

DIPLOMATIC CONFERENCE FOR THE ADOPTION OF A CONVENTION ON CLUSTER MUNITIONS

CCM/70

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Proposal by Argentina, Ecuador, Guatemala, Uruguay, Dominican Republic, Mexico, Nicaragua, Panama, Peru, Costa Rica, Chile, Honduras, Zambia and Guinea for the amendment of Article 5

1. Each State Party with respect to cluster munition victims in areas under its jurisdiction or control shall, in accordance with international human rights law **and principles, including non-discrimination, full and effective participation, and inclusion in society**, adequately provide **assistance, including** ~~for their~~ medical care and rehabilitation, psychological support and social and economic inclusion. Each State Party shall **develop, implement and enforce relevant laws and policies, and** make every effort to collect reliable relevant data with respect to cluster munition victims.

2. In fulfilling its obligations under paragraph 1 of this Article each State Party shall:

- (a) **assess the needs of victims, take steps to mobilise national and international resources and develop a national plan¹ including the time estimated to carry out these activities,² with a view to incorporating it within existing disability, development and human rights frameworks and mechanisms;**
- (b) **closely consult with and actively involve victims and their representative organisations;³**
- (c) **designate a focal point within the government to coordinate activities undertaken in different sectors and at different levels;⁴**
- (d) take into consideration relevant guidelines and good practices in the areas of medical care and rehabilitation, psychological support as well as social and economic inclusion.

¹ Based almost word-by-word on Article 4(2)(b) of the current draft treaty.

² See Article 6(10)(c).

³ Based on CRPD Article 4(3).

⁴ Based on CRPD Article 33(1).