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## **MOTION FOR A RESOLUTION**

with request for inclusion in the agenda for the debate on cases of breaches of human rights, democracy and the rule of law

pursuant to Rule 115 of the Rules of Procedure

by André Brie

on behalf of the GUE/NGL Group

on the alleged existence of mass graves in Indian-controlled Kashmir

**European Parliament resolution on the alleged existence of mass graves in Indian-controlled Kashmir**

*The European Parliament,*

- having regard to the recommendations of the ad hoc delegation of the European Parliament, following its visits to Kashmir from 8 to 11 December 2003 and from 20 to 24 June 2004,
  - having regard to its report on Kashmir: present situation and future prospects of 24 May 2007,
  - having regard to Rule 115 of its Rules of Procedure;
- A. whereas alleged mass graves have been discovered since 2006 in Jammu and Kashmir and whereas at least 940 persons have reportedly been found in 18 villages in Uri district alone,
- B. whereas the Srinagar-based Association of the Parents of Disappeared Persons (APDP) issued a report on 29 March 2008 indicating the existence of multiple graves in localities which, because of their proximity to the Line of Control with Pakistan, are not accessible without the specific permission on the security forces,
- C. whereas a 2006 official Indian police report confirmed the deaths in custody of 331 persons and 111 enforced disappearances since 1989,
1. Calls on the Government of India to urgently ensure independent and impartial investigations into all suspected sites of mass graves in Jammu and Kashmir;
  2. Reiterates its call to the Indian government and the state authorities to investigate all allegations of enforced disappearances; calls on the authorities to ensure that all detentions meet the minimum requirements of international legal standards;
  3. Calls on the Indian Government to ratify and implement the UN Convention for the Protection of All Persons from Enforced Disappearance without reservations, and to ratify the Rome Statute of the International Criminal Court;
  4. Reiterates the need to allow the Indian National Human Rights Commission to investigate independently allegations of abuse by members of the armed forces;
  5. Instructs its President to forward this resolution to the Council, the Commission, the Government and Parliament of India, the Government and Parliament of the State of Jammu and Kashmir and the UN Secretary-General.