

## KONTEKST:

Potrebno utvrditi etnički motivisano ubijanje civila od strane pobunjeničkih grupa na istoku DR Konga, u cilju analize i donošenja odluke u konkretnom slučaju, a povodom zahteva za azil lica poreklom iz DR Konga, prema izjavi iznetoj na zahtevu za azil i usmenoj raspravi;

## PITANJE: Etnički motivisano ubijanje civila od strane pobunjeničkih grupa na istoku DR Konga

## ODGOVOR:

Kršenja ljudskih prava tokom 2012.godine počinjena od strane oružanih grupa u DR Kongo, su u porastu u odnosu na prethodne godine.<sup>1 2 3 4 5</sup>

Broj civilnih žrtava nije moguće tačno utvrditi usled bezbednosne nesigurnosti, ali smatra se da je mnogo više ljudi poginulo u nasilju na istoku DR Konga nego što je procenjeno i dokumentovano.<sup>6</sup>

U sukobima u Severnom Kivu (North Kivu), istočnoj provinciji DR Konga, od aprila do septembra 2012.godine ubijena su oko 264 civila, od toga oko 83 dece.<sup>7 8 9 10 11</sup> Njih su

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<sup>1</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

<sup>2</sup> MONUSCO: Mass arbitrary execution of civilians , including dozen of children, in Soutern Masisi, Eastern DRC-Un report-14. Novembar 2012.godine- <http://monusco.unmissions.org/LinkClick.aspx?fileticket=P7uLFIDLDF0%3d&tabid=10662&language=en-US>

<sup>3</sup> The New York Times:Congo: UN report cites slaughter, 14.novembar 2012.- <http://www.nytimes.com/2012/11/15/world/africa/congo-un-report-cites-slaughter.html>

<sup>4</sup> Relief Web: Report of the United Nations joint Human Rghts Office on human rights violations perpetrated by armed groups during attacks on villages in Ufamandu I and II , Nyamaboko I and II and Kibabi groupements, Masisi territory , North Kivu province, 14.novembar 2012.- <http://reliefweb.int/report/democratic-republic-congo/report-united-nations-joint-human-rights-office-human-rights>

<sup>5</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalnews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>

<sup>6</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalnews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>

<sup>7</sup> MONUSCO: Mass arbitrary execution of civilians , including dozen of children, in Soutern Masisi, Eastern DRC-Un report-14. Novembar 2012.godine- <http://monusco.unmissions.org/LinkClick.aspx?fileticket=P7uLFIDLDF0%3d&tabid=10662&language=en-US>

<sup>8</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

<sup>9</sup> The New York Times:Congo: UN report cites slaughter, 14.novembar 2012.- <http://www.nytimes.com/2012/11/15/world/africa/congo-un-report-cites-slaughter.html>

<sup>10</sup> Relief Web: Report of the United Nations joint Human Rghts Office on human rights violations perpetrated by armed groups during attacks on villages in Ufamandu I and II , Nyamaboko I and II and Kibabi groupements, Masisi territory , North Kivu province, 14.novembar 2012.- <http://reliefweb.int/report/democratic-republic-congo/report-united-nations-joint-human-rights-office-human-rights>

<sup>11</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalnews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>

arbitrarno lišili života članovi oružanih grupa u svojim napadima na sela koja se nalaze u ovoj oblasti.<sup>12 13</sup>

Odgovornost za ova ubistva pripisuje se oružanim grupama Mai-Mai (Mayi Mayi) i Raia Mutomboki. Akcije ovih grupa praćene su ekstremnim nasiljem. Mnoge žrtve su iskasapljene maćetama, dok su neke žrtve žive spaljene u svojim domovima.<sup>14 15 16 17</sup> Takodje, nasilje obuhvata i klanje velikog broja dece.<sup>18 19 20 21 22</sup>

Civili ubijeni od strane Raia Mutomboki grupe su uglavnom pripadnici etničke grupe Hutua, dok su oni ubijeni od strane Natuara su uglavnom Tambo nacionalnosti.<sup>23 24 25 26</sup>

Obe pobunjeničke grupe vrše ciljana ubistva civila na osnovu njihove navodne etničke pripadnosti, što izaziva zabrinutost za povećanje etičkih sukoba na istoku DR Konga.<sup>27 28 29</sup>

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<sup>12</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

<sup>13</sup> MONUSCO: Mass arbitrary execution of civilians , including dozen of children, in Soutern Masisi, Eastern DRC-UN report-14. Novembar 2012.godine- <http://monusco.unmissions.org/LinkClick.aspx?fileticket=P7uLFIDLDF0%3d&tabid=10662&language=en-US>

<sup>14</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

<sup>15</sup> MONUSCO: Mass arbitrary execution of civilians , including dozen of children, in Soutern Masisi, Eastern DRC-UN report-14. Novembar 2012.godine- <http://monusco.unmissions.org/LinkClick.aspx?fileticket=P7uLFIDLDF0%3d&tabid=10662&language=en-US>

<sup>16</sup> Relief Web: Report of the United Nations joint Human Rghts Office on human rights violations perpetrated by armed groups during attacks on villages in Ufamandu I and II , Nyamaboko I and II and Kibabi groupements, Masisi territory , North Kivu province, 14.novembar 2012.- <http://reliefweb.int/report/democratic-republic-congo/report-united-nations-joint-human-rights-office-human-rights>

<sup>17</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalinews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>

<sup>18</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

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<sup>20</sup> The New York Times:Congo: UN report cites slaughter, 14.novembar 2012.- <http://www.nytimes.com/2012/11/15/world/africa/congo-un-report-cites-slaughter.html>

<sup>21</sup> Relief Web: Report of the United Nations joint Human Rghts Office on human rights violations perpetrated by armed groups during attacks on villages in Ufamandu I and II , Nyamaboko I and II and Kibabi groupements, Masisi territory , North Kivu province, 14.novembar 2012.- <http://reliefweb.int/report/democratic-republic-congo/report-united-nations-joint-human-rights-office-human-rights>

<sup>22</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalinews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>

<sup>23</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

<sup>24</sup> MONUSCO: Mass arbitrary execution of civilians , including dozen of children, in Soutern Masisi, Eastern DRC-UN report-14. Novembar 2012.godine- <http://monusco.unmissions.org/LinkClick.aspx?fileticket=P7uLFIDLDF0%3d&tabid=10662&language=en-US>

<sup>25</sup> Relief Web: Report of the United Nations joint Human Rghts Office on human rights violations perpetrated by armed groups during attacks on villages in Ufamandu I and II , Nyamaboko I and II and Kibabi groupements, Masisi territory , North Kivu province, 14.novembar 2012.- <http://reliefweb.int/report/democratic-republic-congo/report-united-nations-joint-human-rights-office-human-rights>

<sup>26</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalinews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>

<sup>27</sup> Relief Web: Report of the United Nations joint Human Rghts Office on human rights violations perpetrated by armed groups during attacks on villages in Ufamandu I and II , Nyamaboko I and II and Kibabi groupements, Masisi territory ,

Pobunjenici iz etničke grupe Raia Mutomboki u svojim napadima na Hute često saraduju sa pobunjeničkom grupom Mai Mai.<sup>30</sup>

Pobunjenička grupa Nyatura je takođe odgovorna za neka ubistva i povrede ljudskih prava, koje ponekad sprovode u saradnji sa Demokratskim snagama za oslobođenje Ruande. (FDLR-Democratic Forces for the Liberation of Rwanda).<sup>31 32 33 34</sup>

#### KOMENTAR/ZAKLJUČAK:

Usled inteziviranja sukoba na istoku DR Konga došlo je do nezakonitih i ciljanih ubistava velikog broja civila, najčešće na osnovu njihove pretpostavljene etničke pripadnosti. Na meti su najčešće pripadnici Hutu i Tambo nacionalnosti. Veliki procenat žrtava su deca. Na osnovu svega navedenog, jasno je da su pripadnici navedenih naroda izloženi progonu po osnovu etničke pripadnosti.

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North Kivu province, 14.novembar 2012.- <http://reliefweb.int/report/democratic-republic-congo/report-united-nations-joint-human-rights-office-human-rights>

<sup>28</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

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<sup>30</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalinews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>

<sup>31</sup> UN Office of the High Commissioner for Human Rights: Mass Arbitrary Executions Of Civilians, Including Dozens Of Children, In Southern Masisi, Eastern DRC – UN Report, 14.novembar 2012.- [http://www.ecoi.net/local\\_link/231478/339982\\_en.html](http://www.ecoi.net/local_link/231478/339982_en.html)

<sup>32</sup> MONUSCO: Mass arbitrary execution of civilians , including dozen of children, in Southern Masisi, Eastern DRC-Un report-14. Novembar 2012.godine- <http://monusco.unmissions.org/LinkClick.aspx?fileticket=P7uLFIDLDF0%3d&tabid=10662&language=en-US>

<sup>33</sup> Relief Web: Report of the United Nations joint Human Rghts Office on human rights violations perpetrated by armed groups during attacks on villages in Ufamandu I and II , Nyamaboko I and II and Kibabi groupements, Masisi territory , North Kivu province, 14.novembar 2012.- <http://reliefweb.int/report/democratic-republic-congo/report-united-nations-joint-human-rights-office-human-rights>

<sup>34</sup> Amakuru: UN report find evidence of arbitrary killings in eastern DR Congo, prompts calls for action, 15.novembar 2012.- <http://kigalinews.wordpress.com/2012/11/15/un-report-finds-evidence-of-arbitrary-killings-in-eastern-dr-congo-prompts-calls-for-action/>