niladhari positions as a priority.	0	Within a Year						Partly Included (not referenced)	No reference to filling vacancies	
118	171	Phase out the involvement of the Security Forces in civilian activities and use of private lands by the Security Forces; give reasonable time lines.	2	Within a Year	9.171 9.227	9.171, 9.227 - Phase out the involvement of the Security Forces in civilian activities and use of private lands by the Security Forces with reasonable time lines being given.	1. Formulate Plan for further reducing involvement of Security Forces in civilian work. (95% already withdrawn from civilian duties) having regard to the experiences of the reconciliation programmes.	Ministry of Defence	A marked reduction or withdrawal of security force personnel for civil activities	6 months	Fully included	
119	194	Facilitate the early return of the displaced Muslims to return to their places of origin in the Northern Province.	0	Within a Year	*miscited in NPA but imported	9.195, 195 - Facilitate the early return of the displaced Muslims to their places of origin in the Northern Province. Take immediate steps to assist in rebuilding of the mosques, houses and schools destroyed or damaged by the LTTE.	Formulating and implementing a policy for the resettlement and reintegration of the displaced Muslims.	PTF for N & E and M/Resettlement	The publication of the report identifying the requirements with recommendations for implementation.	18 months	Fully included	
120	195	Take immediate steps to assist in re-building of the mosques, houses and schools destroyed or damaged by the LTTE.	0	Over a Year	9.195	9.195, 195 - Facilitate the early return of the displaced Muslims to their places of origin in the Northern Province. Take immediate steps to assist in rebuilding of the mosques, houses and schools destroyed or damaged by the LTTE.	Formulating and implementing a policy for the resettlement and reintegration of the displaced Muslims.	PTF for N & E and M/Resettlement	The publication of the report identifying the requirements with recommendations for implementation.	18 months	Fully included	
121	196	Take into account, with the cooperation of development partners, the equity and non-discriminatory principles in dealing with the situation of the 'old IDPs'.	0	Over a Year						Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.113 and 9.195	
122	198	Undertake an in-depth study to identify the needs of the people in villages adjacent to former conflict areas to address the question of improving their livelihood.	0	Within a Year						Omitted	No reference to in-depth study	
123	199	Ensure even-handed resource allocation and development of villages.	0	Within a Month						Omitted	No reference to even-handed resource allocation	
124	200	Take necessary steps to improve the health and educational facilities and also provide better living conditions in the estate areas.	0	Within a Year	*miscited in NPA but imported	9.201 - Ensure that post conflict development agenda and programmes for reconciliation take account of the essential needs of the Tamils of Indian origin. Improve the health and educational facilities and also provide better living conditions in the estate areas.	1. Assess the impact of existing programmes to improve the health, education and housing facilities for the estate sector, to identify areas that require improvement. 2. Revise programmes to make interventions more effective.	M/Health M/Education M/Plantation Industries M/Child Dev. & Women's Affairs	The publication of a report indicating the effectiveness of banks existing programmes	6 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
125	201	Take account, in a larger post conflict development agenda and the programmes for reconciliation context, the essential needs of the Tamils of Indian origin.	0	Within a Year	9.201	9.201 - Ensure that post conflict development agenda and programmes for reconciliation take account of the essential needs of the Tamils of Indian origin. Improve the health and educational facilities and also provide better living conditions in the estate areas.	1. Assess the impact of existing programmes to improve the health, education and housing facilities for the estate sector, to identify areas that require improvement. 2. Revise programmes to make interventions more effective.	M/Health M/Education M/Plantation Industries M/Child Dev. & Women's Affairs	The publication of a report indicating the effectiveness of banks existing programmes	6 months	Fully included	
126	204	Take immediate action to disarm persons in possession of unauthorised weapons and also prosecute such offenders.	8	Within a Year	9.204	9.204 - Take immediate action to disarm persons in possession of unauthorized weapons and prosecute such offenders.	Ensure strict enforcement of the provisions of the Offensive Weapons Act/The Firearms and Explosives Act and the successful prosecution of legal action against offenders.	Dept. of Police	A complete disarming of persons in possession of unauthorized weapons.	6 months	Fully included	
127	207	Launch a full investigation of allegations that specific individuals (i.e. Bhareti and Karuna) committed several offences of abduction, extortion, robbery etc. in the Eastern province.	8	Within a Year	9.213 9.206-209	9.213 - Ensure that all allegations are investigated and wrongdoers are prosecuted and punished irrespective of their political links (9.206-209 Includes examples of uninvestigated allegations related to Bhareti, Karuna, EPDP extortion, and a gang led by a person called Major Seelan)	Conduct investigations speedily and ensure that the Rule of Law prevails having due regard to the Constitution. Guarantee of the equal protection of the law	1) Dept. of Police 2) AG's Department 3) Ministry of Justice	An increased rate of successful prosecutions.	6 months	Fully included	
128	208	Launch a full investigation of complaints and allegations of extortion against the EPDP.	8	Within a Year	9.213 9.206-209	9.213 - Ensure that all allegations are investigated and wrongdoers are prosecuted and punished irrespective of their political links (9.206-209 Includes examples of uninvestigated allegations related to Bhareti, Karuna, EPDP extortion, and a gang led by a person called Major Seelan).	Conduct investigations speedily and ensure that the Rule of Law prevails having due regard to the Constitution. Guarantee of the equal protection of the law.	1) Dept. of Police 2) AG's Department 3) Ministry of Justice	An increased rate of successful prosecutions.	6 months	Fully included	
129	209	Investigate fully the illegal activities of a gang led by a person called Major Seelan, in connection with offences of abduction, extortion and robbery; Major Seelan was apprehended but the principal offender remains at large.	8	Within a Year	9.213 9.206-209	9.213 - Ensure that all allegations are investigated and wrongdoers are prosecuted and punished irrespective of their political links (9.206-209 Includes examples of uninvestigated allegations related to Bhareti, Karuna, EPDP extortion, and a gang led by a person called Major Seelan)	Conduct investigations speedily and ensure that the Rule of Law prevails having due regard to the Constitution. Guarantee of the equal protection of the law	1) Dept. of Police 2) AG's Department 3) Ministry of Justice	An increased rate of successful prosecutions.	6 months	Fully included	
130	210	Give full effect to all of its Interim Recommendations concerning illegal armed groups.	8	Within a Year							Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.213

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments
131	212 Set up units of the Attorney General's Department in the Provinces to guide and advise the Police regarding matters of criminal justice.	5	Within a Year	9.212	9.212 - Set up units of the Attorney General's Department in the Provinces to guide and advise the police regarding criminal investigations, prosecutions and other matters touching upon the criminal justice system.	1. Formulate TORs for Units in the AGs dept. and establish same. 2. Include relevant modules in the training programmes for Police Officers. 3. Enhance capacity of the Trainers of the Police Training College.	1) AG's Department 2) Police Department 3) Police Department	1) Enhanced capacity of AG's Department units 2) Improvement in the quality of investigations 3) Greater success in prosecution and a general improvement in the Criminal Justice System	12 months	Fully included	
132	213 Investigate all allegations against illegal armed groups; prosecute and punish all wrongdoers irrespective of their political links.	8	Over a Year	9.213 9.206-209	9.213 - Ensure that all allegations are investigated and wrongdoers are prosecuted and punished irrespective of their political links (9.206-209 Includes examples of uninvestigated allegations related to Bhareti, Karuna, EPPD extortion, and a gang led by a person called Major Seelan)	Conduct investigations speedily and ensure that the Rule of Law prevails having due regard to the Constitution. Guarantee the equal protection of the law	1) Dept. of Police 2) AG's Department 3) Ministry of Justice	An increased rate of successful prosecutions.	6 months	Fully included	
133	214 De-link the Police Department from the institutions dealing with the armed forces which are responsible for the security of the State.	5	Within a Year	9.214 9.215	9.214, 215 - De-link the Police Department from the institutions dealing with the armed services. Establish an independent permanent Police Commission to monitor the performance of the police service and ensure that all police officers act independently and maintain a high degree of professional conduct.	Refer this recommendation to the PSC as it deals with an entirely policy/political issue [Independent Police Commission has already been established]	Proposed Parliamentary Select Committee	Not applicable	Not Applicable	Partly Included	Implementation is contingent on PSC
134	215 Establish an independent permanent Police Commission as a pre-requisite to guarantee the effective functioning of the Police and to generate public confidence.	5	Within a Year	9.214 9.215	9.214, 215 - De-link the Police Department from the institutions dealing with the armed services. Establish an independent permanent Police Commission to monitor the performance of the police service and ensure that all police officers act independently and maintain a high degree of professional conduct.	Refer this recommendation to the PSC as it deals with an entirely policy/political issue. [Independent Police Commission has already been established]	Proposed Parliamentary Select Committee	Not applicable	Not Applicable	Partly Included	Implementation is contingent on PSC

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
135	218	Establish an independent institution, with a strong investigative arm, to address the grievances of all citizens, in particular the minorities, arising from the abuse of power of public officials and other individuals involved in the governance of the country.	8	Within a Year	9.218 9.219	9.218, 219 - Establish an independent institution with a strong investigative arm to address the grievances of all citizens, in particular the minorities, arising from the abuse of power by public officials and other individuals involved in the governance of the country. Ensure that any citizen of this country who has a grievance arising out of any executive of administrative act, particularly those base on ethnicity or religion, should have the right to seek redress before the independent institution	1. Review the provisions of existing Institutions to identify additional and more effective measures that need to be taken to strengthen citizens rights. 2. Introduce measures/ mechanisms/ amendment to laws to strengthen citizens grievance mechanisms	1) Presidential Secretariat 2) Ministry of Defence 3) AG's Department 4) Ministry of Justice	Report submitted by major stakeholders to the Cabinet of ministers	6 months	Partly Included	NPA only seeks to review the recommendation
136	219	Protect the right of citizens who have a grievance arising out of any executive or administrative act, particularly those based on ethnicity or religion to seek redress before the independent institution.	8	Within a Month	9.218 9.219	9.218, 219 - Establish an independent institution with a strong investigative arm to address the grievances of all citizens, in particular the minorities, arising from the abuse of power by public officials and other individuals involved in the governance of the country. Ensure that any citizen of this country who has a grievance arising out of any executive of administrative act, particularly those base on ethnicity or religion, should have the right to seek redress before the independent institution.	1. Review the provisions of existing Institutions to identify additional and more effective measures that need to be taken to strengthen citizens rights. 2. Introduce measures/ mechanisms/ amendment to laws to strengthen citizens grievance mechanisms.	1) Presidential Secretariat 2) Ministry of Defence 3) AG's Department 4) Ministry of Justice	Report submitted by major stakeholders to the Cabinet of ministers	6 months	Partly Included	NPA only seeks to review the recommendation
137	220	Make provision to give effect to the decisions of a special institution to deal with citizen grievances. Provide for the imposition of sanctions in respect of persons who have abused power.	8	Within a Year							Omitted	No reference to giving effect to decisions of special institution
138	222	Make full transparency and information regarding the rationale of government decisions available to the people; review existing procedures and practices towards this end.	0	Within a Month							Omitted	No reference to transparency
139	223	Ensure that development activities should be carried out in consultation and with the participation of the local people.	6	Within a Month							Omitted	No reference to consultative process
140	224	Conceive and implement a specific programme to bring about attitudinal changes including, through training programmes to enhance the work ethic of the Public Service.	5	Within a Year	9.224	9.224 - Conceive and implement a specific program to bring about attitudinal change through training programs to enhance the work ethic of the public service.	Implement the National Human Resources Policy.	Office of the Sr. Minister for HR development	1) HR Plan of Action formulated. 2) Implementation of HRPA commenced.	3 months	Fully included	
141	226	Establish an Independent Public Service Commission without delay to ensure that there is no political interference in the public service and that recruitment and promotions in the public service are in conformity with the equality provisions in the Constitution.	5	Within a Year	9.226	9.226 - Establish an independent Public Service Commission to ensure that there is no political interference in the public service and that recruitment and promotions in the public service are in conformity with the equality provisions in the Constitution.	An independent Public Services Commission has been established.				Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
142	227	Revert the Northern Province to civilian administration in matters relating to the day-to-day life of the people, and in particular with regard to matters pertaining to economic activities such as agriculture, fisheries land etc.; Recede military presence to the background.	2	Within a Year	9.171 9.227	9.171, 9.227 - Phase out the involvement of the Security Forces in civilian activities and use of private lands by the Security Forces with reasonable time lines being given.	1. Formulate Plan for further reducing involvement of Security Forces in civilian work. (95% already withdrawn from civilian duties) having regard to the experiences of the reconciliation programmes.	Ministry of Defence	A marked reduction or withdrawal of security force personnel for civil activities	6 months	Partly Included	No acknowledgement of the need for the recommendation
143	228	Make all endeavours, in cooperation with the Opposition, to reach a consensus on an appropriate constitutional amendment, to provide for an adequate timeframe to challenge proposed legislation.	8	Over a Year	9.228	9.228 - Establish a constitutional provision for judicial review of legislation. Reach a consensus on an appropriate constitutional amendment to provide for an adequate timeframe to challenge proposed legislation.	Refer to the PSC.	Presidential Secretariat	Not Applicable	Not Applicable	Partly Included	Implementation is contingent on PSC
144	230	Provide leadership to a political process which must be pursued for the purpose of establishing a framework for ensuring sustainable peace and security in the post-conflict environment.	6	Over a Year							Omitted	No reference to providing leadership
145	231a	Empower the Local Government institutions to ensure greater peoples' participation at the grass roots level.	6	Over a Year							Omitted	No reference to local government empowerment
146	231b	Take into account the lessons learnt from the shortcomings in the functioning of the Provincial Councils system in devising an appropriate system of devolution that addresses the needs of the people whilst safeguarding unity and fostering diversity.	6	Over a Year							Omitted	No reference to examining shortcomings of provincial councils system
147	236	Launch a good-faith effort to develop a consensus on devolution, building on what exists – both, for maximum possible devolution to the periphery especially at the grass roots level, as well as power sharing at the centre.	6	Over a Year	9.236 9.237	9.236, 237 - Take initiative to have a serious and structured dialogue with all political parties, and those representing minorities in particular, to develop consensus on devolution. The dialogue must take place at a high political level and with adequate technical back-stopping.	Refer to the PSC	Presidential Secretariat	Not Applicable	Not Applicable	Partly Included	Implementation is contingent on PSC
148	237	Initiate a serious and structured dialogue on a high political level with technical backstopping with all political parties and those representing the minorities in particular, based on a proposal containing the Government's own thinking on the form and content of the dialogue process envisaged.	6	Within a Year	9.236 9.237	9.236, 237 - Take initiative to have a serious and structured dialogue with all political parties, and those representing minorities in particular, to develop consensus on devolution. The dialogue must take place at a high political level and with adequate technical back-stopping.	Refer to the PSC	Presidential Secretariat	Not Applicable	Not Applicable	Partly Included	Implementation is contingent on PSC
149	241	Include, in the full implementation of the language policy, action plans broken down to the community level, and appropriately covering the Divisions and Local Bodies with targets that can be monitored with citizen participation.	0	Within a Year							Omitted	Arguably contemplated under NPA items relating to recommendations 9.245-250, but no reference to community level action plans
150	243	Make the learning of each others' languages a compulsory part of the school curriculum.	0	Within a Month							Partly Included (not referenced)	Contemplated under NPA items relating to recommendations 9.245-250 (which references recommendations of the "Presidential Task Force on Trilingual Society by 2020)

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments
151	245	Make the necessary budgetary provisions available on a priority basis for teacher training and staffing towards the end of becoming a trilingual nation by the year 2020.	0	Within a Year	9.245	9.245 - Make necessary budgetary provisions available on a priority basis for teacher training and staffing for a trilingual nation by the year 2020.	1. Formulate an Action Plan to ensure effective implementation of the Language policy. 2. Examine the role of the Official Languages Commission and identify areas that need strengthening. Include remedial steps to be taken, in the Action Plan. 3. Implement recommendations of the "Presidential Task Force on Trilingual Society by 2020." 4. Design a monitoring and evaluation Plan to assess whether the programmes implemented are effective and whether there is compliance with policy.	1) Ministry of National Languages and Social Integration 2) Presidential Task Force on Trilingual Society	Effective Monitoring of the implementation of the Trilingual Initiative	On-going	Partly Included No reference to budgetary provisions "But enhanced in term of formulating an Action Plan"
152	246	Ensure that Officers in Government service possess language skills to serve in any part of the country.	0	Over a Year	9.246 9.247 9.249	9.246, 247, 249 - Make it compulsory that all Government offices have Tamil-speaking officers at all times. No district or province should be categorized in terms of language. Police stations should have bi-lingual officers on a 24 hour basis. A complainant should have the right to have his/her statement taken down in the language of their choice. As a temporary measure, software programs can be used for translation until long term policies and measures take effect	1. Formulate an Action Plan to ensure effective implementation of the Language policy. 2. Examine the role of the Official Languages Commission and identify areas that need strengthening. Include remedial steps to be taken, in the Action Plan. 3. Implement recommendations of the "Presidential Task Force on Trilingual Society by 2020." 4. Design a monitoring and evaluation Plan to assess whether the programmes implemented are effective and whether there is compliance with policy.	1) Ministry of National Languages and Social Integration 2) Presidential Task Force on Trilingual Society	Effective Monitoring of the implementation of the Trilingual Initiative	On-going	Partly Included Action envisaged does not include such an aim

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
153	247	Direct all Government offices to have Tamil-speaking officers at all times. In the case of Police Stations they should have bi-lingual officers on a 24- hour basis.	0	Within a Year	9.246 9.247 9.249	9.246, 247, 249 - Make it compulsory that all Government offices have Tamil-speaking officers at all times. No district or province should be categorized in terms of language. Police stations should have bi-lingual officers on a 24 hour basis. A complainant should have the right to have his/her statement taken down in the language of their choice. As a temporary measure, software programs can be used for translation until long term policies and measures take effect.	1. Formulate an Action Plan to ensure effective implementation of the Language policy. 2. Examine the role of the Official Languages Commission and identify areas that need strengthening. Include remedial steps to be taken, in the Action Plan. 3. Implement recommendations of the "Presidential Task Force on Trilingual Society by 2020." 4. Design a monitoring and evaluation Plan to assess whether the programmes implemented are effective and whether there is compliance with policy.	1) Ministry of National Languages and Social Integration 2) Presidential Task Force on Trilingual Society	Effective Monitoring of the implementation of the Trilingual Initiative	On-going	Partly Included	Action envisaged does not include bi-lingual police officers serving on a 24-hour basis
154	248	Create branches for the Language Commission in every province whilst retaining effective powers of implementation.	0	Over a Year	9.248	Ensure that the Language Commission is an authority with effective powers of implementation and branches in every province.	1. Formulate an Action Plan to ensure effective implementation of the Language policy. 2. Examine the role of the Official Languages Commission and identify areas that need strengthening. Include remedial steps to be taken, in the Action Plan. 3. Implement recommendations of the "Presidential Task Force on Trilingual Society by 2020." 4. Design a monitoring and evaluation Plan to assess whether the programmes implemented are effective and whether there is compliance with policy.	1) Ministry of National Languages and Social Integration 2) Presidential Task Force on Trilingual Society	Effective Monitoring of the implementation of the Trilingual Initiative	On-going	Partly Included	Action envisaged does not include branches of Language Commission in every Province

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
155	249	Give greater attention to information technology which can be utilized as an instrument to overcome the language barrier; use translation software until long-term policies take effect.	0	Within a Year	9.246 9.247 9.249	9.246, 247, 249 - Make it compulsory that all Government offices have Tamil-speaking officers at all times. No district or province should be categorized in terms of language. Police stations should have bi-lingual officers on a 24 hour basis. A complainant should have the right to have his/her statement taken down in the language of their choice. As a temporary measure, software programs can be used for translation until long term policies and measures take effect	1. Formulate an Action Plan to ensure effective implementation of the Language policy. 2. Examine the role of the Official Languages Commission and identify areas that need strengthening. Include remedial steps to be taken, in the Action Plan. 3. Implement recommendations of the "Presidential Task Force on Trilingual Society by 2020." 4. Design a monitoring and evaluation Plan to assess whether the programmes implemented are effective and whether there is compliance with policy.	1) Ministry of National Languages and Social Integration 2) Presidential Task Force on Trilingual Society	Effective Monitoring of the implementation of the Trilingual Initiative	On-going	Fully included	
156	250	Station interpreters at Police Stations using retired police officers with bilingual fluency.	0	Within a Year	9.250	9.250 - Implement Interim Recommendation regarding language. Station interpreters at Police Stations using retired police officers with bilingual fluency	1. Formulate an Action Plan to ensure effective implementation of the Language policy. 2. Examine the role of the Official Languages Commission and identify areas that need strengthening. Include remedial steps to be taken, in the Action Plan. 3. Implement recommendations of the "Presidential Task Force on Trilingual Society by 2020." 4. Design a monitoring and evaluation Plan to assess whether the programmes implemented are effective and whether there is compliance with policy.	1) Ministry of National Languages and Social Integration 2) Presidential Task Force on Trilingual Society	Effective Monitoring of the implementation of the Trilingual Initiative	On-going	Partly Included	Action envisaged does not include utilising retired bi-lingual police officers
157	251	Assemble a committee of experts in education to review the quota system with a view to introducing a merit based admission system.	0	Within a Month	9.251	9.251 - Select a committee of experts in education to review the quota system with a view to introduce a merit based admission system. (Admission to Universities?)	Examine the current admission policy with a view to recommending any changes that would improve the criteria for admissions.	UGC / Ministry of Higher Education	Expert Committees Established.	12 months	Fully included	
158	252	Reduce and eventually eliminate the inequality in the availability of educational facilities in different areas of the country.	0	Over a Year	9.252	9.252 - Reduce and eventually eliminate the inequality in the availability of educational facilities in different areas of the country.	Implement the current programmes in keeping with the "Mahinda Chintana" to upgrade facilities in schools island wide	Ministry of Education	Upgrading of educational facilities in schools	36 months	Partly Included	Salient elements of recommendation not captured

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
159	253	Make a proactive policy to encourage mixed schools serving children from different ethnic and religious backgrounds; develop a carefully conceived policy facilitating the admission of children from different ethnic and religious groups to these schools.	0	Within a Year	9.253 9.254	9.253, 254 - Develop a proactive policy to encourage mixed schools serving children from different ethnic and religious backgrounds and greater interaction among students [e.g. twinning schools, student exchange programs, Reconciliation Clubs, National Youth Council exchange programmes].	1. Formulate a policy that would encourage ethnically mixed schools. 2. Ensure that schools include programmes to promote inter-community interactions.	Ministry of Education	The establishment of a policy encouraging ethnically mixed schools	24 months	Fully included	
160	254	Encourage greater interaction among students, through mechanisms such as twinning of schools from the different provinces, student exchange programmes and formation of Reconciliation Clubs in schools.	0	Within a Year	9.253 9.254	9.253, 254 - Develop a proactive policy to encourage mixed schools serving children from different ethnic and religious backgrounds and greater interaction among students [e.g. twinning schools, student exchange programs, Reconciliation Clubs, National Youth Council exchange programmes]	1. Formulate a policy that would encourage ethnically mixed schools. 2. Ensure that schools include programmes to promote inter-community interactions.	Ministry of Education	The establishment of a policy encouraging ethnically mixed schools	24 months	Fully included	
161	256	Take measures to ensure, as far as possible, that students of different communities have every opportunity to interact.	0	Within a Year							Partly Included (not referenced)	Contemplated under NPA items relating to recommendations 9.245-250 (which references recommendations of the "Presidential Task Force on Trilingual Society by 2020)
162	257	Take steps to ensure public universities have ethnically mixed student populations with a choice of courses offered in all three languages.	0	Over a Year	9.257	9.257 - Ensure public Universities have ethnically mixed student populations with a choice of courses offered in all three languages.	The present policy caters to this requirement in an appropriate manner. However a group of experts can be mobilized to consider the present system and recommend any changes that would promote the trilingual process	UGC/ Ministry of Higher Education	Identification of a group of experts	12 months	Partly Included	No clear commitment to implement recommendation
163	258	Conduct sports tournaments at inter-provincial levels and important national sports competitions should be conducted throughout the island, especially, in the North and East.	0	Over a Year	9.258	9.258 - Conduct inter-provincial and national sports competitions.	Presently, national competitions ensure Island wide participation. However, a programme could be implemented to actively promote sports in the former conflict areas.	Ministry of Sports	No. of such competitions successfully conducted.	On-going	Partly Included	Inter-provincial nature not specified

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
164	260	Develop, with the relevant stakeholder especially civil society, a comprehensive approach to harness the potential of the expatriate community.	0	Over a Year	*miscited in NPA but imported	9.261, 263 - Constitute a Multi-Disciplinary Task Force that includes representatives from the Presidential Secretariat, External Affairs, Defence, Foreign Employment, the Private Sector, and Academia, to propose a programme of action to harness the untapped potential of the expatriate community, and to respond to the concerns of the so-called 'hostile diaspora groups,' and to engage them constructively with the Government and other stakeholders involved in the reconciliation process.	1. Formulate programme to harness the untapped potential of the expatriate community, through Sri Lankan overseas Missions. 2. Implement programme through Overseas Missions	M/External Affairs	1) Programme formulated. 2) Programme implemented	3 months 3 months	Fully included	
165	261a	Engage the elected representatives of the minority parties in a meaningful dialogue on devolution and other grievances.	6	Within a Year							Partly Included (not referenced)	Contemplated under NPA item relating to recommendations 9.236 and 237.
166	261b	Take action to constructively engage those groups that still harbour adversarial attitudes and the LTTE approach of separation, and find space for those groups to contribute to the local reconciliation and development efforts.	0	Within a Year	9.261 9.263	9.261, 263 - Constitute a Multi-Disciplinary Task Force that includes representatives from the Presidential Secretariat, External Affairs, Defence, Foreign Employment, the Private Sector, and Academia, to propose a programme of action to harness the untapped potential of the expatriate community, and to respond to the concerns of the so-called 'hostile diaspora groups,' and to engage them constructively with the Government and other stakeholders involved in the reconciliation process.	1. Formulate programme to harness the untapped potential of the expatriate community, through Sri Lankan overseas Missions. 2. Implement programme through Overseas Missions.	M/External Affairs	1) Programme formulated. 2) Programme implemented	3 months 3 months	Fully included	
167	261c	Engage in a proactive diplomatic initiative with the international community, especially those countries that host these diaspora groups.	0	Within a Year	9.261 9.263	9.261, 263 - Constitute a Multi-Disciplinary Task Force that includes representatives from the Presidential Secretariat, External Affairs, Defence, Foreign Employment, the Private Sector, and Academia, to propose a programme of action to harness the untapped potential of the expatriate community, and to respond to the concerns of the so-called 'hostile diaspora groups,' and to engage them constructively with the Government and other stakeholders involved in the reconciliation process.	1. Formulate programme to harness the untapped potential of the expatriate community, through Sri Lankan overseas Missions. 2. Implement programme through Overseas Missions	M/External Affairs	1) Programme formulated. 2) Programme implemented	3 months 3 months	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
168	261d	Adopt liberal policies and attitudes towards those expatriates who wish to invest and work in Sri Lanka, for instance by making it easier to obtain dual nationality status, effect remittances and be able to travel throughout the country without undue restrictions.	0	Within a Year	9.261 9.263	9.261, 263 - Constitute a Multi-Disciplinary Task Force that includes representatives from the Presidential Secretariat, External Affairs, Defence, Foreign Employment, the Private Sector, and Academia, to propose a programme of action to harness the untapped potential of the expatriate community, and to respond to the concerns of the so-called 'hostile diaspora groups,' and to engage them constructively with the Government and other stakeholders involved in the reconciliation process.	1. Formulate programme to harness the untapped potential of the expatriate community, through Sri Lankan overseas Missions. 2. Implement programme through Overseas Missions	M/External Affairs	1) Programme formulated. 2) Programme implemented	3 months 3 months	Fully included	
169	261e	Conduct diplomatic missions and with civil society groups here and abroad to create a carefully worked out program of action.	0	Within a Year	9.261 9.263	9.261, 263 - Constitute a Multi-Disciplinary Task Force that includes representatives from the Presidential Secretariat, External Affairs, Defence, Foreign Employment, the Private Sector, and Academia, to propose a programme of action to harness the untapped potential of the expatriate community, and to respond to the concerns of the so-called 'hostile diaspora groups,' and to engage them constructively with the Government and other stakeholders involved in the reconciliation process.	1. Formulate programme to harness the untapped potential of the expatriate community, through Sri Lankan overseas Missions. 2. Implement programme through Overseas Missions.	M/External Affairs	1) Programme formulated. 2) Programme implemented	3 months 3 months	Fully included	
170	262	Take the initiative to constructively engage its development partners in Sri Lanka and abroad in order to develop a self-reliant, future oriented community in the Wanni, with open minds to build on and sustain reconciliatory community relationships.	0	Over a Year							Partly Included (not referenced)	Contemplated under NPA item relating to recommendations 9.261 and 263.
171	263	Constitute a Multi - Disciplinary Task Force that will include representatives from the Presidential Secretariat, External Affairs, Defence, Foreign Employment, the Private Sector, and Academia, to propose a programme of action to harness the untapped potential of the expatriate community, and to respond to the concerns of the so-called 'hostile diaspora groups,' and to engage them constructively with the Government and other stakeholders involved in the reconciliation process.	0	Within a Year	9.261 9.263	9.261, 263 - Constitute a Multi-Disciplinary Task Force that includes representatives from the Presidential Secretariat, External Affairs, Defence, Foreign Employment, the Private Sector, and Academia, to propose a programme of action to harness the untapped potential of the expatriate community, and to respond to the concerns of the so-called 'hostile diaspora groups,' and to engage them constructively with the Government and other stakeholders involved in the reconciliation process.	1. Formulate programme to harness the untapped potential of the expatriate community, through Sri Lankan overseas Missions. 2. Implement programme through Overseas Missions.	M/External Affairs	1) Programme formulated. 2) Programme implemented	3 months 3 months	Fully included	
172	267	Take strong deterrent action to prevent incidents of inter-faith intolerance and make every endeavour to arrest the occurrence of such incidents.	8	Within a Month							Omitted	No reference to deterrent action

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments
173	270 Facilitate the establishment of a mechanism in consultation with inter-faith groups, with a mandate to serve as an early warning and early diffusing procedure.	8	Within a Year	9.27	9.270 - In consultation with inter-faith groups, facilitate the establishment of a mechanism that serves as an early warning and early diffusing system to ensure that communal or religious tension or friction does not lead to conflict	1. Continue implementation of the Civil Defence Committee programme of the Police and Community Policing programme. 2. Implement capacity building programmes for the Police officers in the CDC's	Dept. of Police	Implementation of such programmes and wide publicity of such programmes	6 months	Partly Included	No special mechanism nor consultation of inter-faith groups
174	274 Create greater awareness of linguistic and cultural affinities among the different communities.	0	Within a Year	9.274 9.275	9.274, 275 - Create greater awareness of linguistic and cultural affinities. Translate and publish major literary works from Tamil into Sinhala and Sinhala into Tamil and disseminate them among school children and youth. Encourage cinema, TV and stage drama productions that highlight commonalities and mutual understanding between communities.	1. Examine and introduce appropriate measures that could be adopted to create awareness of cultural affinities including through translation of literary works 2. Engage the cultural sector to highlight commonalities and mutual understanding between communities.	1) M/Cultural Affairs 2) M/Cultural Affairs	Programmes that would promote cultural affinities and commonalities between communities	12 months	Fully included	
175	275 Give special attention to translation, publication and dissemination of major literary works in Tamil into Sinhala, and similarly Sinhala literary works into Tamil.	0	Within a Year	9.274 9.275	9.274, 275 - Create greater awareness of linguistic and cultural affinities. Translate and publish major literary works from Tamil into Sinhala and Sinhala into Tamil and disseminate them among school children and youth. Encourage cinema, TV and stage drama productions that highlight commonalities and mutual understanding between communities.	1. Examine and introduce appropriate measures that could be adopted to create awareness of cultural affinities including through translation of literary works 2. Engage the cultural sector to highlight commonalities and mutual understanding between communities.	1) M/Cultural Affairs 2) M/Cultural Affairs	Programmes that would promote cultural affinities and commonalities between communities	12 months	Fully included	
176	276 Encourage and disseminate cinema, TV and stage drama, productions that highlight commonalities and mutual understanding between communities for the benefit of the younger generation.	0	Over a Year	*miscited in NPA but imported	9.274, 275 - Create greater awareness of linguistic and cultural affinities. Translate and publish major literary works from Tamil into Sinhala and Sinhala into Tamil and disseminate them among school children and youth. Encourage cinema, TV and stage drama productions that highlight commonalities and mutual understanding between communities.	1. Examine and introduce appropriate measures that could be adopted to create awareness of cultural affinities including through translation of literary works 2. Engage the cultural sector to highlight commonalities and mutual understanding between communities.	1) M/Cultural Affairs 2) M/Cultural Affairs	Programmes that would promote cultural affinities and commonalities between communities	12 months	Fully included	
177	277 Support and maintain the practice of the National Anthem being sung simultaneously in two languages to the same tune.	0	Within a Month	9.277	9.277 - Maintain and support current practice of the National Anthem being sung simultaneously in two languages.	Examine the implementation of this recommendation vis-à-vis the current Constitutional provisions, at the PSC.	Presidential Secretariat	The implementation of the recommendations of the PSC	1 year	Partly Included	Implementation is contingent on PSC
178	281 Initiate creative programmes such as "Youth Parliament" and "From Palmyra Grove to Coconut Grove" falling within the purview of Government Ministries and other agencies in cooperation with civil society groups, so that such exchange programmes can be supported, expanded and broad-based.	0	Within a Year							Partly Included (not referenced)	Contemplated under NPA item relating to recommendation 9.253 and 254.
179	283 Enact and strictly enforce deterrent laws to deal with 'hate speech' relating to ethnicity, religion, and literature.	8	Within a Year	9.283	9.283 - Enact and strictly enforce deterrent laws to deal with 'hate speech' relating to ethnicity, religion, and literature.	1. Examine the adequacy of penal legislation to deal with hate speech. 2. Introduce law reform if necessary.	M/Justice	Submission of draft legislation to Parliament.	1 year	Fully included	

Cit. #	Summary of Recommendation	UN HRC Classification	Time-scale Classification	NPA Cit. #	NPA Summary	Plan	Agency	KPI	Timeframe	Extent of Mapping	Comments	
180	285	Set apart a separate event on the National Day to express solidarity and empathy with all victims of the tragic conflict and pledge our collective commitment to ensure that there should never be such blood-letting in the country again.	0	Within a Month	9.285	9.285 - Set aside a separate event on National Day to express solidarity and empathy with all victims of the tragic conflict and pledge our collective commitment to ensure that there should never be such blood-letting in the country again.	Continue the present practice of expressing solidarity as one nation and one people and of pledging a collective commitment to non-violence and peace so as to ensure a non-recurrence of the past events that led to the internecine conflict.	1) Presidential Secretariat 2) Ministry of National Languages and Social Integration 3) Ministry of Public Administration & Home Affairs	Sustainable peace and harmony amongst all people	---	Partly Included	No separate event
181	N/A		N/A	N/A	*enhanced	Encourage free movement of persons on A9 to ensure greater participation in the economic, social and cultural activities.	Identify and remove unnecessary obstacles that impedes free movement on the A9, if any.	Ministry of Defence	Unnecessary impediments, if any, removed	2 months		
182	N/A		N/A	N/A	*enhanced	Maintain greater coordination and communication between the GAs and security authorities in normalizing civilian administration.	1. Identify impediments, if any, that hinder normal civil administration. 2. Remove impediments. 3. Review progress at the monthly GA's Conference conducted by the Ministry of Public Administration.	Ministry of Public Administration & Home Affairs	1) All impediments, if any identified. 2) All impediments, if any removed and normal civil administration restored.	12 months		
183	N/A		N/A	N/A	*enhanced	Use interpreters in public offices as appropriate to facilitate communication until long term programmes are put in place.	1. Monitor observance of language rights recognized in the Constitution. 2. Identify additional remedial measures required to ensure observance of language rights.	Ministry of National Languages and Social Integration	1) Monitoring activity completed 2) Additional remedial measures identified and implemented	1) 12 months 2) 24 months		



21 1/1 D.S. Fonseka Road, Colombo 05, Sri Lanka
Tel: + 94 718 834945; Fax: +94 719379567
Email : publications@veriteresearch.org