

21/10/02

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MOTION FOR A RESOLUTION

With request for inclusion in the debate on topical and urgent subjects of major importance to Rule 50 of the Rules of Procedure

by Reinhold Messner, Jean Lambert, Nelly Maes, Pierre Jonckheer, Bart Staes, Jan d'Haene

on behalf of the GREEN/EFA Group

On **Nepal**

The European Parliament,

A. Whereas King Gyanendra of Nepal dismissed the government Sher Bahadur Deuba and appointed an interim government headed by Lokendra Bahadur Chand, after Prime Minister Deuba had asked the elections to be delayed for one year

B. Whereas the former Prime Minister Deuba had dissolved the Nepalese Parliament in May on announcing elections for 13 November 2002

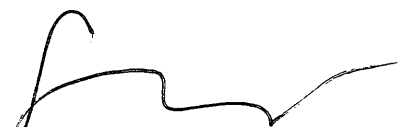
C. Considering that over 2800 people have been killed since the Nepalese government imposed the state of emergency in November 2001 in an attempt to eliminate guerilla rebels fighting to overthrow constitutional monarchy

D. Considering that the number of alledged unlawful killings and human rights violations by the security forces and the Maoists has increased dramatically and that there is growing concern that the authorities have failed to impose strict limitations on the use of force and firearms by the security forces or not taken appropriate actions against abuses

E. Considering that thousands of people have been arrested under the TADO, many of them held in unacknowledged detention by police and army and that impunity is still a wide-spread phenomenon

1. expresses its hope that the new government will work on a broad based political consensus
2. urges the new government to ensure early negotiations with the CPN-Maoists with a view to their integration into the political process
3. looks forward to improved conditions for peaceful and democratic elections and urges the Government to announce quickly new dates for local and general elections
4. underlines the pressing need to address the underlying causes of the on-going conflict, including the issues of poverty, exclusion, corruption and lack for the respect of human rights
5. condemns the violent actions by the insurgent Maoists which have caused considerable

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suffering among the civil population

6. Urges both sides to immediately agree on the renewal of the cease fire and to return to the negotiating table

7. calls on the European Union Council to appoint a special representative for Nepal in order to offer mediation between the conflicting parties

8. recalls that the European Code of Conduct on Arms Exports prohibits any arms deliveries to zones of conflict, insists therefore that transfers of arms and military equipment to Nepal under the present circumstances would be in blatant breach with the code

9. calls on the Belgian Government to review its decision to grant a licence for the export of 5500 machine guns to the Nepalese government, despite a prior refusal by the German government to deliver arms to Nepal

10. considers that the obvious lack of coordination in the German/Belgian case shows certain weaknesses in the application of the present Code of Conduct and supports the Belgian request to convey to the Commission the duty to inform all member states in cases when an EU country has refused export licences to a third country

11. supports the call by the UN Special Rapporteur on Extrajudicial, Summary, and Arbitrary Executions for the "urgent need to put in place strong, independent and credible mechanisms to investigate and prosecute alledged human rights abuses" in Nepal

12. wellcomes the Commission's recently announced efforts to focus future EU assistance more closely on addressing the underlying causes of conflict in Nepal

13. calls on the EU and the Commission to come to the support of the new government in aiding the effective functioning of the National Human Rights Commission which has been hampered by insufficient financing and staffing

14. Instructs its President to transmit this resolution to the Commission, the Council, the Government of Nepal, the UN Special Raporteur for on Extrajudicial, Summary, and Arbitrary Excecutions and the UN High Commissioner for Human Rights