

Unlocking Solutions for the Internally Displaced

Additional¹ Submission to the High-Level Panel on Internal Displacement September 2020

Introduction

For more than forty-five years, UNHCR has been operationally involved with forcibly displaced persons within their own countries. As early as 1972, the United Nations Economic and Social Council (ECOSOC) called on the High Commissioner for Refugees to extend assistance to both returning refugees and "persons displaced within the country".² That same year, the United Nations General Assembly (UNGA) commended UNHCR's "efficient role in the coordination of relief and resettlement operations of refugees and other displaced persons"³. In following years, UNHCR included internally displaced persons (IDPs) in its programmes, namely those for refugees returning to Sudan (1972), Guinea-Bissau, Angola and Mozambique (1974), as well as Vietnam and Laos (1975); given that IDPs and returning refugees were often living in the same areas, "it was neither reasonable nor feasible to treat the two categories differently⁴".

Since then, displacement dynamics have evolved. Internally displaced persons have increased seven-fold in only 15 years⁵, from 2005 when the international community established the cluster system, to enhance predictability, accountability, and coordination roles to different UN entities⁶. Within this system, UNHCR was allocated leadership and coordination roles based on the agency's mandate and comparative advantage⁷. Today, UNHCR is involved in 33 situations of internal displacement, an increase from 15 in 2005. For greater predictability of engagement in situations of internal displacement, UNHCR recently issued an IDP Policy⁸ and released a stepped up IDP Initiative⁹.

This paper is UNHCR's additional contribution to the work of the High-Level Panel on Internal Displacement with a focus on how best to unlock solutions for today's internally displaced. It does not claim to address all challenges and constraints in the international response to internal displacement. Nor does it attempt to fully uncover all complexities associated with solutions, including the central discussion of when internal displacement ends¹⁰. The aim of this contribution is rather to share key reflections and perspectives based on UNHCR's operational experience in seeking and finding solutions for and with IDPs. The reflections are broad in scope, inter-related, and span from the necessity to achieve a greater understanding of internal displacement (1-3) to establishing an adequate operational response (4-6). The final reflection (7) introduces an unexplored pathway to the solutions response for IDPs.

¹ Upon request from the High-Level Panel, UNHCR is tendering this additional Submission focused on IDP Solutions. This may be read in conjunction with UNHCR's broader submission to the High-Level Panel on 8 May 2020. Available <u>here.</u>

² Economic and Social Council (ECOSOC) Resolution 1705 (LIII), 27 July 1972. See also ECOSOC Resolution 1655 (LII), 1 June 1972, and ECOSOC Resolution 2011 (LXI). The latter acknowledged UNHCR work "in the context of man-made disasters, in addition to its original functions".

³ United Nations General Assembly Resolution 2958 (XXVII) 12 December 1972.

⁴ EC/SPC/87 of 17 August 1994.

⁵ There were 6,6 million IDPs in 2005. They were 43 million by the end of 2019, representing almost 60 per cent of the nearly 80 million people forcibly displaced worldwide. UNHCR Global Trends Report 2019. Available <u>here.</u>

⁶ Global Protection Cluster Working Group, Handbook for Protection of Internally Displaced Persons, 2010

⁷ UNHCR, Emergency Handbook 4th Edition, Cluster Approach, 2020. Available here.

⁸ Policy on UNHCR's Engagement in Situations of Internal Displacement, 18 September 2019. Available here.

⁹ UNHCR's Initiative on Internal Displacement 2020-2021, 2019. Available here.

¹⁰ https://www.brookings.edu/on-the-record/when-does-internal-displacement-end/



The paper also draws on lessons learned in the operationalization of solutions-related provisions contained in the Guiding Principles on Internal Displacement¹¹, the African Union Convention for the Protection and Assistance of Internally Displaced Persons in Africa (Kampala Convention)¹², and several national laws¹³ relating to internal displacement. Lastly, the reflections are aligned with the 2030 Agenda and support the achievement of the commitment to "leave no one behind"¹⁴.

1. Improving our understanding of IDPs and their evolving solutions needs

Improving the understanding of root causes of displacement, as well as who the displaced and their hosts are, their socio-economic profiles, needs, associated protection risks, intentions, capacities and available resources, is essential to identifying a more targeted and comprehensive approach to solutions. The causes and nature of internal displacement are particularly relevant in conflict-related situations, where efforts to achieve protection and solutions are, to a great extent, impacted by violence strife, and where all actors have to navigate complex underlying political and socio-economic contexts, both during and after hostilities¹⁵.

Despite the limited availability of data on IDPs' demographics and socio-economic status, we have witnessed a change in IDP characteristics over the decades. Available geographic information confirms that IDPs were predominantly located in rural areas at the start of the 2010s. By the end of 2019, however, two-thirds of IDPs were living in urban or semi-urban areas¹⁶. Moreover, the IDP population is also often very young¹⁷, with associated specific solutions needs, priorities and preferences when compared to older displaced persons. These and other emerging dynamics, including the adverse effects of climate change¹⁸ and the persistent protracted nature of internal displacement, call into question the relevance of the notion of voluntary return to locations of origin as the 'preferred' durable solution by IDPs.

Many second-generation IDPs do not envisage returning to their location of origin. This is particularly the case for women, who may have enjoyed more freedoms during displacement¹⁹, and younger generations for whom livelihoods and self-reliance opportunities in rural areas remain limited. In Sudan (Darfur), for instance, an "emerging dynamic related to displacement, is the growing body of evidence highlighting that a significant number of IDP households prefer to permanently remain in their current urban or peri-urban locations. With displacement for many families stretching back a decade or more, new livelihoods strategies, new habits and new sociocultural preferences have developed, particularly in the generation that was born and raised in camps"²⁰. As possibilities for return fade, many IDPs make decisions that root themselves in their area of

¹¹ E/CN.4/1998/53/Add.2

¹² African Union, African Union Convention for the Protection and Assistance of Internally Displaced Persons in Africa ("Kampala Convention"), 23 October 2009.

¹³ i.e. the National Policy, National Eviction Guidelines and the Interim Protocol on Land Distribution for Housing to Eligible Refugee-Returnees and IDPs in Somalia (2019)

¹⁴ UN General Assembly, Transforming our world: the 2030 Agenda for Sustainable Development, 21 October 2015, A/RES/70/1

¹⁵ Displacement in the context of natural disasters and climate change represents a different degree of complexity and so requires a different response by different actors. While the paper acknowledges the inter-related linkages between climate change and conflict-related displacement, the reflections presented throughout this paper focuses primarily on conflict-related displacement.

¹⁶ See section 3 for more detailed information.

¹⁷ According to a recent study from the World Bank, children under 15 years represented 43% of IDPs in Sudan, 46% of IDPs in South Sudan, 51% of IDPs in Somalia, and 57% of IDPs in northeast Nigeria [*how does it compare to the national population? To be reviewed further*]. World Bank Group, *Informing Durable Solutions for Internal Displacement*, 2019

¹⁸ The possibility of return to rural areas is also increasingly diminished by climate change, which can alter rainfall or patterns of seasonal access to land or water by pastoralists and herders; such changes may mean that return at the same scale is not be sustainable.

¹⁹ K. Holloway, M. Stavropoulou and M. Daigle, Gender in displacement. The state of play, HPG Working Paper, December 2019

²⁰ Trias Consult, October 2019, *Review of the Darfur Development Strategy (2013-2019), Consolidated Review Report*, Vol.I, p.22. The review was conducted on behalf of the Government of Sudan, the United Nations (UN) and international partners, 2019.



displacement where solutions are more likely to take the form of local integration, in-country resettlement or settlement elsewhere²¹. However, information on the obstacles and opportunities facing IDPs in pursuit of these options have been scarce and a more comprehensive understanding is needed of how to best support IDPs to achieve sustainable solutions in such contexts.

As seen in several situations, a significant number of IDPs settle elsewhere or self-relocate in regional and State capitals following displacement, and in many instances do not seek assistance, formally register their displacement, and are unable to find livelihoods and rebuild their lives. While they may find temporary resolutions to their socio-economic challenges, long-term safety, security, documentation and freedom of movement are paramount for the exercise of political rights and to prevent secondary, repeated or cyclical (depending on the causes) displacement. This underlines the importance of ensuring the rights of IDPs to access basic services, and inclusion into national systems, such as education, health care, and housing, to enjoy freedom of movement, and not to be subject to arbitrary arrest and detention. Central to this is IDPs' access to civil documentation, such as identification cards, passports, birth and marriage certificates, educational diplomas, and certification of health and welfare rights or property title. Every effort must be made to support and strengthen national systems to ensure that IDPs have full and equal access to civil status registries and documentation, including replacement documentation. Moreover, access to civil documentation should be recognized for its evidentiary and non-political nature.

Furthermore, IDPs may not formally choose one settlement option to achieve a durable solution. They may choose to use multiple settlements at the same time, depending on the options available. As we have seen, displaced families may prioritize solutions that allow for flexibility (including through pendular movements), maximize security and bring economic gains for their whole family. These evolving solutions needs require a comprehensive and diversified approach while retaining the essential entitlements of other nationals (for example the right to recover property or receive appropriate compensation where recovery is not feasible). Agility, flexibility and adaptation of tools and programmes that respond to IDPs' solutions needs are critical and should allow for individual family members or communities to pursue different solutions options. In addition, any durable solutions programming should incorporate demographic considerations and look to address the specific needs of youth, women and older persons²².

Improved data and evidence, rooted in the realities of displaced communities, is central to achieving a wider understanding of internal displacement dynamics and the solutions needs of today's IDPs. A promising example can be highlighted from Sudan, where the Durable Solutions Working Group (DSWG) is coordinating a substantial effort on data collection and analysis under the Peace Building Fund-Darfur (PBF) and Central Emergency Response Fund (CERF) programming. This work is combining area-based comparative profiling among displaced and non-displaced communities, intention and perception surveys, and multisector profiles of target localities, using a methodology that builds on earlier efforts undertaken by the World Bank and the UN Country Team (UNCT).

Finally, efforts to better understand the solutions needs of IDPs are most likely to have lasting impact if they are guided by national authorities and communities. National champions—ideally at the ministerial level in executive branches, through dedicated committees in legislative bodies and/or judicial institutions—can make

²¹ 'Settlement elsewhere, 'resettlement' and 'relocation' are used interchangeably to refer to the same durable solution where IDPs take refuge or settlement in another part of the country, e.g. the Guiding Principles on Internal Displacement (1998) refers to resettlement while the African Union Convention for the Protection and Assistance of Internally Displaced Persons in Africa (Kampala Convention) (2009) refers to relocation and the IASC Framework refers to settlement elsewhere

²² This will also include persons with disabilities.



real and sustainable difference, as shown in Iraq, Ukraine, Nigeria and Colombia. They can also help with mobilizing support, resources and driving legislative policy change, which are all critical for achieving sustainable solutions.

2. Ensuring voices of IDPs inform planning and implementation of solutions

The Guiding Principles on Internal Displacement emphasize that special efforts should be made to ensure the full participation of IDPs in the planning and management of their return, resettlement or reintegration²³. The importance of understanding the views and preferences of IDPs was recently emphasized by the Special Rapporteur on the Human Rights of Internally Displaced Persons to the UN General Assembly²⁴ and available evidence shows that the participation of IDPs and host communities in project planning and implementation is a crucial element for successful humanitarian-development initiatives to address internal displacement²⁵.

Despite this, national authorities and the international community have too often "sought" solutions for IDPs without systematically discussing with the displaced communities what their intentions, preferences and coping mechanisms are. The disjuncture between the views of IDPs and those of national authorities/international actors can lead to IDPs seeking solutions outside of formal and organized programmes or initiatives. In many situations, solutions are found "spontaneously", which is, when IDPs themselves deem the basic conditions to be in place. One-size-fits-all approaches to durable solutions need to be replaced with more nuanced processes adapted to the distinct needs of different groups and individuals. Displaced women, men, children, older people and those with disabilities as well as other groups, each have specific priorities and resources that must be considered while designing more adapted policies and programmes to support them. Moreover, the participation of IDPs does not only enhance the likelihood of achieving lasting solutions but is also an important element of prevention.

There are many good practices that can serve as inspiration and provide important insights, as we seek to ensure that the voices of IDPs inform planning and implementation of solutions. A study commissioned by the Turkish Government in 2006, for example, provided information on the needs and perceptions of IDPs in 13 Turkish provinces and provided a sound empirical basis for the development of action plans to assist and protect IDPs²⁶. In Colombia, the Transitional Solutions Initiative (TSI) led by UNHCR, the United Nations Development Programme (UNDP) and the World Bank ensured meaningful participation of IDP communities, including through dedicated discussions with groups of women, boys, girls and adolescents and youth, to ensure their contribution to plans developed for their communities²⁷. Likewise, in Sudan, consultations with IDPs, affected communities, and local leaders (both from the State administration as well as from customary and traditional authorities), have directly informed ongoing durable solutions programming supported by the PBF and CERF.

In the Syrian Arab Republic (Syria), community centers are mobilizing and empowering IDPs, returnees and affected host communities; and provide them with a forum to promote their participation in decision-making

²³ Principle 28 (2).

²⁴ Report to the General Assembly of the Special Rapporteur on the human rights of internally displaced persons, A/72/202, 2017.

²⁵ OCHA, Reducing Protracted Internal Displacement: A snapshot of successful humanitarian-development initiatives, 2019

²⁶ Hacettepe University Institute of Population Studies, Turkey Migration and Internally Displaced Population Survey, Press Release, 2006. Access the study <u>here (in Turkish)</u>.

²⁷ OCHA, Reducing Protracted Internal Displacement: A snapshot of successful humanitarian-development initiatives, 2019. This is also aligned with UNHCR's Age, Gender and Diversity approach through which UNHCR field teams and partners promote the role of women, men, girls, and boys of all ages and backgrounds as agents of change in their families and communities.



processes that have an impact on their lives²⁸. In Nigeria, efforts were made to enhance the participation of IDPs in national electoral processes in both their area of displacement and origin, including by conducting sensitizations on the right to vote, the electoral process and voting procedures²⁹. Lessons learned can also be drawn from previous engagement of refugees and internally displaced persons in mediation and peace processes, including the delegation of displaced South Sudanese who participated in the negotiations for the 2018 peace agreement.

3. Responding to the growing urbanization of displacement

Recent decades have been characterized by a rapid and steady urbanization of the global population. This is also evident among internally displaced populations: the majority of IDPs are estimated to now reside in urban and peri-urban areas³⁰. IDPs living in urban environments are often dispersed and struggle to find accommodation, particularly where rapid urbanization has resulted in a significant shortage of adequate housing. Consequently, many IDPs are forced to live in collective centres, unfinished public buildings or informal settlements amongst the urban poor where additional protection risks can arise due to overcrowding and little or no access to safe water, sanitation and other basic services. Tenure insecurity and risks of eviction are also greater in urban settings and this can lead to further displacement, as seen in Mogadishu, Somalia³¹.

One of the main concerns for IDPs in urban areas is to ensure a livelihood and regular income. While jobs are more readily available in urban areas than in rural areas or camps, urban IDPs' economic conditions, however, tend to be similar to, if not worse, than those of the urban poor³². A 2019 study by the World Bank found that IDPs with an agricultural background can face greater challenges in urban centers and higher poverty levels than others³³. Likewise, limited access to quality, affordable and uninterrupted primary education opportunities represents another central barrier to IDPs ability to integrate into urban life.

Urban displacement also offers opportunities for interim solutions to many IDPs if authorities and the international community are able to provide the necessary support enabling IDPs to live dignified lives while retaining the prospect of eventual return or settlement elsewhere. This can be done through greater promotion of local solutions³⁴, interim integration³⁵ or transitional solutions³⁶, which facilitates the appropriate economic, social and cultural inclusion of IDPs, without prejudice to eventual durable solutions. This means better identifying and removing the barriers that prevent IDPs from benefiting and contributing to the social, political, economic and cultural life of towns and cities, including through expanding health, water, infrastructure, and education capacity. However, as emphasized by the Special Rapporteur on the Human Rights of Internally Displaced Persons, transitional solutions for IDPs in urban areas must not be mistaken for durable solutions³⁷.

²⁸ https://reliefweb.int/sites/reliefweb.int/files/resources/Community%20Centres%20Fact%20Sheet%20-

^{%20}September%202018.pdf

²⁹ https://kujenga-amani.ssrc.org/2019/02/15/displaced-but-not-disenfranchised-idps-and-the-2019-nigerian-elections/

³⁰ UNHCR Global Trends Report, 2019

³¹ JIPS, Internal Displacement Profiling in Mogadishu, 2016

³² IDMC, Global Report, 2019

³³ World Bank Group. Informing Durable Solutions for Internal Displacement, 2019. See in particular pp. 20-21

³⁴ Other "Local Solutions" mentioned in paragraph 100 of the Global Compact on Refugees (GCR), affirmed by the UN General Assembly in December 2018, offer inspiration for solutions for internally displaced persons.

³⁵ The concept of 'interim integration' is discussed in the report by Brookings, IDMC, NRC titled IDPs in Protracted Displacement: Is local integration a Solution, 2011.

³⁶ As conceptualized e.g. by the Transitional Solutions Initiative (TSI), spearheaded by UNDP, UNHCR and the World Bank. The aim of the TSI was to increase the self-reliance of protracted refugees and IDPs, and host communities through inter-agency collaboration and tailored area-based interventions.

³⁷ https://www.ohchr.org/EN/NewsEvents/Pages/DisplayNews.aspx?NewsID=15210&LangID=E



Solutions responses need also to consider the impact of urbanization. Both the achievement of durable solutions for IDPs in urban areas and the achievement of sustainable urban development require improved land management, governance and urban planning, which are best realized through greater involvement of authorities at local and municipal levels and the adoption of an area-based approach. A number of progressive durable solutions initiatives can serve as good practices in this regard; in Somalia, for example, several municipalities have taken steps towards inclusive urban planning, providing opportunities to promote durable solutions at scale for IDPs while ensuring the interests and concerns of all groups of people. The municipalities of Hargeisa and Kismayo have established a property registry, which register documentation of land and properties within municipal boundaries while Puntland and Somaliland have developed urban regulatory frameworks³⁸. In Colombia, the legalizing of informal settlements in urban areas, which have been inhabited for years, have proven an important step for IDPs to access state support for housing and public services; and have led to urban integration³⁹. Legalization also has the effect of empowering IDP communities, as their presence and contribution to the economic vitality of cities becomes visible. The urbanization programme in multiple municipalities in the Diffa region in Niger is another example of close collaboration with communities and local authorities to provide legal access to land for displaced families, while contributing to the local economy⁴⁰.

Cities' capacity to support IDPs are critical for solutions. Building and strengthening the capacity of local governments and municipalities hosting IDPs are needed to appropriately respond to urbanization. IDPs rely on the urban system – the built environment, available services, social fabric and economy – to provide for their basic needs and self-reliance. However, basic services and infrastructure in many towns and cities, particularly in middle income and developing countries, are still severely overstretched. There is also a need for matching investments in rural capacities, markets and infrastructure, including in secondary cities, so as to reduce the pressure on urban areas⁴¹.

Lastly, it is important to note that although support is needed for IDPs to access solutions in cities and towns, it does not take away the importance of addressing the solutions needs of those who remain in rural areas.

4. Access to housing, land and property as a critical factor for solutions

Failure to consider housing, land and property (HLP) rights in the response to internal displacement could compound existing inequalities and discriminatory patterns and could ultimately hinder IDPs' access to solutions. IDPs returning to their area of origin are often unable to re-occupy their houses and/or land as a result of secondary occupation, damage or destruction, intra-family disputes, or loss of relevant documentation. If they do not have alternative housing options, they may face many of the challenges that they confronted during their displacement, including limited available residential land, discriminatory practices in the (private) rental market, and inability to meet eligibility criteria of social housing programmes. The inability to access adequate housing impedes self-reliance and affects the ability to cover other basic needs, in particular for those IDPs that require access to land and/or water for their livelihoods, such as pastoralists.

Again, the centrality of access to civil documentation must be emphasized: it is a prerequisite to obtaining HLP documents and necessary for the recognition, exercise and full realization of associated rights. As we see in

³⁸ https://www.globalprotectioncluster.org/wp-content/uploads/UN-Somali-DSI-Towards-Sustainable.pdf

³⁹ Recent submission from UNHCR Country Operation in Colombia to 2nd IDP Initiative Quarterly Update, 2020; OCHA, Reducing Protracted Internal Displacement: A snapshot of successful humanitarian-development initiatives, 2019

⁴⁰ https://www.unhcr.org/niger-urbanization-project.html

⁴¹ IDMC Global Report on Internal Displacement 2020



Syria, housing, land and property rights and civil documentation are critical needs of IDPs and a foundational concern for the entire humanitarian response⁴². However, investments are also needed to (re-) establish access to housing, land and property, including through low-cost (re-)construction options, social housing programmes, agricultural development, (legal) assistance to address disputes or secure clear tenancy agreements. Focus must also be on strengthening the capacity of both formal and informal authorities to address accommodation needs, with the direct engagement of displaced populations and their host communities. Humanitarian partners are often not equipped and certainly not funded to support large repair interventions and other adequate housing options at scale. Development actors, who do have capacity to scale, are more often risk averse and have generally been less engaged in internal displacement situations⁴³.

In order to ensure that bedrock investment in durable housing solutions is prioritised and achievable, a broad understanding will need to be developed across all key sectors and with all key actors that respond to the demands, needs, and supply within local communities; this includes employment, training, health, human security and economic prosperity. In addition, to ensure the sustainability of return, integration and post-conflict reconstruction, support is required to protect the rights of IDPs to recover housing or land in the aftermath of displacement or to receive full and effective compensation when recovery is impossible. Housing and land underpin human activity and have often played a role in the violence and conflict that caused displacement. Mechanisms or processes to address HLP-related grievances and protect the right to restitution require strengthening to truly be accessible to the most vulnerable IDPs⁴⁴. Governments, meanwhile, may be unable (or unwilling) to allocate the required level of funding for reform, restitution and compensation processes, necessitating strategic advocacy and fundraising efforts¹².

5. The primacy of security and protection for sustainable solutions

The findings of numerous profiling and intention surveys for IDPs suggest that the most important factor influencing intentions to return are peace and security in the place of origin. This is evident, for example, in recent profiling conducted with IDPs in Darfur (Sudan), where 78% and 91% of households respectively in Abu Shouk and El Salam highlighted insecurity in their place of origin as a main obstacle for returning⁴⁵. Thorough profiling exercises conducted in countries affected by violence not related with armed conflict, for example in the North of Central America, underline the profound impact on individuals and communities of criminal violence associated with the weakening or corruption of public institutions that underpin various elements of national protection, including citizen security, the rule of law and human rights⁴⁶. The manner in which insecurity drives displacement is constantly in a state of flux. Although one factor behind increased numbers of urban IDPs is flight from conflict in rural areas (as occurred in Colombia), the scale of more recent urban internal displacement is a direct consequence of urban warfare where the primary targets of belligerents are civilians. This is evident, for example, in parts of Syria, Iraq, Yemen and Nigeria⁴⁷.

Another important factor driving insecurity is the prevalence of non-state armed groups in conflicts, most visibly in the Middle East, South Asia, Africa and Americas, often fighting each other as much as fighting against

⁴² UNHCR and NRC, Displacement, housing land and property and access to civil documentation in the south of the Syrian Arab Republic, 2017.

⁴³ See section 6 for further details on this.

⁴⁴ The Pinheiro Principles, United Nations Principles on Housing and Property Restitution for Refugees and Displaced Persons, August 2005.

 ⁴⁵ Progress towards Durable Solutions in Abu Shouk and El Salam IDP camps: Durable Solutions Analysis, 2019 Report available <u>here</u>.
⁴⁶ See, for instance, the profiling exercises in Central America, Caracterización de la Movilidad Interna a Causa de la Violencia en El Salvador (March 2018) and Estudio de Caracterización del Desplazamiento Interno en Honduras (December 2019).

⁴⁷ For a detailed consideration of the legal and humanitarian implications of siege warfare in internal displacement contexts, see the recent report by Ceasefire, Mosul after the Battle – Reparations for civilian harm and the future of Ninewa, available <u>here.</u>



the State⁴⁸. Although this is not a new phenomenon (it was a feature, for instance, of the wars in the Western Balkans in 1990s), the prevalence of non-state armed groups in several countries and regions (Mali, Nigeria, Niger, Lake Chad Basin; DRC; Mozambique; Yemen; Sudan and South Sudan; and Mexico in Latin America) complicates classic conflict resolution. Immediate protection needs, the broader protective environment, and durable solutions for IDPs have still to fully acknowledge and integrate these new dimensions of conflict, which have a disproportionate bearing on the internal displacement situation in several countries.

Lastly, the types of violence and persecution facing IDPs are also relevant when it comes to the redress and justice measures that will be meaningful to the forcibly displaced: impunity is a major obstacle to durable solutions impacting both on material conditions for return as well as in the overall trust of the forcibly displaced in justice and rule of law mechanisms. Solutions to forced displacement in post-conflict settings have to speak to the nature of the conflict itself - addressing the suffering of civilians and providing remedy and reparations commensurate with the type of violations inflicted during hostilities. This brings to the fore issues of accountability for violations of international humanitarian law. Durable solutions for the internally displaced have therefore to be linked with a broader agenda of transitional justice and post-conflict reconstruction. Here, lessons learned can be drawn from Colombia, where a strong policy and institutional response to internal displacement was established with the creation of the Victim's Unit and the rulings of the Constitutional Court⁴⁹.

Conflicts described above typically play out as disputes or contestation around access to power, land and resources, equitable delivery of services, and responsive justice and security to citizens and communities⁵⁰. It is crucial to understand the political economy underpinning each conflict situation in order to identify opportunities for engagement. Equitable representation and free expression of different groups' interests, grievances and aspirations are key to prevent escalation and address the underlying causes of conflicts. Political representation of IDPs, including women and youth, and their participation in peace processes and the negotiation of political settlements, as well as their inclusion in elections, is essential for renewing trust in--and the legitimacy of-State institutions. As conflicts often play out around access to resources, including at the community level, support to local governance and equitable resource management mechanisms is another area in need of more robust support. It is also important that support to institutional capacity is accompanied by support to accountability and integrity of public institutions, systems and agencies directly responsible for IDP's legal, physical and material safety. The bureaucratic and administrative obstacles established by State and local structures to returns, in the aftermath of the Bosnian war, for instance opposing property claims or access to valid documentation, illustrate the relevance of this line of engagement. Nondiscriminatory access to justice and redress is equally relevant if solutions are to be sustained over time and conducive to peace and reconciliation.

6. Early involvement of development actors and effective transition

Traditionally, internal displacement was perceived primarily as a humanitarian and human rights issue, and sometimes as a security challenge. While there is now broad international consensus and recognition that solutions for the forcibly displaced are best found and sustained through a comprehensive response, leveraging the comparative advantages of actors across the humanitarian, development, and peace spheres,

⁴⁸ See, World Bank and United Nations (2018), Pathways for Peace Inclusive Approaches to Preventing Violent Conflict, p.15 ss.

⁴⁹ Sandvik, Kristin Bergtora & Lemaitre, Julieta (2015) 'From IDPs to Victims in Colombia: A Bottom-Up Reading of Law in Post-Conflict Transitions' in Saul, Matthew & Sweeney, James A. (eds.) International Law and Post-Conflict Reconstruction Policy, Routledge.

⁵⁰ Cf, World Bank and United Nations 2018, op.cit., Ch.5.



development actors are still often only engaged when return or integration becomes possible. However, solutions must to be pursued from the onset of displacement crisis with simultaneous engagement of development, humanitarian and political stakeholders.

As emphasized in the submission by the World Bank to the High-Level Panel on Internal Displacement⁵¹, the engagement of development actors can complement humanitarian efforts. The intervention of development actors is a key enabler for sustainable reintegration, local integration and local solutions. In this regard, development actors can help to strengthen the resilience of communities by enhancing their access to housing, food security and livelihoods opportunities, promoting access to basic health, education and civil documentation services, and strengthening local governance structures so that people can better cope with the impact of conflict, insecurity, and/or environmental changes⁵². However, a common understanding of 'return' and the challenges facing returning IDPs is needed across political, humanitarian and development actors, including how the lack of conducive conditions for return are likely to produce new rounds of displacement⁵³.

More can be done to integrate efforts and strengthen collaboration between humanitarian and development actors, in support of national governments, on both prevention and the building of pathways to solutions during displacement. As humanitarian funding usually concentrates on the period of active conflict and displacement, responses to protracted internal displacement tend to be under-funded; IDPs in such situations are often forced into negative coping mechanisms to cover basic needs, or may even be forced to return involuntarily to areas where their protection could be compromised. Integrated efforts of both humanitarian and development actors and effective transition measures can help to avoid such situations by strengthening local governance, community engagement and inclusion of IDPs in local development planning, while also addressing social cohesion, access to services, and access to justice and land and property rights. In Northern Nigeria, for example, UNDP and UNHCR are working together with the government on rule of law, justice and security, and strengthening of local institutions. Likewise, through the TSI in Colombia, UNHCR and UNDP successfully leveraged each other's expertise to improve the self-reliance and ensure sustainable solutions for and with IDPs. UNHCR used its experience in supporting displaced communities in humanitarian crises to ensure strong community engagement which complemented the development initiatives spearheaded by UNDP⁵⁴.

One aspect that should not be overlooked (since it is consequential for coordination, coherence and, eventually, policy and programming) is how the humanitarian and development actors support national authorities, including through locally based transitioning approaches. The debate, and the options put forward even at this point of policy consensus is often predicated on linearity of processes: linearity of disruption (conflict and humanitarian needs), and linearity of recovery (change, development, sustained peace). Rather, the role of development actors in IDP settings must be nuanced as a contemporary approach encompassing prevention and recovery, centered on State responsibility and national ownership. The fact that humanitarian principles stand on their own should not deny the reality that development is a crucial enabler of humanitarian assistance, as was articulated by UNHCR as early as 1967⁵⁵.

⁵⁵ See a foresighted conceptualization on the role of development in the Statement by Prince Sadruddin Aga Khan, United Nations High Commissioner for Refugees, to the Third Committee of the United Nations General Assembly at its 1519th meeting, 20 November 1967, available <u>here</u>.

⁵¹ Issues for consideration by the High-Level Panel on Internal Displacement, Submission from the World Bank. Available <u>here.</u>

⁵² IDMC Global Report on Internal Displacement, 2020.

⁵³ Ibid.

⁵⁴ OCHA, Reducing Protracted Internal Displacement: A snapshot of successful humanitarian-development initiatives, 2019



7. Uncharted pathways: the benefits of inclusion and costs of exclusion

According to the Internal Displacement Monitoring Centre (IDMC), internal displacement cost the world about USD 20 billion in 2019. The figure does not include longer-term or indirect costs, but still equates to an average of USD 390 per person for each year of displacement, just to provide basic services and account for temporary loss of income⁵⁶. In addition, a recent study has measured the economic impacts of internal displacement on the livelihoods, housing, health, education and security of IDPs and their host⁵⁷. As shown, the economic burden is borne by displaced persons themselves, the communities that host them, struggling frontline government agencies and an overstretched humanitarian system. Such figures make it clear that the cost of protracted displacement is untenable for countries and communities and prevents them from achieving the SDGs and fulfilling their commitment to leave no one behind. Using an inclusion/exclusion lens may in certain instances help overcome reluctance to address displacement with development⁵⁸.

To our knowledge, most of the ongoing socio-economic analysis on internal displacement focuses on measuring levels of poverty and the welfare of IDPs and their hosts, using data collected through household surveys and poverty assessments. Addressing the socio-economic needs of IDPs and their host communities requires a broader analysis of the impacts of internal displacement on homes and host locations. Furthermore, efforts to understand the benefits of inclusion and costs of exclusion could be further enhanced by utilizing learning from relevant studies in refugee-hosting areas, including the 2017 World Bank study, "Yes in my Backyard"⁵⁹, which highlighted how a marginalized and economically isolated community in Kenya could benefit from the presence of a decades-old and large refugee settlement. The study, which was undertaken in close collaboration with UNHCR Kenya, developed a methodology that modelled different policy scenarios related to: limited economic integration; full economic integration; and decampment (closing down the camp, resulting in an exodus of all refugees in Kakuma from Kenya). The study found that economic integration would maximize benefits for refugees and increase per capita host incomes, a win-win for both refugees and the host communities. The study from the Kenyan context has been influential in advocacy efforts to support refugees' inclusion in productive sectors and the granting of accompanying rights.

Additional research could be undertaken to increase the evidence base necessary for effective advocacy for socio-economic interventions that enhance the resilience of IDPs as well as the communities that host them and the prospects for solutions. National authorities and civil society organizations need to own this evidence and be supported, both domestically and internationally, to use this additional tool to advance the search for solutions with and for internally displaced persons.

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⁵⁶ IDMC, Global Report on Internal Displacement, 2020.

⁵⁷ IDMC, The ripple effect: economic impacts of internal displacement, Measuring the costs of internal displacement on IDPs and hosts, January 2020

⁵⁸ Ibid.

⁵⁹ Sanghi, Apurva; Onder, Harun; Vemuru, Varalakshmi, Yes in my backyard?: the economics of refugees and their social dynamics in Kakuma, Kenya, 2017, Washington, D.C. World Bank Group.