



CHALLENGES TO REPATRIATION

BRIEFING PAPER



**NETWORK FOR HUMAN RIGHTS
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Cover photo: KIC, Welcoming ceremony of the refugees repatriating to Burma

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Challenges to Repatriation

The Burma Army has targeted and attacked ethnic groups for nearly 20 years, thus leading them to flee their country and seek refuge in foreign countries. Among these people, are the Karen, who fled Burma and found refuge in Thailand.

Some Karen People are given the opportunity to be resettled in a third country, for example England, Australia or the United States, while some other hope to return to Burma.

In 2012, after the KNU negotiated a ceasefire with the Burmese government, there have been rumors about the possible repatriation of refugees from Thailand back to Burma.

In August 2012, Saw George, Secretary of the Karen Refugee Committee, declared that: “I think refugees will be sent back to Myanmar. We are called Karen refugee people and we are temporarily settled in seven refugee camps, looked after by the Thai government and UNHCR, so both of these groups have to know what we think about repatriation. In my opinion, there is not really peace in Myanmar yet and the repatriation program is too early. At the moment, we can’t return because there is no real peace”.

Figures released by The Border Consortium (TBC), a humanitarian organization supplying food and shelter to refugees in the camps, estimates that there are 130,000 refugees in total – 82,000 who are officially registered². There are nine camps along the border – Nu Po, Umphiem, Mae La, Mae Ra Ma Luang, Mae La On, Tham Hin, Ban Don Yang, Ban Mai Nai Soi and Ban Mae Surin which is also known as Karenni camp 1 and 2³.

Four years after the first rumors, repatriation has started. Indeed, on October 25, 2016, following an agreement between the Chief Minister of Karen State, the Thai

1 <https://www.youtube.com/watch?v=8FWZjgc-OYA>

2 <http://karennews.org/2013/03/karen-refugees-committees-10-points-to-repatriation.html/>

3 <http://karennews.org/2016/06/thai-pm-thailand-will-continue-to-take-care-of-the-refugees-on-humanitarian-grounds.html/>

government and UNHCR, 19 families (96 people) started to be repatriated, being temporarily placed in a camp in Myawaddy, Karen State, along the Thai-Burma border.

Naw Blooming Night Zan, Karen Refugee Committee's spokesperson, reported to Karen News that: "We don't know about it because there has not been any discussion with KRC. What I know is that it is the right of all refugees to voluntarily return. The UNHCR directly deals with some refugees who want to return and who have made their own arrangements. KRC has not been consulted on this. We don't know about it, there has not been information shared with us⁴".

Repatriation is not well defined and there are issues in understanding not only in repatriation services, but also in NGOs and CBOs heading the process and as result refugees themselves do not have a clear understanding of the process.



*Welcoming ceremony
by Burmese
government of the
refugees*

photo by KIC

KRC has established 10 priorities the Burma government should comply with in dealing with repatriation of refugees:

- 1) Burma should ensure that the National Ceasefire Agreement is observed;
- 2) Burma should continue working towards national peace and reconciliation;
- 3) Burma should continue working to fully respect and ensure human rights;
- 4) Burma should secure areas of relocation undertaking various activities, such as clearing mines;
- 5) Burma should ensure the livelihood of the designated areas of relocation and it should ensure that each family is granted enough land;
- 6) Burma should recognize refugees' health certificates and education certificates;
- 7) Repatriation has to be voluntary. No one should be forced to be repatriated;
- 8) Burma should ensure each refugee is given enough notice to prepare physically and mentally for repatriation;
- 9) Burma should properly inform CBOs and other committees working with refu-

4

<http://www.burmalink.org/government-agencies-working-first-return-90-refugees-back-burma/>

gees on the repatriation process ensuring their involvement in the discussion. They (refugees and CBOs) should be fully informed on the all relevant information before agreeing on the process;

- 10) Repatriation should take place only when the concerned organizations - KRC, NGOs, NGOs, UNHCR and CBOs - agree that there is genuine peace in Burma⁵.

In 2014, the Mae Fah Luang Foundation (MFLF) has begun conducting surveys at Mae Ra Moe and Mae La Oon refugee camps in Mae Hong Song province to understand how refugees feel about repatriation, resettlement and continued residency in Thailand. According to the surveys results, only 2% of respondents preferred returning to Burma, while 60% favored third-country resettlement, and 38% wished to remain in Thailand⁶.



Children seen in a refugee camp

Photo by DVB

A further survey conducted by the Karen Refugee Committee at the Tham Hin camp in Southern Thailand, found that 46% of respondents favored third-country resettlement, 27% preferred remaining in Thailand, while another 27% preferred returning to Burma but only if peace is guaranteed⁷.

In October 2016 repatriation of refugees has started but neither the Chief Minister of Karen State, neither the Thai Government nor UNHCR have launched a detailed plan. Important aspects of repatriation, such as education and health, are not yet covered. Consequently, without a detailed plan or guarantees for the well being of refugees, both NGOs and CBOs working with refugees and the majority of refugees themselves do not want to undertake repatriation.

A demonstrable example of this can be seen in the 17 refugees repatriated from Thailand to Yangon at the end of October 2016 and who are stuck in a state-run

5 <http://karennews.org/2013/03/karen-refugees-committees-10-points-to-repatriation.html/>

6 <http://karennews.org/2014/02/mae-fah-luang-launches-new-round-of-refugee-camp-surveys.html/>

7 <http://karennews.org/2013/07/refugee-survey-most-do-not-want-to-go-back-to-burma.html/>

shelter in Yangon because the government has so far failed to arrange housing for them⁸. The refugees have declared they already regret their return and that they are really disappointed by the behavior of the government. Ko Phyo Min Khin, a former political prisoner helping refugees, said: “It looks like the government is deliberately delaying resettling the refugees so that their relatives come and take them instead⁹”.

8 <http://www.burmalink.org/refugees-rue-return-amid-housing-woes/>
9 <http://frontiermyanmar.net/en/news/returning-refugees-housing-limbo>

About us

ND-Burma formed in 2004 in order to provide a way for Burma human rights organizations to collaborate on the human rights documentation process.

The ND-Burma member organizations seek to collectively use the truth of what communities in Burma have endured to challenge the regime’s power through present-day advocacy as well as prepare for justice and accountability measures in a potential transition.

ND-Burma conducts fieldwork trainings; coordinates members’ input into a common database and engages in joint-advocacy campaigns. When possible, ND-Burma also collaborates with other human rights organizations in all aspects of its work. For more information, please visit www.nd-burma.org.