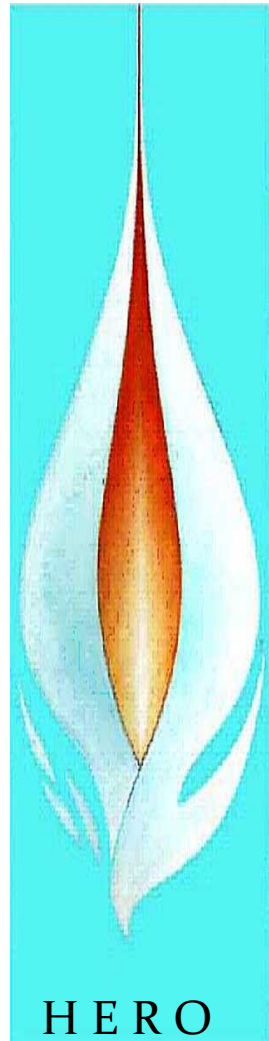


Policies on Human Rights Education in the Philippines

By: Ana Elzy E. Ofreneo
Director IV, HERO
Commission on Human Rights
of the Philippines



HERO



27
years

The
HUMAN RIGHTS
EDUCATION &
RESEARCH OFFICE
1986-2013

□ The Edsa “People Power” Revolution in February 1986

- > termination of the dictatorial regime in the country;
- > restoration of democracy;
- > adoption of the 1987 Constitution

27 of *i n n o v a t i n g*
years

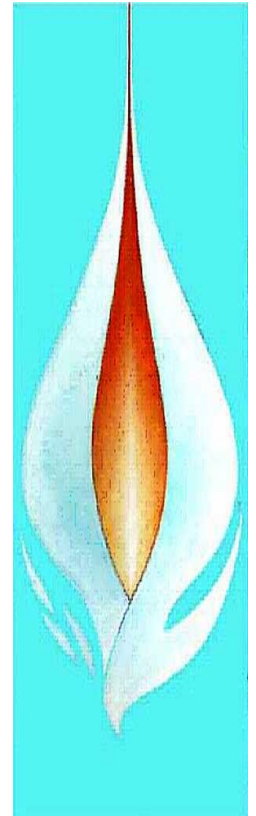


HERO

The 1987 Philippine Constitution:

- > declares the State policy that “ The State values the dignity of every human person and guarantees full respect for human rights”;
- > Declares the principles on human rights and protection of vulnerable groups;
 - > expands the guarantees on human rights and fundamental freedoms;
 - > incorporates social justice provisions;

27 of *i n n o v a t i n g*
years



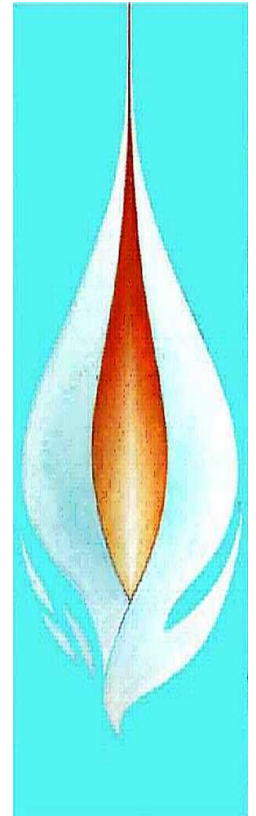
HERO

Cont'n.

The 1987 Philippine Constitution:

- > directs all learning institutions to foster respect for human rights, and to teach the rights and duties of citizenship;
- > Requires all security forces to respect and protect human rights as they perform their missions and operations;

27 of *i n n o v a t i n g*
years

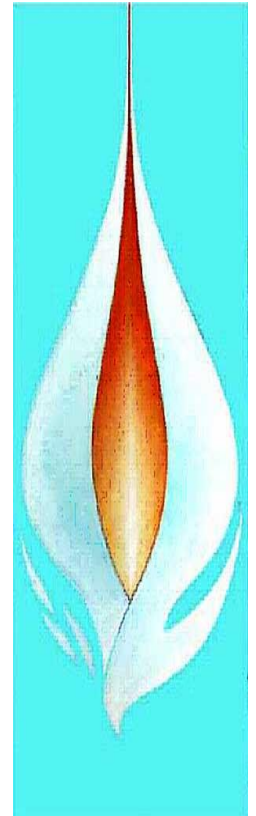


HERO

Cont'n. The 1987 Philippine Constitution:

> mandates the establishment of the Commission on Human Rights as an independent national human rights institution tasked to undertake services and programs for the protection and promotion of human rights in the country.

27 of *i n n o v a t i n g*
years



HERO

CREATION OF THE COMMISSION



There shall be an **independent office** called the **Commission on Human Rights**.

[Sec 17 (1), Art XIII, 1987 Philippine Constitution]

CREATION OF THE COMMISSION



5-person collegial body with a
7-year term



Absorbs the 1986 Presidential
Human Rights Committee

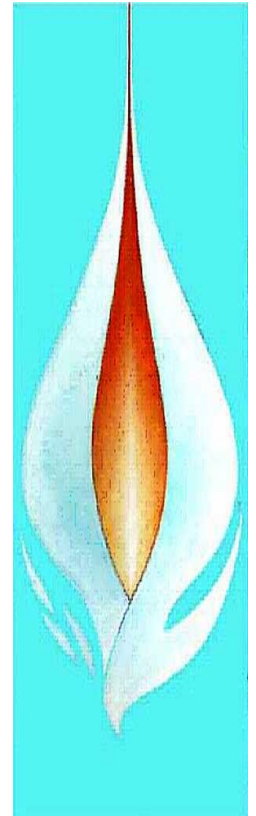


With fiscal autonomy

HRE MANDATES OF CHRP

- Establish a continuing program of research, education, and information to enhance respect for the primacy of human rights;

27 of *i n n o v a t i n g*
years

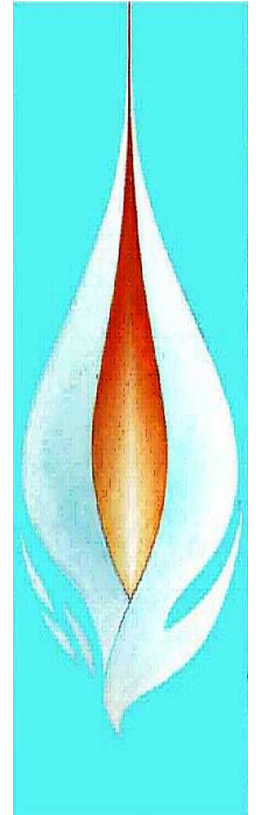


HERO

HRE-RELATED MANDATES OF CHRP:

- Recommend to the Congress effective measures to promote human rights

27 of *i n n o v a t i n g*
years

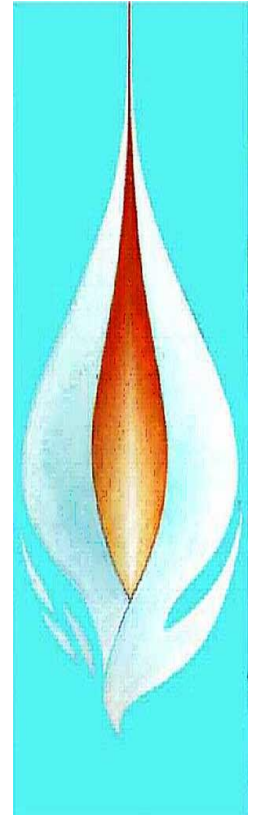


HERO

HRE-RELATED MANDATES OF CHRP:

- Monitor the Philippine Government's compliance with its international treaty obligations on human rights;

27 of *i n n o v a t i n g*
years



HERO

THE PHILIPPINES HAS RATIFIED / ACCEDED 8 OF 9 CORE HUMAN RIGHTS TREATIES:

- International Covenant on Economic, Social and Cultural Rights (ICESCR)
- International Covenant on Civil and Political Rights (ICCPR)
- Convention on the Elimination of all Forms of Racial Discrimination (CERD)
- Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW)
- Convention Against Torture and other Cruel Inhuman and Degrading Treatment or Punishment (CAT)
- Convention on the Rights of the Child (CRC)
- Convention on the Protection of the Rights of all Migrant Workers and members of their Families (CRMW)
- Convention on the Rights of Persons with Disabilities (CRPD)



IS DOMESTIC LEGISLATION
REQUIRED BY
PHILIPPINE LAW
FOR AN INTERNATIONAL HUMAN
RIGHTS TREATY
TO BECOME BINDING
?

No need by virtue of the following:



- Incorporation Clause of Phil. Constitution:
International obligations are part of the law of the land
- Treaty Ratification Clause of Phil. Consti.:
Treaty obligations are “valid and effective” upon ratification by 2/3 of the Senate

Incorporation Clause



1987 Phil. Constitution, Art II, Sec 2:

The Philippines renounces war as an instrument of national policy, adopts the generally accepted principles of international law as part of the law of the land and adheres to the policy of peace, equality, justice, freedom, cooperation and amity with all nations.

Treaty Ratification Clause

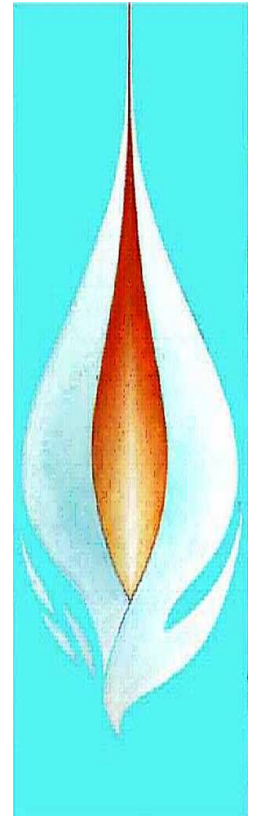


1987 Phil. Constitution, Art. VII, Sec. 21:

No treaty or international agreement shall be valid and effective unless concurred in by at least two-thirds of all the Members of the Senate.

NORMATIVE BASES OF HRE:

- ☐ CONSTITUTION
- ☐ INTERNATIONAL HUMAN RIGHTS TREATIES AND COMMITMENTS
- ☐ SPECIAL LAWS
- ☐ PRESIDENTIAL ORDERS –
 - ☐ EXECUTIVE ORDERS
 - ☐ PROCLAMATIONS
 - ☐ MEMORANDUM ORDERS
- ☐ MEMORANDA OF AGREEMENT
- ☐ AGENCY ORDERS
- ☐ CHRP ADVISORIES



HERO

27 of *i n n o v a t i n g*
years

HUMAN RIGHTS EDUCATION FRAMEWORK

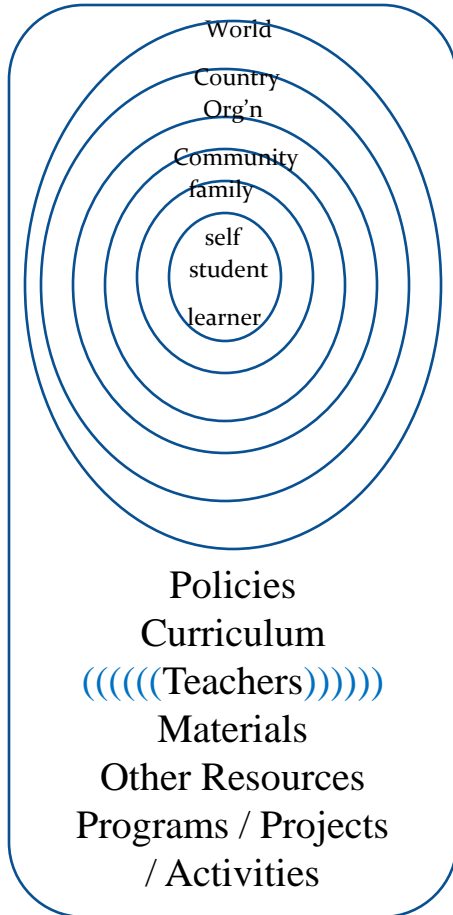


27
years

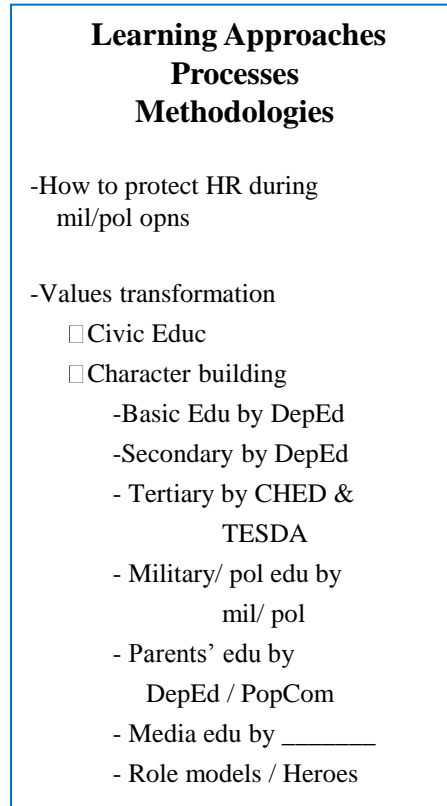
The
HUMAN RIGHTS
EDUCATION &
RESEARCH OFFICE
1986-2013

S P E C S (Social, Political, Economic, Cultural, Spiritual) Environment

↓
Input



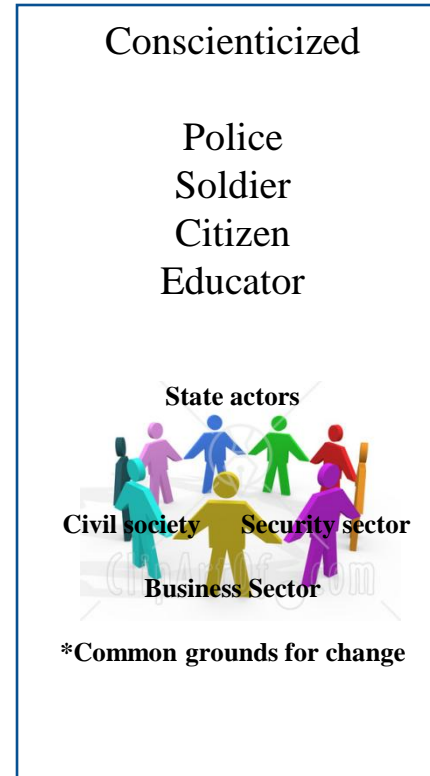
↓
ThruPut



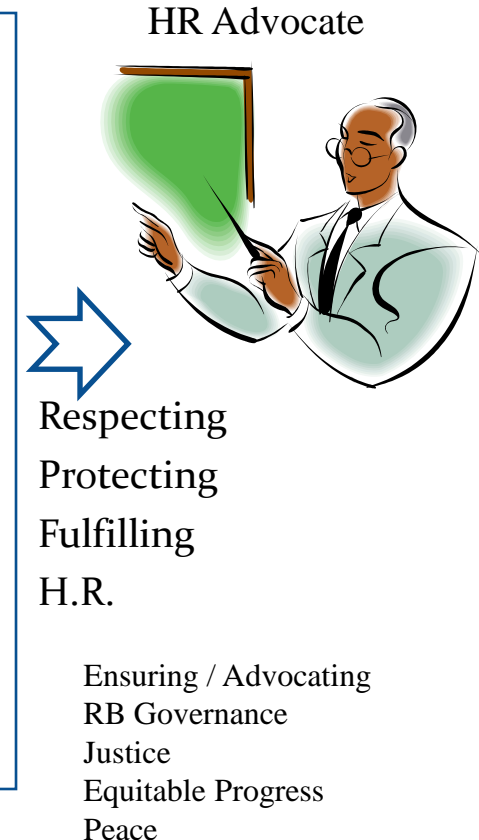
**All molders of
Filipino Psyche**

- Church
- Media
- Schools
- Family
- CSO
- business

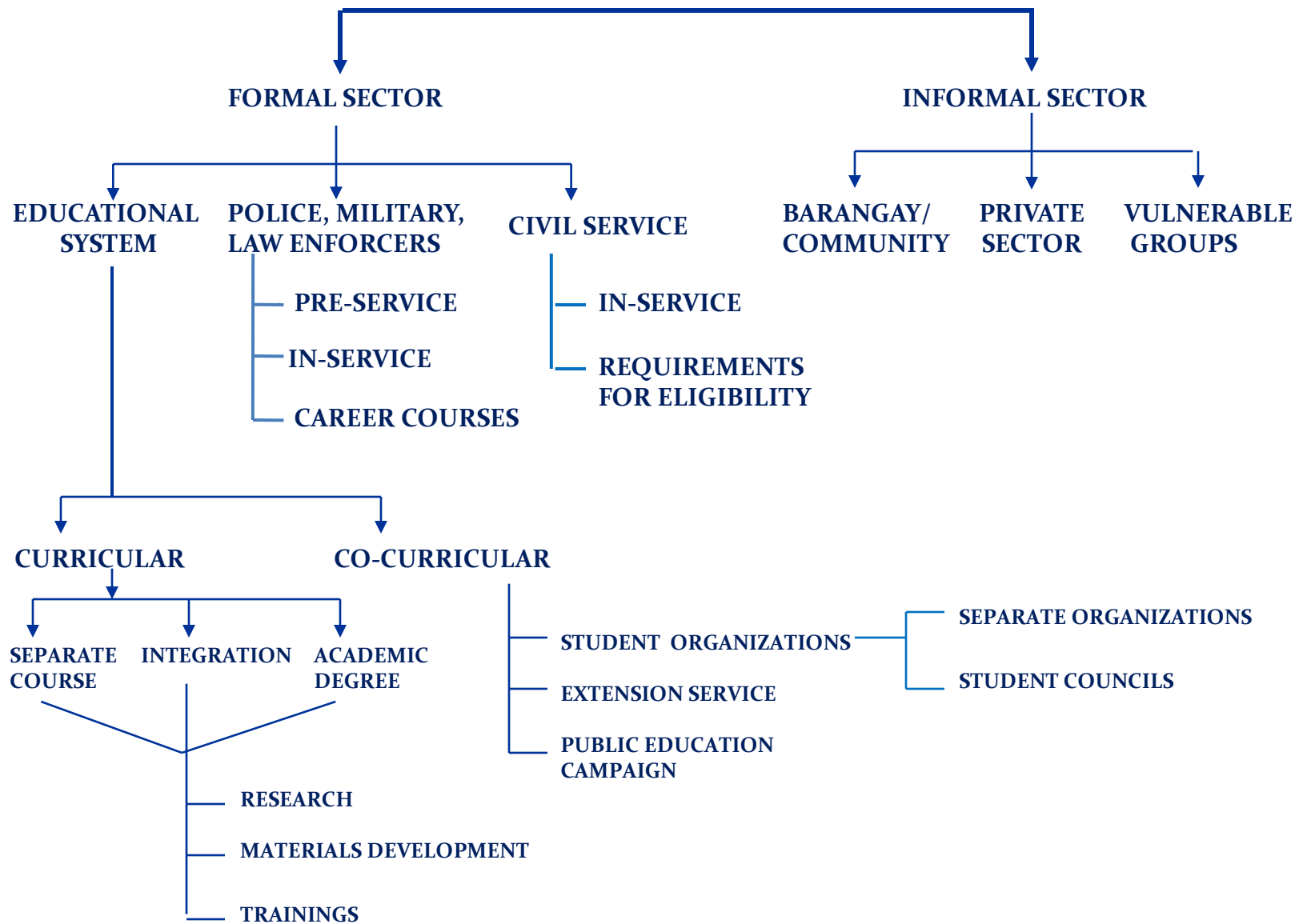
↓
Output



↓
Outcome



HRE IN THE PHILIPPINES





CHR CLIENTELE

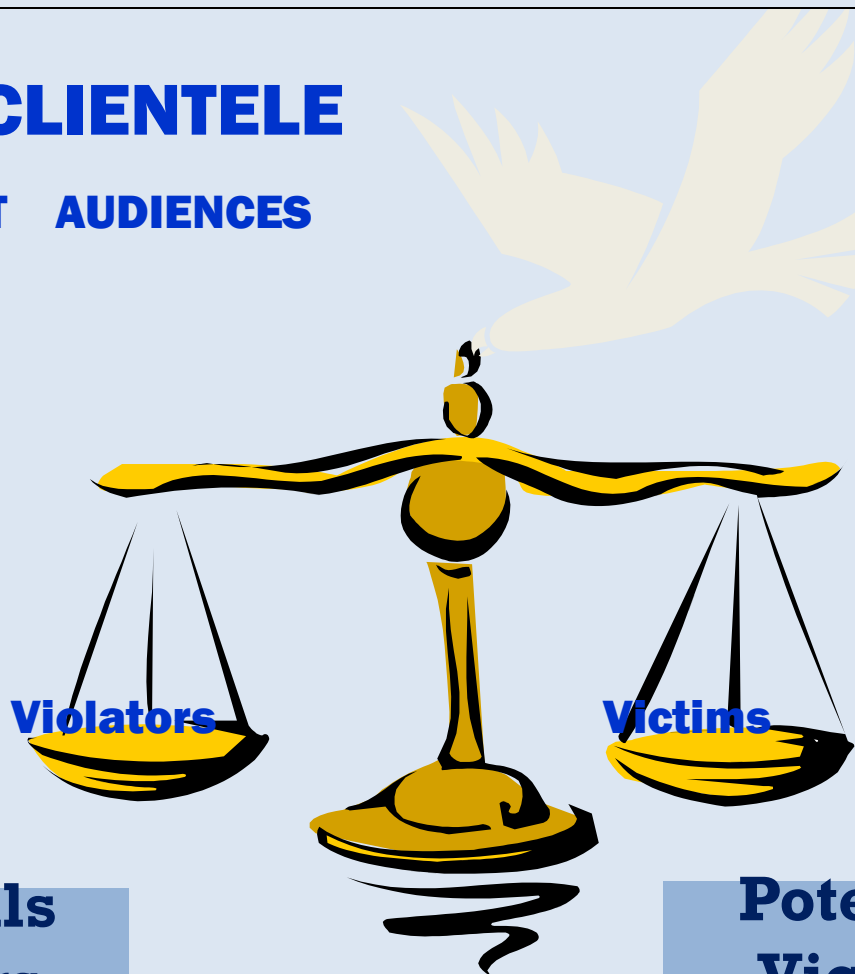
TARGET AUDIENCES

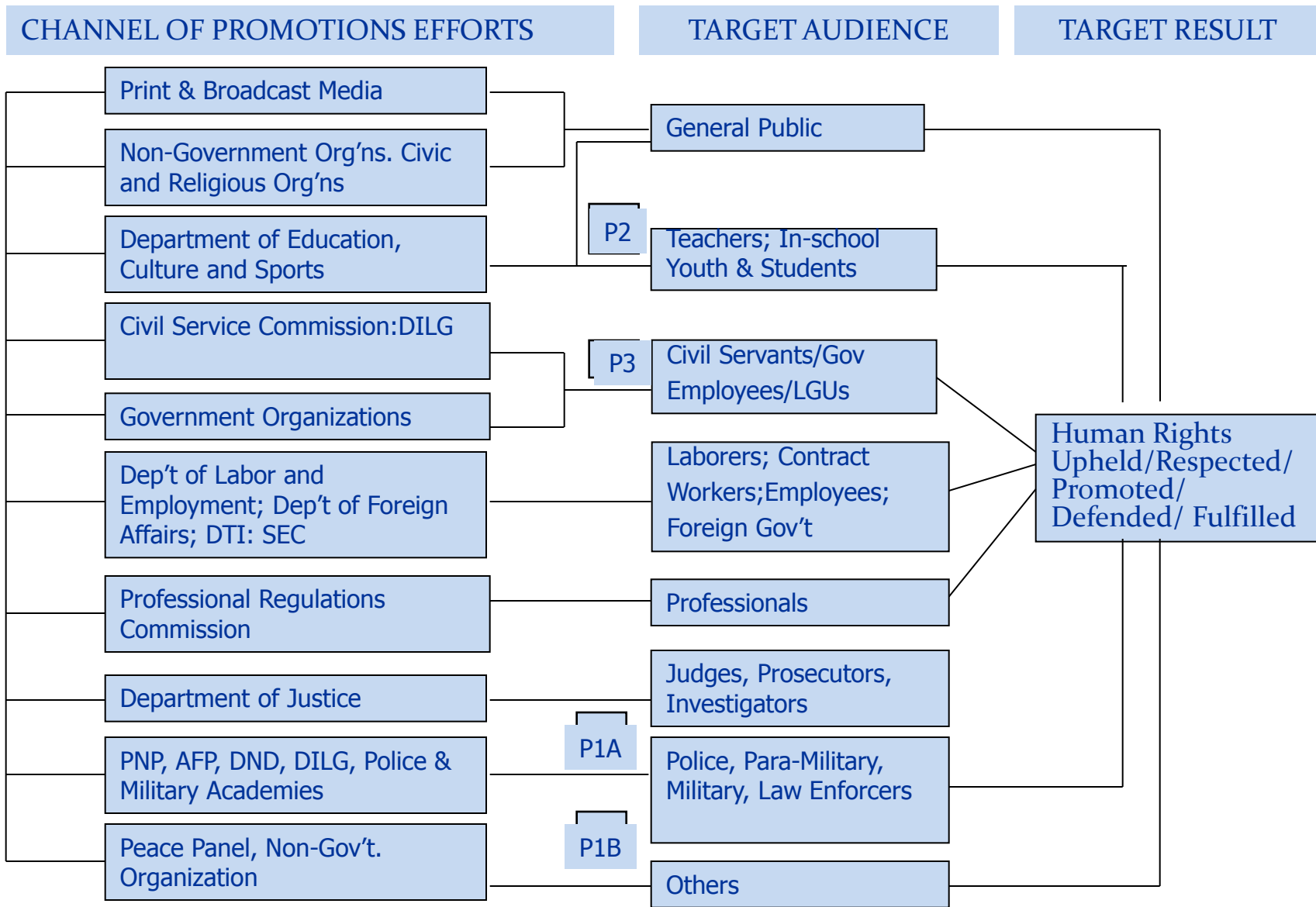
Violators

Victims

**Potentials
Violators**

**Potential
Victims**





CONCEPTGRAM OF THE CHR NETWORK SYSTEM FOR THE PROMOTION OF HUMAN RIGHTS

P = Priority Number

27 Years of HR Education in the Philippines



| Milestone Dates | MILESTONE POLICIES / EVENTS |
|-----------------|--|
| 1986 March 8 | E.O. 8 -- created the Presidential Committee on Human Rights (PCHR) |
| 1986 July 4 | E.O. 27 – directs mandatory HRE in Schools and in the Civil Service |
| 1986 July 4 | P.M.O. 20 – directs mandatory HRE of all Arresting and Investigating Personnel |
| | |

27 Years of HR Education, cont'd

1987 Feb 2

Ratification of New Philippine Constitution--

- **creates the Commission on Human Rights (CHR)**
- **directs the absorption of PCHR by the new CHR**
- **mandates mandatory continuing HRE**

1987 March

PCHR En-Banc visited and held a policy dialogue on HRE with the Department of Education, Culture and Sports (DECS)

1987 May 5

E.O. 163, as amended by E.O. 163-A – enabled the constitutional creation of CHR

27 Years of HR Education, cont'd

| | |
|----------------|--|
| 1987 Aug 17-22 | 1st Training on HR-IHL of Police Policy-Makers |
| 1987 Oct | Proclamation 177 – every Dec 3-10 is National Human Rights Week, culminating on International Human Rights Day |
| 1987 Dec | DECS Memorandum Order No. 61 - Inclusion of the Study of Human Rights and Accompanying Responsibilities in the School Curricula |
| | |

27 Years of HR Education, cont'd

| | |
|------------|---|
| 1988 | Development / Production of: <ul style="list-style-type: none"><input type="checkbox"/> Sectoral HRE Blueprints for Action<input type="checkbox"/> General HRE Curriculum<input type="checkbox"/> HRE materials<input type="checkbox"/> 1st two signature posters of CHR |
| 1989 April | Adoption of the CHR Short-Term HRE Plan |
| 1989 April | CHR In-House Training <ul style="list-style-type: none"><input type="checkbox"/> on Radio Programming<input type="checkbox"/> on HRE |

27 Years of HR Education, cont'd

**1989 Nov 25-
Dec 6**

1st Training of Military Trainers on HR-IHL

1989 – 1991

**Development of Prototype HR Modules For
Tertiary Education**

1990 – 1993

**Echo Trainings on HR-IHL in All Military
Camps, Training Schools, Military Academy
and College**

1991 – 1994

**Regional Training of Trainors Program
(RTTP) jointly with the military, police and
jail officers**

27 Years of HR Education, cont'd

| | |
|-------------|---|
| 1992 Dec 10 | Joint Declaration of Undertaking on HRE between CHR and DECS |
| 1994 | Spadeworks for the National Grassroots HR Advocacy and Protection Program, entitled as Barangay* HR Action Center (or BHRAC) |
| 1994 Oct 27 | <input type="checkbox"/> DILG Memo Circular 94-194 re establishment of BHRACs in about 42,000 barangays nationwide |
| | <input type="checkbox"/> MOA between CHR, Department of the Interior and Local Government, Local Government Academy and Liga ng mga Barangay |
| | * Barangay means village |

United Nations Educational,
Scientific and Cultural Organization



THE 1994 UNESCO PRIZE

for the Teaching
of Human Rights

has been awarded to

The Philippine Commission
on Human Rights

and

José Zalaquett Daher

in recognition
of their outstanding contribution
to the development
of the teaching of human rights

Paris, 26 January 1995

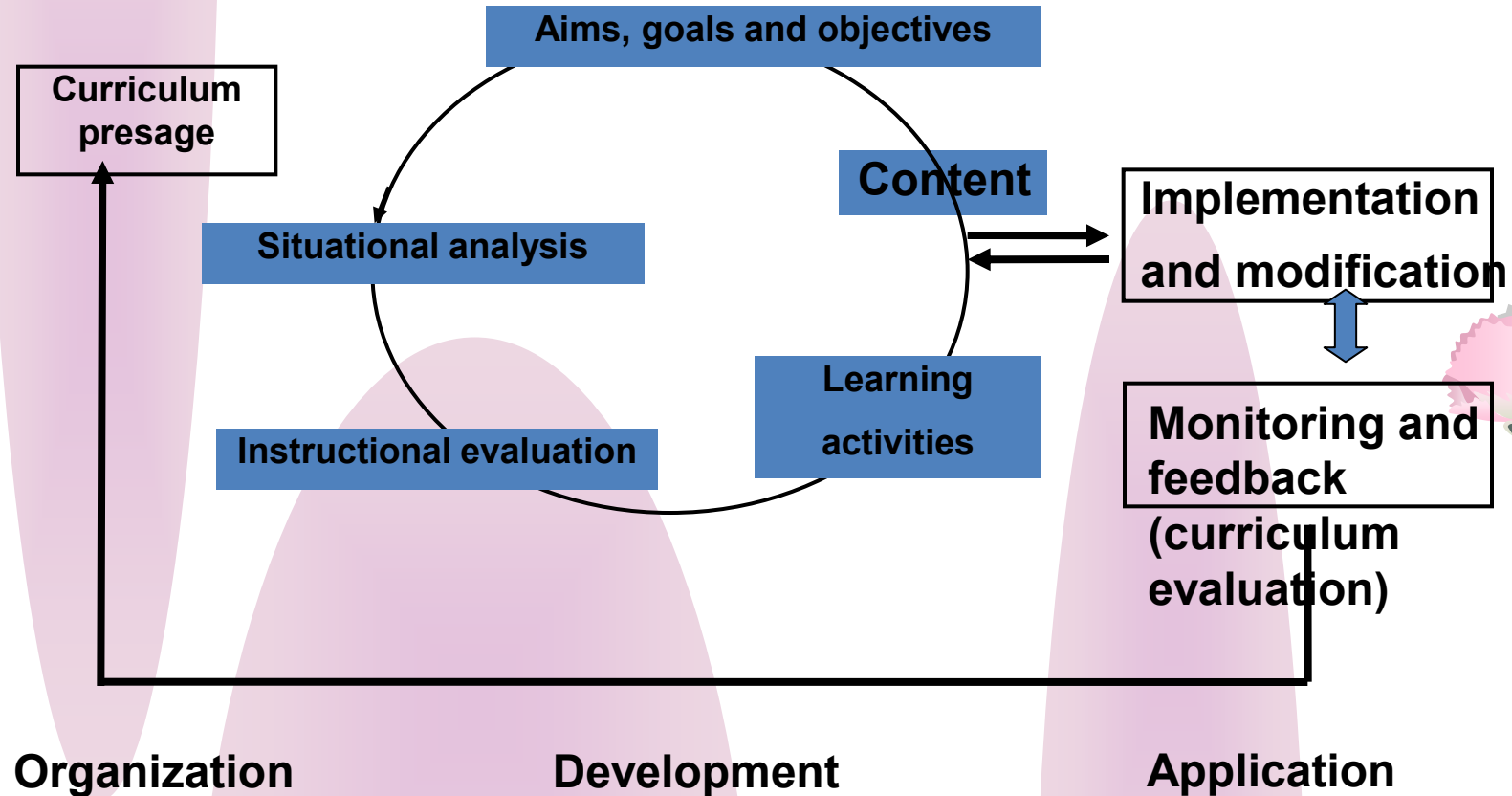


Federico Mayor
Director-General

27 Years of HR Education, cont'd

| | |
|---------------|---|
| 1995 – 2004 | UN Decade for HRE |
| 1995 Feb 7 | M O A between CHR, DOJ, DND, DILG re establishment of National Inter-Agency Chamber of Human Rights (NIA-CHR) |
| 1995 Feb 7 | P.M.O. 257 – Phil HR Plan (1996-2000) P.M.O. 258 – Child Rights Center P.M.O. 259 – Mandatory HRE for all in the Pillars of Justice |
| 1995 July-Aug | NIA-CHR Writing Workshop on the Graduated Curricula on HR and IHL for the Pillars of the Philippine Justice System |

Curriculum Development



INTENDED CURRICULUM

Curriculum Plan

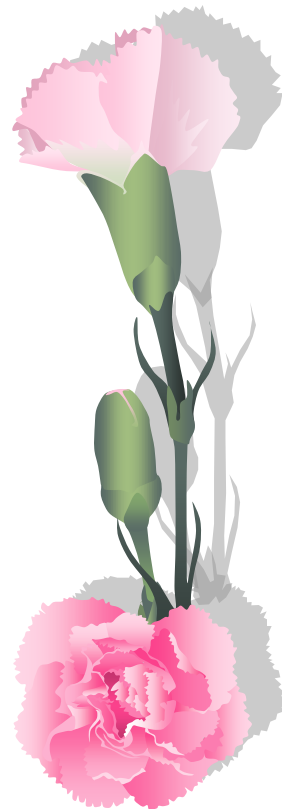
IMPLEMENTED CURRICULUM

Instruction Plan

ACHIEVED CURRICULUM

Assessment

GAP

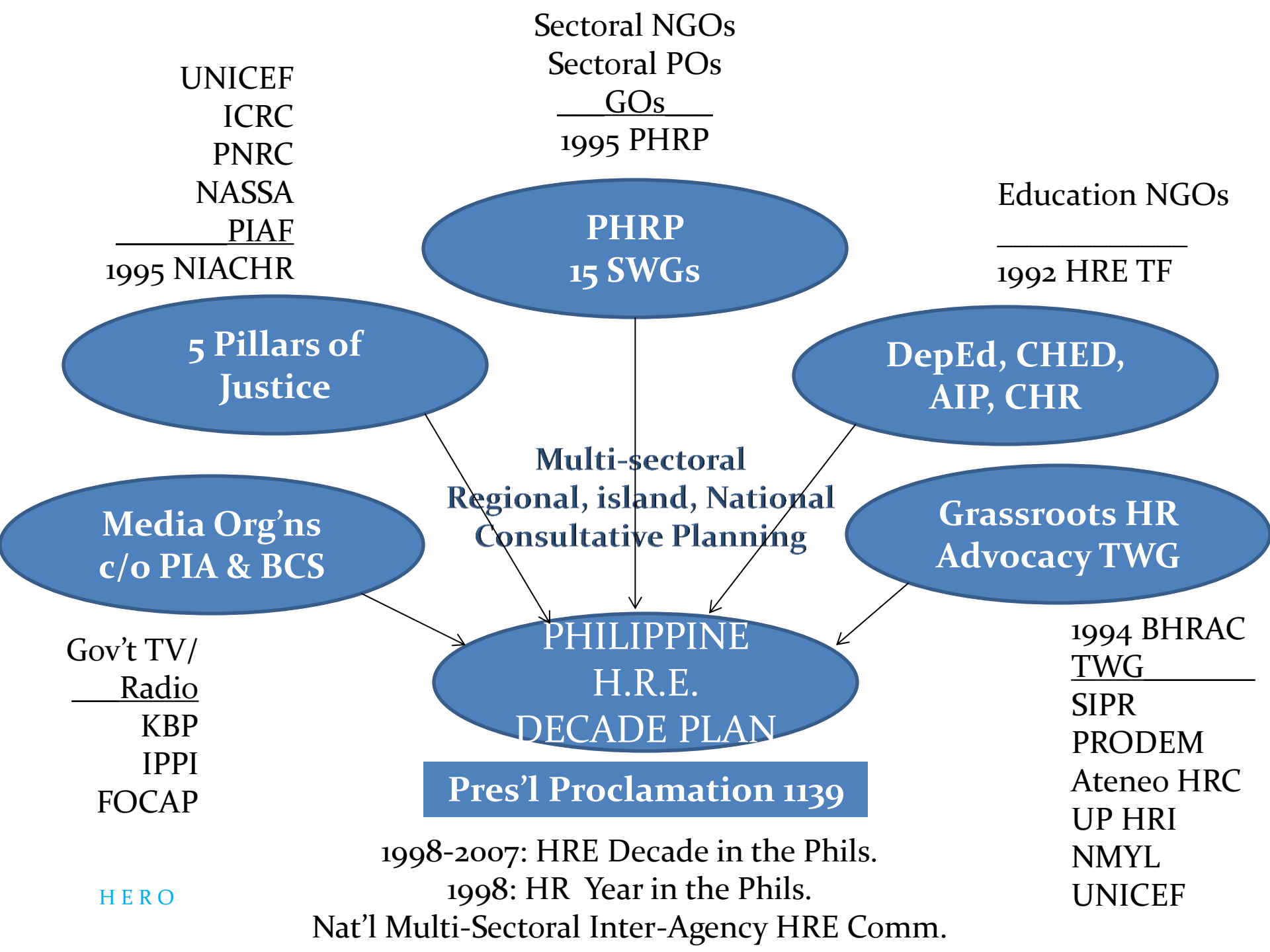


27 Years of HR Education, cont'd

| | |
|---------------------------|---|
| 1996 – 2002 | Implementation of the Philippine HR PLAN |
| 1996 May 8 | MOA between CHR , DepEd, CHED and AIP re Philippine's response to the UN Decade for HRE |
| 1996 last Q -- 1997Feb | Series of GO-NGO-Academe regional, island and national consultative decade planning workshops on human rights education |
| | |
| | |

27 Years of HR Education, cont'd

| | |
|-------------|--|
| 1997 Dec 10 | Presidential Proclamation 1139 - adopted the outputs of the series of multi-stakeholder consultative decade planning and proclaimed -- |
| 1998 – 2007 | □ 1998-2007 as Philippine Decade for H.R.E. |
| 1998 | □ 1998 as Human Rights Year in the Philippines |
| 1997 – 1998 | Development of HRE Teaching Exemplars for Basic School Education, 1st edition |
| 2001 – 2003 | Development of 101 HRE Teaching Exemplars for Basic School Education, 2nd edition |



27 Years of HR Education, cont'd

| | |
|---------------------|---|
| 2004-2006 | Metagora (Democracy, HR, Good Governance) |
| 2005-onwards | World Programme for Human Rights Education >Phase I (2005-2009) focuses on Basic School Education |
| 2007-onwards | Integrated Capability Building Program (ICBP) >1st Round (2007-2008) focuses on CHR Investigative Function |
| 2008 Oct-Dec | 60-day countdown to the 60th UDHR anniversary |
| 2008-2009 | Review & Enhancement of the Graduated Curricula on HR & IHL for the Military, Para- military and Police |

27 Years of HR Education, cont'd

| | |
|----------------------|---|
| 2008-2011 | SEA NHRI Forum □ Joint Ventures on H.R.E. |
| 2008-onwards | Redefined and Strengthened Grassroots HR Advocacy and Protection (BHRAC) Program |
| 2009 June-Aug | 60-day countdown/celebration of the 60th Anniversary of IHL (Geneva Conventions) |
| 2009 Dec 7-8 | 1st National Educators' Congress on Human Rights Education (1NECHRE) [towards the full implementation of WPHRE-Phase 1] |
| 2010 Mar | SEA Writing Workshop on the Graduated Curricula on HR & IHL for Law Enforcement, Security and Intelligence Agents (LESI) |

27 Years of HR Education, cont'd

| | |
|-----------------|---|
| 2011 Feb | SEA Workshop on the Graduated Curricula on HR & IHL for LESI: Sharing of Results of Field-Tests |
| 2011 July 19-22 | 2nd National Educators' Congress on Human Rights Education (2NECHRE) [towards the full implementation of WPHRE-Phase 2] |
| 12 Aug 2009 | 1 st Nat'l Summit on IHL □called for the enactment of Phil.IHL law |
| 11 Dec 2009 | R.A. 9851 signed into law by Pres. Gloria Macapagal Arroyo |

27 Years of HR Education, cont'd

| | |
|-----------------|---|
| 2011 Feb | SEA Workshop on the Graduated Curricula on HR & IHL for LESI: Sharing of Results of Field-Tests |
| 2011 July 19-22 | 2nd National Educators' Congress on Human Rights Education (2NECHRE) [towards the full implementation of WPHRE-Phase 2] |
| 12 Aug 2009 | 1 st Nat'l Summit on IHL □called for the enactment of Phil.IHL law |
| 11 Dec 2009 | R.A. 9851 signed into law by Pres. Gloria Macapagal Arroyo |

Mandate to CHRP of RA 9851 (the Philippine IHL Law):

Sec. 18, 2nd paragraph –

The Supreme Court shall designate special courts to try cases involving crimes punishable under this Act. **For these cases, the Commission on Human Rights,** the DOJ, the PNP, or other concerned law enforcement agencies **shall designate** prosecutors or **investigators** as the case may be.

Mandate to CHRP of RA 9851, cont'd.:

Sec. 18, 3rd paragraph –

The State shall ensure that judges, prosecutors and investigators, especially those designated for purposes of this Act, receive **effective training on human rights, International Humanitarian Law and International Criminal Law.**

27 Years of HR Education, cont'd

| Date | Particulars | Remarks |
|------|---|---|
| 2010 | Development and Printing of 1 st IHL Summit Proceedings Entitled "Humanity Amidst Conflicts" | |
| 2010 | Development & Piloting of HR Curricula for LESI of SEA, integrating IHL | LESI means Law Enforcement, Security, & Intelligence Agents |
| 2011 | Teaching Guides on IHL | |

27 Years of HR Education, cont'd

| Date | Particulars | Remarks |
|------|---|-------------------------------------|
| 2011 | SEA Regional Sharing of LESI Curricula on HR and IHL (Held in Antipolo City) | |
| 2012 | Training of Detention Authorities on Anti-Torture and Human Rights, including IHL (Held in Luzon, Visayas, Mindanao) | Jointly conducted with AVO |
| 2012 | Multi-Stakeholder Round Table Discussions on IHL (Held in Balay Kalinaw, UP Diliman) | Jointly Organized With PCICC & PHRC |
| | | |

27 Years of HR Education, cont'd

| Date | Particulars | Remarks |
|-----------|---|--|
| 2012 | 2 nd National Summit on IHL (Held in Malacanang) | Jointly Organized With PCICC, PHRC, & EO 134 IAC |
| 2012-2013 | Consultative crafting of the draft CHR Policy Guidelines on IHL By -- <ul style="list-style-type: none"> • IHL Drafting Committee • Enhanced by Inputs from both Central & Regional Directors • Submitted to IHL Focal Commissioner | |
| 2013 | CHR-Gov't- CSOs post-Summit RTDs (Tri-Partite Consultations & Fleshing out of Action Points generated during the 2 nd Nat'l IHL Summit) | |

27 Years of HR Education, cont'd

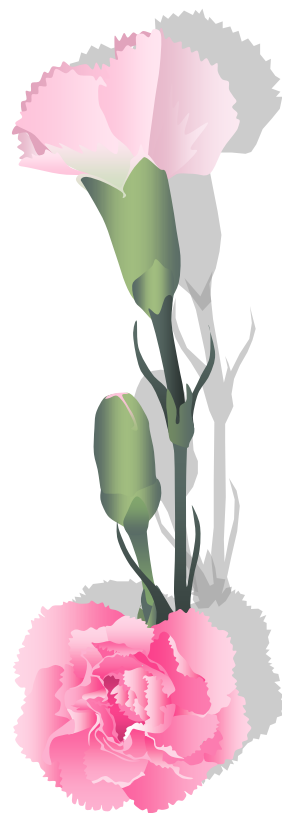
| Date | Particulars | Remarks |
|------|--|--|
| 2013 | 3 rd Roundtable Discussion on IHL for the Regional Human Rights Directors/Reps. | |
| 2013 | Training of Trainors of CSOs on Anti-Torture and Human Rights, including IHL (held in Luzon, Visayas, Mindanao) | Jointly conducted with AVO |
| 2013 | Publication and Launch of : Report of Proceedings of the 2 nd National IHL Summit, together with the reports of proceedings of the RTDs on IHL | Launched at DFA; Jointly produced By CHR, PHRC, & PCICC |

27 Years of HR Education, cont'd

| Date | Particulars | Remarks |
|------|---|--|
| 2013 | HR-IHL Advocacy Course for the Phil. Drug Enforcement Authority | |
| 2013 | Support to the dev't of PNP-HRAO's Nation-wide Computer-based HRE Course for all Police, entitled "Click Human Rights" | |
| 2013 | MOA-Signing between CHR & PPSC | |
| 2013 | Human Rights and IHL Advocacy Course for the Training & Doctrine Command, Philippine Army GHQ Education on R.A. 9851 | Conducted by HERO with the assistance of LIO and GMC-OPAPP |

27 Years of HR Education, cont'd

| Date | Particulars | Remarks |
|------|--|--|
| 2013 | International Humanitarian Law Celebration Theme: "Pag respeto sa IHL: Susi sa kapayapaan at kaunlaran" (held in Camp Aguinaldo) | Co-organized with E.O. 134 IAC |
| 2013 | Consultation Meeting with the Government on "Compliance with IHL by Non-State Actors & Non-State Groups" | Co-convenor with Geneva Academy |
| 2013 | Training on IHL (held at the DFA) | Organized by E.O. 134 chaired by DFA & DND |

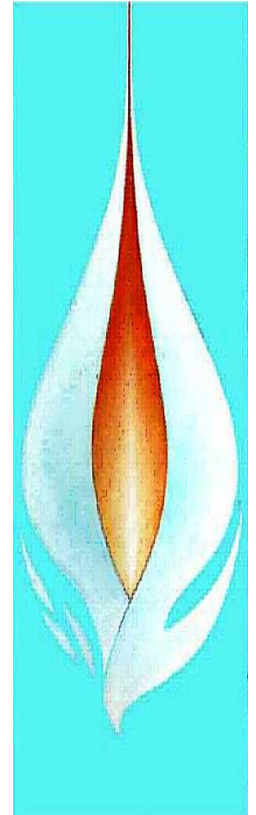




SALAMAT PO !
GRACIAS !
THANK YOU !

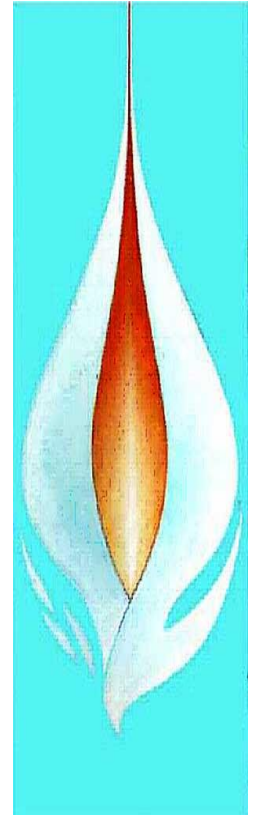
□ Director A.Elzy E.Ofreneo □

27 of *i n n o v a t i n g*
years



HERO

27 of *i n n o v a t i n g*
years



HERO



HERO



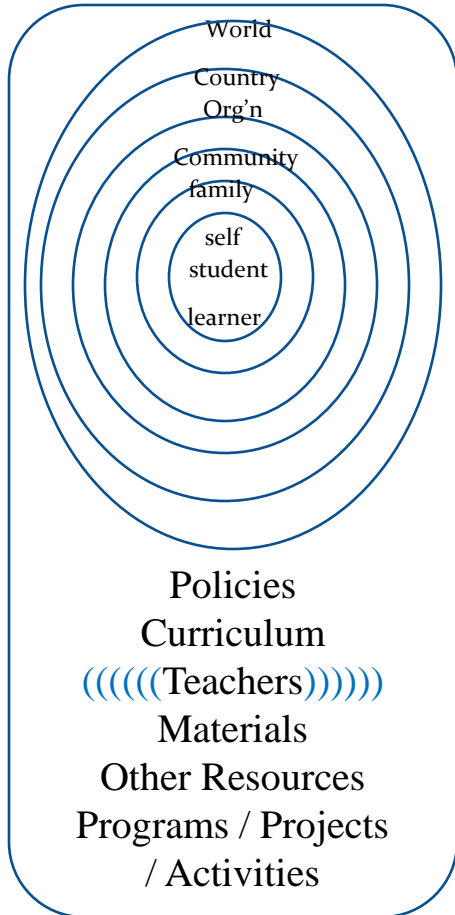
27
years

The
HUMAN RIGHTS
EDUICATION &
RESARCH OF FICE

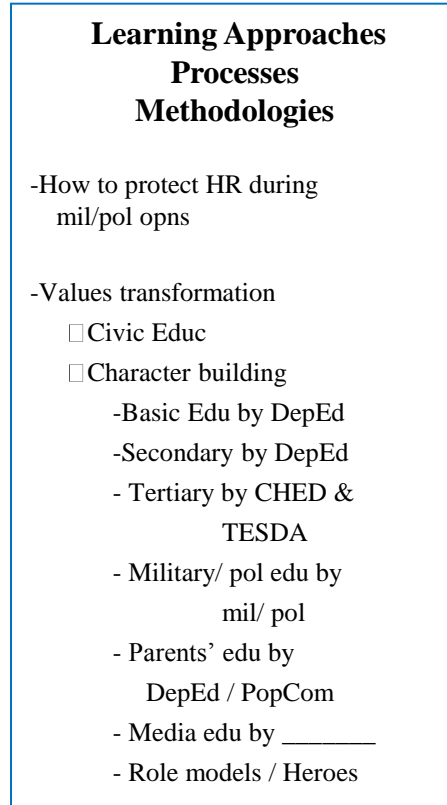
1986-2013

S P E C S (Social, Political, Economic, Cultural, Spiritual) Environment

↓
Input



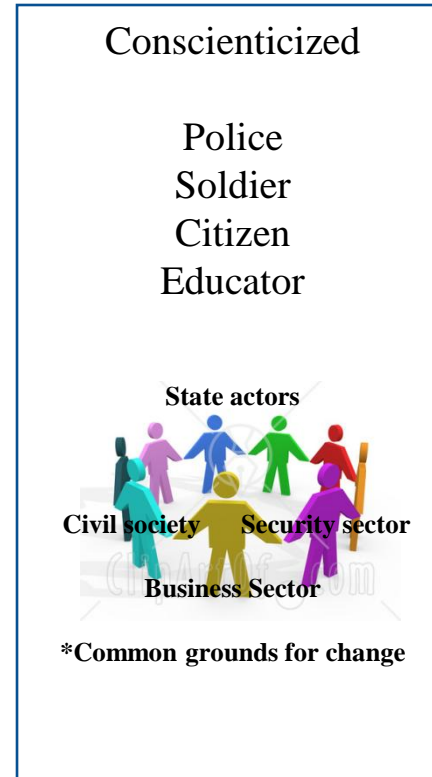
↓
ThruPut



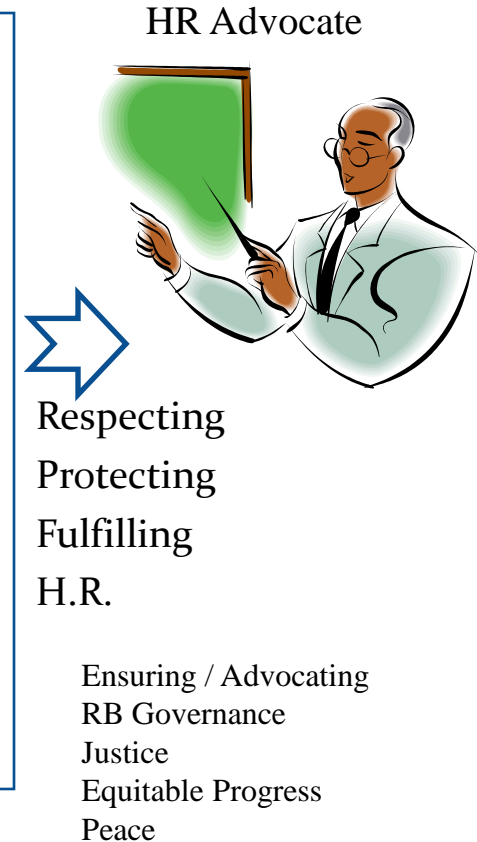
**All molders of
Filipino Psyche**

- Church
- Media
- Schools
- Family
- CSO
- business

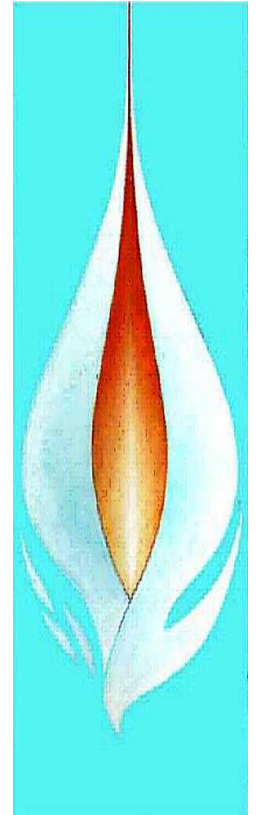
↓
Output



↓
Outcome



27 of *i n n o v a t i n g*
years



HERO

MANDATES OF CHRP

- Investigate, on its own or on complaint by any party, all forms of human rights violations involving civil and political rights;
- Adopt its operational guidelines and rules of procedures, and cite for contempt for violations thereof in accordance with the Rules of Court;
- Provide appropriate legal measures for the protection of human rights of all persons within the Philippines, as well as Filipinos residing abroad, and provide for preventive measures and legal aid services to the underprivileged whose human rights have been violated or need protection;

[Sec 18 (1-3), Art XIII, 1987 Philippine Constitution]

MANDATES OF CHRP

- Exercise visitorial powers over jails, prisons, or detention facilities;
- **Establish a continuing program of research, education, and information to enhance respect for the primacy of human rights;**
- **Recommend to the Congress effective measures to promote human rights** and to provide for compensation to victims of violations of human rights, or their families;

[Sec 18 (4-6), Art XIII, 1987 Philippine Constitution]

MANDATES OF CHRP

- Monitor the Philippine Government's compliance with its international treaty obligations on human rights;
- Grant immunity from prosecution to any person whose testimony or whose possession of documents or other evidence is necessary or convenient to determine the truth in any investigation conducted by it or under its authority;

[Sec 18 (7-8) Art XIII 1987 Philippine Constitution]

MANDATES OF CHRP

- Request the assistance of any department, bureau, office, or agency in the performance of its functions;
- Appoint its officers and employees in accordance with the law; and
- Perform such other duties and functions as may be provided by law.

[Sec 18 (9-11) Art XIII 1987 Philippine Constitution]