CONTENTS

CO	NT	RIBUTORS	viii
RE	VIE	EWERS	ix
AB	BRI	EVIATIONS & ACRONYMS	xi
FO	RE	WORD :	xiii
IN'	ΓRC	DUCTION	XV
MA	P		xxi
I.	O	VERVIEW OF THE STATE OF HUMAN RIG	HTS
	IN	2013	
	1.	Introduction	1
	2.	Watershed Events in 2013	3
		2.1 The UNHRC Session	3
		2.2 The Northern Provincial Council Elections	8
		2.3 CHOGM	10
	3.	The Human Rights Situation in 2013	11
		3.1 Extrajudicial Killings	11
		3.2 Enforced and Involuntary Disappearances	15
		3.3 Arbitrary Arrests and Detention	17
	4.	Conclusion	21
II.	JU	DICIAL PROTECTION OF HUMAN RIGHTS	
	1.	Introduction	25
	2.	The Judiciary in the Broader Context of	
		Governance in 2013	27
	3.	Methods of Analysis	32
	4.	Fundamental Rights Jurisdiction	33

		4.1 Right to equality	34
		4.2 Right to freedom from torture	44
	5.	Special Determinations	54
		5.1 Bills related to Fiscal policy	55
		5.2 Right to Vote: Internally Displaced Persons	59
		5.3 Judicial protection for human rights in	
		evaluating legislative policy	62
	6.	State of Judicial Protection of Human Rights	62
	7.	Conclusion & Recommendations	65
III	LA	AND ISSUES: RETURN AND RESETTLEMEN	Т
	LI	LRC RECOMMENDATIONS	
	1	Introduction	69
	2	Domestic and International Framework Relating	
		to Land, Return & Resettlement	71
	3	LLRC Recommendations Regarding Land Issues	
		and Development in Relation Thereto	86
	4	Institutions Set Up to Deal with Land Rights	106
	5	Recommendations & Conclusions	113
IV		HE RECONCILIATION REPORT (LLRC) AND	
		ELEVANCE OF THE RIGHT TO RESTITUTION	10-7 01000 <u></u>
	1.		117
	2.	- Standards for Tibir R	125
	3.	Current Status of the Right to Restitution	133
		3.1 Militarisation	133
		3.2 Land restitution	142
		3.3 Vulnerability	155
	4.	Conclusion & Recommendations	163

to the second se

V	KE	LIGIOUS FREEDOM	
	1.	Introduction	167
	2.	Background: Legal Framework, Judicial	
		Precedent & Recent Developments	168
	3.	Impact of Militant Sinhala Buddhist Nationalism	173
		3.1 Bodu Bala Sena (BBS)	173
		3.2 Sinhala Ravaya	174
		3.3 Ravana Balaya	175
	4.	Attacks on Religious Freedom (2013)	176
		4.1 Attacks on Muslim places of worship	177
		4.2 Attacks on Christian places of worship	181
		4.3 Attacks on Buddhist places of worship	183
		4.4 Intra-religious violence	183
		4.5 Continuing challenges	184
	5.	Religious Freedom in the North and East	185
	6.	International Focus on Religious Freedom in	
		Sri Lanka	188
	7.	Conclusion	190
VI	FR	EEDOM OF EXPRESSION & THE MASS	
	М	EDIA: WEAK SUPPORT FOR DEMOCRACY BY	Y
	NE	CWS MEDIA	
	1.	Introduction	193
	2.	Legal Framework of Freedom of Expression	195
	3.	Overview of Situation of Freedom of Expression	197
			197
			202
			202

4.	Notable Types of Violations in 2013: Media as a	
	Tool of Repression	204
	4.1 Media against media	205
	4.1.1 The hounding of Callum Macrae of UK's	
	Channel 4 TV	206
	4.1.2 The Prageeth Ekneligoda case	207
	4.2 Media against social rights and justice	
	campaigners: the misuse of State media	210
5.	News Media against Ethnic 'Minorities'	
	and as Promoter of Ethnic Domination	212
	5.1. Ethnic oppression and the news media	213
	5.2. News media reporting ethnic violence	
	in 2013	214
	5.3. Attacks on minority religions undermine	
	religious freedom	217
	5.4. Media promotion of ideologies of supremacy	
	and counter-supremacy	218
	5.5. Web media and religious oppression	219
	5.6. Under reportage of violence against women	
	and gender equality issues	220
6	6. News media industry weaknesses in upholding	
	media rights	220
	6.1 Lack of industry support against rights	
	violations	221
	7. Recommendations	222
	7.1. To the Government	222
	7.2 To the News Media Industry	223
	7.3 General	224

SCHEDULE I

UN Conventions on Human Rights & International	
Conventions on Terrorism signed, ratified or acceded to	
by Sri Lanka as at 31st December 2013	225
SCHEDULE II	
ILO Conventions Ratified by Sri Lanka as	
at 31st December 2013	231
SCHEDULE III	
Humanitarian Law Conventions Ratified by Sri Lanka as	
at 31st December 2013	235
SCHEDULE IV	
Some Human Rights Instruments NOT Ratified by	
Sri Lanka as at 31st December 2013	236
SCHEDULE V	
Fundamental Rights (FR) Cases Decided during the	
year 2013	239
SCHEDULE VI	
Cases cited in Sri Lanka	241
BIBLIOGRAPHY	243
INDEX	259