

Association Burkinabé pour la Survie de l'Enfance

HUMAN RIGHTS COUNCIL

30th Session

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To have real peace and justice in Srilanka. we should remember the Natural justice principal,

'Nemo debet esse judex in propria causá'.

naymo debatessay yuutex in prop ree ah cause ah=

The OISL report prepared, without able to visit Sri lanlka, could be able to bring out some of the key violations committed against Tamils are of Genocide in nature. The report identifies the failure of the Srilanka as a state and failure of its constitutional institutions including judiciary should be taken seriously and further criminal investigations need to be commissioned at the international level to independently investigate the crime of Genocide of Tamils.

In Srilanka, there had been nearly eighteen Commissions of Inquiry from 1963 to 2013 but none could deliver justice. It should be noted that a majority of these commissions were related to crimes against Tamils.

Srilanka has long used "Sovereignty" as a defense against international "intervention" and has executed its genocidal plans on Tamils. Even before the emergence of the LTTE, Srilanka had committed multiple genocides on Tamils.

The successive Governments from 1948 have adopted anti Tamil stands, The present draft lacks the voice of tamils . The Mythiripala Srisana was leading the government during the final stages of the 2009 war in which nearly 40,000 tamils were missing. This genocidal war was used as an instrument to wipeout the sovereignty of Tamils, they earned through their 60 year resistance.

The Tamil homeland is occupied by the Srilankan military with ratio of 1 soldier for every 6 tamils. Whereas Srilanka military's composition is 99% Sinhalese. This militarization will not protect victims or witnesses who are predominantly Tamil. It is my duty to remind the forum that the Srilankan constitution has not endorsed by Tamils.

The appointment of Srilanka's former president Chandrika Kumaratunga, whose rule was known for mass graves, as head of the current regime's reconciliation efforts will not deliver justice to tamils. The Chandrika regimes mass graves was widely reported in the international press, including the BBC which ran a story on it on April 29, 1999,

Events like the above are a few examples that can briefly explain why Srilanka does not have the capacity to investigate its own crimes. Like elsewhere let the victims be protected by their own sovereignty to submit their testimony of the crimes committed.

We welcome Secretary General's referral of Syria to ICC. Tamil life is also equally precious that of Syrian innocents. In a similar way let there be an International Criminal Tribunal for Sri Lanka (ICTSL) under U.N. Charter Article 22 to investigate Crime of Genocide of Tamils

No one ought to be a judge in his own cause .