

June 2005

# STATEMENT CALLING FOR SOLUTIONS TO END THE WAREHOUSING OF REFUGEES

The 1951 Convention and the 1967 Protocol Relating to the Status of Refugees provide that persons fleeing persecution across borders deserve international protection, including freedom from forcible return *(refoulement)* and basic rights necessary for refugees to live a free, dignified, and self-reliant life even while they remain refugees. These rights include the rights to earn a livelihood—to engage in wage-employment, self-employment, the practice of professions, and the ownership of property—freedom of movement and residence, and the issuance of travel documents. These rights are applicable to refugees independently of whether a durable solution, such as voluntary repatriation, third-country resettlement, or naturalization in the country of first asylum, is available. They are part of the protection mandate of the United Nations High Commissioner for Refugees (UNHCR).

Of the nearly 12 million refugees in the world today, more than 7 million are *warehoused*, confined to camps or segregated settlements or otherwise deprived of these basic rights, in situations lasting 10 years or more. Warehousing refugees not only violates their rights but also often reduces refugees to enforced idleness, dependency, and despair.

In light of the foregoing, the undersigned:

1. denounce the practice of warehousing refugees as a denial of rights in violation of the letter and spirit of the 1951 Convention and 1967 Protocol and call upon the international community, including donor countries, host countries and members of the Executive Committee of UNHCR to do the same;

2. call upon the international community to develop and implement strategies to end the practice of warehousing, including examining how refugee assistance can enable the greater enjoyment of Convention rights;

3. call upon UNHCR to monitor refugee situations more effectively for the realization of all the rights of refugees under the Convention, including those related to freedom of movement and the right to earn a livelihood;

4. call upon those countries that have not yet ratified the Convention or the Protocol to do so;

5. call upon those countries that have ratified the Convention and/or the Protocol but have done so with reservations on key articles pertaining to the right to work and freedom of movement to remove those reservations; and

6. call upon all countries to pass legislation, promulgate policies, and implement programs providing for the full enjoyment of the basic rights of refugees as set forth in the Convention.

# **Organizations**

Action Réfugiés Montréal Africa Humanitarian Action (Angola) Africa Internally Displaced Persons Voice Africa and Middle East Refugee Assistance (Egypt) Al Mezan Center for Human Rights (Gaza) Al Sharqivah Orient House for Forced Migration (Jordan) American Immigration Lawyers Association American Jewish World Service American Refugee Committee International Amnesty International Anglicare Refugee and Migrant Services (Australia) Arab Program for Human Rights Activists (Egypt) Asian Forum for Human Rights and Development (Thailand) Asian Research Center for Migration, Chulalongkorn University (Thailand) Association for the Defense of Refugee Rights (Osire Refugee Camp, Namibia) Association européenne pour la défense des droits de l'Homme Association of Human Rights Activists Bhutan Asylum Seekers Project, Hotham Mission (Australia) Asylum Welcome (UK) Australian Catholic Migrant and Refugee Office Boaz Trust (UK) British Refugee Council Canadian Council for Refugees Caritas Sweden Center for International Policy (U.S.) Centro de Derechos Humanos Fray Bartolome de las Casas (Mexico) Centro de Derechos Humanos Miguel Agustin pro Juarez (Mexico) Centro de Investigaciones Economicas y Politicas *de Accion Comunitaria* (Mexico) Church World Service, Immigration and Refugee Program (U.S.) Churches' Commission for Migrants in Europe *Cimade, service oecuménique d'entraide* (France) Comisión Española de Avuda al Refugiado (Spanish Commission for Refugee Assistance) Comité Internacional de Rescate (Spain) Commission d'Entraide pour les Migrants et les *Réfugiés—International* Committee in Defence of Democracy and Human Rights (Israel) Committee to Defend Democracy (Egypt)

Committee for the Somali Interest, Conservation and Community Affairs (Yemen) Concern America Congolese Refugee Developmeent Association (Uganda) Darfur Organization for Human Rights and Development Doctors of the World (U.S.) **Dutch Refugee Council** Egyptian Organization for Human Rights Eminent Persons Group on Refugee and Migratory Movements in South Asia (Sri Lanka) Episcopal Migration Ministries (U.S.) Ethiopian Community Development Council Ethiopian Human Rights Council European Council on Refugees and Exiles **Finnish Red Cross** Freedom House (U.S.) Frontiers (Lebanon) Fundación Restrepo Barco (Colombia) Genocide Watch Greek Refugee Council Group 484 (Serbia and Montenegro) Heartland Alliance for Human Needs and Human Rights (U.S.) Hmong National Development Hodi (Zambia) Human Rights Council of Bhutan Human Rights First Human Rights Network (Uganda) Human Rights Watch Ibn Khaldum Center for Development (Egypt) Institute of Cultural Affairs in the U.S.A. Institute for Liberty and Democracy Inter Pares (Canada) International Catholic Migration Commission International Journal of Refugee Law International Refugee Research Institute (U.S.) International Refugee Rights Initiative International Rescue Committee (U.S.) Iranian Refugees' Alliance Irish Refugee Council Italian Council for Refugees Jammu and Kashmir Council for Human Rights Jesuit Refugee Service Jubilee Partners (U.S.) A Just Australia—Australians for Just Refugee Programs Kenya Human Rights Commission Kurdish Human Rights Watch Legal Resources Foundation Trust (Kenya)

Legal Resources Foundation (Zambia) Lexington Institute (U.S.) Libyan League for Human Rights *Ligue Française des Droits de l'Homme* Lutheran Immigration and Refugee Service (U.S.) Lutheran World Federation Lutheran World Relief (U.S.) Maluku Masa Depan (Indonesia) Mercy Corps "Memorial" Human Rights Center (Russian Federation) National Human Rights Society (HAKAM, Malaysia) National Society for Human Rights (Namibia) Norwegian Organisation for Asylum Seekers Office Africain pour le développement et la cooperation (Senegal) Organization for Aid to Refugees (Czech Republic) Palestinian Centre for Human Rights (Gaza) Physicians for Human Rights Pro Asyl-Human Rights Organization for **Refugees in Germany** Red Nacional de Organismos Civiles de Derechos Humanos "Todos los Derechos para Todos" (Mexico) Refugee Center for Human Rights (Egypt) Refugee Consortium of Kenya Refugee Council of Australia Refugee and Immigration Legal Centre (Australia) Refugee Law Project, Makerere University

**Refugee Relief Workers International Refugees International** Rencontre Africaine Pour la Défense des Droits *de l'Homme* (Senegal) Rencontre pour la Paix et les Droits de l'Homme (Congo-Kinshasa) Representatives of the Massaleit Community in Exile **RESPECT** Refugees Ghana Save the Children (Canada) Self-help Initiative for Sustainable Development (Ghana) Sin Fronteras (Mexico) South Asia Human Rights Documentation Center Southeast Asia Resource Action Center South Center for Human Rights (Egypt) Stichting Vluchteling (Dutch Refugee Foundation) Sudan Emancipation & Preservation Network Tanganyika Christian Relief Service Thai Catholic Commission for Migrants and Prisoners Tibetan Refugee Welfare Office UN Association of the Philippines Unitarian Universalist Service Committee (U.S.) U.S. Committee for Refugees and Immigrants West African Refugees and Internally Displaced Persons Network Women Empowerment Literacy and Development Organization (Pakistan) Women's Commission for Refugee Women and Children (U.S.) Women's Forum for Research and Training (Yemen)

## **Notable individuals** (affiliations listed for identification only)

#### Thomas F. Anders, M.D.

President-Elect, American Academy of Child and Adolescent Psychiatry

#### **Jagdish Bhagwati**

Director, Program on International Migration Columbia University School of Law *The Wind of the Hundred Days: How Washington Mismanaged Globalization* Copenhagen Consensus participant

**Carolyn P. Blum** Clinical Professor of Law, Emeritus Boalt Hall Law School University of California at Berkeley

#### **Rosemary Byrne**

Director, International Process and Justice Project Trinity College Dublin, *The Reader in Refugee Law: Cases, Documents and Materials* (ed.)

#### **Stephen Castles**

Director, Refugee Studies Centre University of Oxford The Age of Migration: International Population Movements in the Modern World

## His Holiness the Dalai Lama

Incarnation of the Bodhisattva of Compassion Ethics for the New Millennium Hernando de Soto Director, Institute for Libery and Democracy The Mystery of Capital: Why Capitalism Triumphs in the West and Fails Everywhere Else

**Guy S. Goodwin-Gill** All Souls College, University of Oxford *The Refugee in International Law* 

**Barbara E. Harrell-Bond** Forced Migration and Refugee Studies American University in Cairo *Rights in Exile: Janus-Faced Humanitarianism* 

James C. Hathaway

Director, Program in Refugee and Asylum Law University of Michigan Law School *The Rights of Refugees under International Law* 

Saad Eddin Ibrahim Chairman, Ibn Khaldun Center for Development Studies Egypt, Islam and Democracy: Critical Essays

### Karen Jacobsen

Director, Refugees & Forced Migration Project Fletcher School and Feinstein International Famine Center, Tufts University

**Tamar Jacoby** Manhattan Institute *Reinventing the Melting Pot: The New Immigrants and What it Means to Be American (ed.)* 

**Khoti Kamanga** Director, Centre for the Study of Forced Migration University of Dar es Salaam, Tanzania

**Gilbert Loescher** International Institute for Strategic Studies *The UNHCR and World Politics: A Perilous Path* 

**Clovis Maksoud** Director, Center for the Global South at American University Former Ambassador, League of Arab States

Susan Forbes Martin Director, Institute for the Study of International Migration Georgetown University

Jennifer Moore Associate Dean of Academic Affairs University of New Mexico School of Law **Stephen Moore** President, Club for Growth *The Economic Consequences of Immigration*, 2<sup>nd</sup> edition (revisor)

Makau Mutua Director, Human Rights Center Buffalo Law School, State University of New York

**Grover Norquist** President, Americans for Tax Reform

**Douglass C. North** Washington University in St. Louis *Institutions, Institutional Change & Economic Performance,* Nobel Laureate in economics Copenhagen Consensus participant

**Philip Peters** Vice President, Lexington Institute

Sushil Pyakurel Commissioner, National Human Rights Commission (Nepal)

**Eric Reeves** Smith College

**Tek Nath Rizal** Chairman, Human Rights Council of Bhutan Amnesty International Prisoner of Conscience 1989-99

**Bonaventure Rutinwa** Centre for the Study of Forced Migration University of Dar Es Salaam, Tanzania

Vernon L. Smith George Mason University Nobel laureate in economics Copenhagen Consensus participant

**Stephen J. Stedman** Stanford Institute for International Studies *Refugee Manipulation: War, Politics, and the Abuse* of Human Suffering (ed.)

**Fiona Terry** Research Director (former), *Médecins Sans Frontières*—Paris, Condemned to Repeat? The Paradox of Humanitarian Action

**Desmond M. Tutu** Archbishop Emeritus, Nobel peace laureate *God Has a Dream: A Vision of Hope for Our Time* 

# Jérôme Valluy

Research Director, Sorbornne University Coordinator of the TERRA network *La nouvelle Europe politique des camps d'exilés: genese d'une sorce élitaire de la phobie et de la répression des exilés* 

## S. S. Wijeratne

Coordinator, Sri Lanka Chapter Eminent Persons Group on Refugee and Migratory Movements in South Asia Ralph Wilde

University College London/University of Texas School of Law

# Jody Williams

Ambassador, International Committee to Ban Landmines, Nobel peace laureate