

List of Issues addressed to the Houthis/Ansar Allah by the Group of Eminent Experts on Yemen established pursuant to Human Rights Council resolution A/HRC/RES/45/15

I. Introduction

The United Nations Human Rights Council, in its resolution (A/HRC/RES/45/15) of 6 October 2021 renewing the mandate of the Group of Eminent Experts on Yemen (GEE), again “[e]ncourages all parties to the armed conflict in Yemen to extend full and unfettered access and cooperation to the Group [...]”

Acknowledging the invitation to visit Sana’a, the GEE prepared the below list of issues pertaining to the Houthis/Ansar Allah. In this regard, the GEE appreciates the responses to the GEE’s report of 28 September 2020 sent on 24 October 2020 and 25 May 2021. However, the GEE takes this opportunity to respectfully bring to the attention of the authorities that they have yet to receive responses to the list of issues sent by the GEE on 10 April 2019 and on 18 June 2020, and would welcome responses to this list.

The GEE respectfully requests the Houthis/Ansar Allah to address the queries detailed herein. Responses will be included in the Group of Experts’ report to the Human Rights Council, with the exception of any information that the Houthis/Ansar Allah requests to remain confidential.

The GEE would be grateful to receive replies no later than 15 July 2021. In addition, the GEE renews its request to the Houthis/Ansar Allah to receive any other submissions that the Houthis/Ansar Allah may wish to present.

II. List of issues to be addressed by the Houthis/Ansar Allah

1. Please share with the GEE whether there have been any investigations into alleged violations, and if so, in how many cases there has been a conclusion of a violation of human rights or humanitarian law? If available, please provide further details of the investigative body, as well as a breakdown of the types of cases (types of violations, against which parties).
2. How many cases of confirmed violations have been referred from such investigations to judicial authorities (civil or criminal jurisdictions)?
3. Have any such investigations recommended the payment of any funds, or other forms of reparation to victims of confirmed violations? If yes, in how many cases?
4. Is there communication with accountability mechanisms other than judicial authorities of the de facto authorities, such as prosecutorial authorities (military or civilian) or other officials/institutions with an accountability focus belonging to the Government of Yemen (e.g. NCOI) or Coalition member States (e.g. JIAT). If so, how?
- 5.

Prosecutions and other proceedings

6. Of the cases that have been referred to judicial authorities, please provide the GEE with information in relation to the status of these cases. In particular:
 - a) How many cases have been investigated by the relevant Prosecutor (within the ordinary or military justice systems)?
 - b) How many cases have been brought to trial? What were the charges? What was the rank or office held by the accused charged?
 - c) What has been the outcome of any trials (including convictions, punishments imposed)?
 - d) Have there been any other proceedings (civil or criminal) in relation to violations committed by parties to the conflict.

The GEE would appreciate receiving details of any specific proceedings (e.g. the presiding courts, and if available, any judgments).

Reparations

7. The GEE understands the de facto authorities have established a Families of the Martyrs Care Fund, as well as a number of 'redress committees' in particular governorates. The GEE would be grateful for further information concerning the mandate of such bodies and their role in investigating violations and providing for reparations for victims of violations, and the extent of their current operations.
8. The GEE would be grateful for further information concerning the implementation of any recommendations for reparations for victims. In particular:
 - a) What are the mechanisms by which any recommendations for reparations are implemented?
 - b) How many financial payments have been made?
 - c) What are the numbers of beneficiaries (if available segregated by gender and age)?
 - d) What has been the quantum of any payments?
 - e) How is the level of assistance assessed?
 - f) How are victims identified?
 - g) What is the process by which victims have been able to access funds?
 - h) How are victims involved during the process? What means are used in publicising the available assistance?
 - i) What are the systems in place to monitor distribution of assistance?

The GEE would also appreciate details of any challenges faced in relation to providing reparations and the means of seeking to address such challenges.

9. In any court proceedings concerning violations committed during the conflict, have there been any orders for compensation to victims of the violations? Have any victims received payments as a result?

8. Are there any non-financial means of reparations provided to victims of violations in Yemen? In particular, what actions have been taken by the de facto authorities to:

- a) Acknowledge the experience of victims in Yemen
- b) Provide details about the violations which have impacted on them (including the fate/whereabouts of those disappeared);
- c) Provide necessary medical care, psycho-social support and other forms of rehabilitative? assistance.
- d) Provide other forms of assistance (e.g. education grants, employment opportunities).
(In providing details of such assistance, it would be appreciated if statistical and disaggregated data could be included).

General

9. What measures do you consider important for parties to the conflict and other relevant actors /including the international community) to take in order to provide for accountability and the securing of victims' rights to truth, justice and redress.