



**PROTECTION OF INTERNALLY DISPLACED PERSONS: DISPARITY BETWEEN
INTERNATIONAL AND DOMESTIC LAW OF PAKISTAN.**

A DISSERTATION SUBMITTED TO THE FACULTY OF LAW OF BAHRIA UNIVERSITY
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BACHELORS OF LAW.

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Declaration of Ethical Conduct in Research

We, as students of Bahria University, hereby declare that firstly, we have abided by the research ethics while writing this research project.

Secondly, we have not committed any acts that may discredit or damage the credibility of our research. These include, but are not limited to: falsification distortion of research findings or plagiarism.

Thirdly, we need to go through a plagiarism check before submitting this research project.

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We dedicate this research work to all the victims of internal displacement as a little piece of contribution towards making their lives better.

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List of Acronyms

CAT	Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment 1984
CEDAW	Convention on the Elimination of All Forms of Discrimination Against Women
CERD	Convention on the Eliminations of All Forms of Racial Discrimination
CRC	Convention on the Rights of the Child
CIHL	Customary International Humanitarian Law
EXCOM	Executive Committee of the High Commissioner’s Programme (UNHCR)
FATA	Federally administrated Tribal Area
FDMA	FATA Disaster Management Authority
HRCP	Human Rights Commission of Pakistan
ICCPR	International Covenant on Civil and Political Rights
ICESCR	International Covenant on Economic Social and Cultural Rights
ICJ	International Court of Justice
ICRC	International Committee of the Red Cross
IDPs	Internally Displaced Persons
IHRL	International Human Rights Law
IHL	International Humanitarian Law
IDP	Internally Displaced Person
IDMC	International Displacement Monitoring Centre
INGO	International Non-Governmental Organization
NGO	Non-governmental Organization
NDMA	National Disaster Management Authority
NDMA 2010	National Disaster Management Act 2010

UDHR	Universal Declaration of Human Rights
UNOCHA	United Nations Office for the Coordination of Humanitarian Affairs
UN	United Nations
UNHCR	United Nations High Commissioner for Refugees
UNHCHR	United Nations High Commissioner for Human Rights
UNGP	United Nations Guiding Principles
UNFPA	United Nations Population Fund Authority
PDMA	Provincial Disaster Management Authority
NDMC	National Disaster Management Commission
PDMC	Provincial Disaster Management Commission
DDMA	District Disaster Management Authority
NDRF	National Disaster Response Force
NIDM	National Institute of Disaster Management
NIAC	Non International Armed Conflict
WHO	World Health Organization

List of Case Laws

- *Loizidou v. Turkey* 1996 European Court of Human Rights
- *Turundžić case* 2001 Bosnia and Herzegovina, Commission on Human Rights (Human Rights Chamber)
- *Sheila Zia and Others v. WAPDA* PLD 1994 SC 693
- *SGS Societe General v. Pakistan* CLD 2002 LAH 790

Abstract

A research study was carried out to understand and analyze the problems of internally displaced persons in Pakistan due to the armed conflict prevalent in FATA. Although, there are other IDPs who are caused to be displaced due to natural disasters but they are not a part of this research due to the word count limitation of this study.

By through journals, newspaper articles, e-articles, legal instruments and relevant material available on the internet a thorough research has been conducted.

The findings of this study are rather depressing since the IDPs are facing multitude of problems. They are not being provided with adequate facilities such as food, clean water, privacy, security, education etc. Moreover, they also suffer from trauma and mental stress. There are no counselling services provided to them.

The disaster management authorities are neither competent nor well equipped with the necessary sources implement the four stages of preparedness, response, recovery and rehabilitation, and reconstruction.

There is no special legislation for the protection of IDPs rights in Pakistan. Neither is there any such specific convention or other legally binding instrument in international law. Thus it is the need of time to develop a legal framework protecting the rights of IDPs.