R4 A3: Indigenous rights are human rights!

Proposers DWARS, GroenLinkse Jongeren

Motion text

From line 24 to 25:

- Prohibiting contruction in ~~nature if the~~ indigenous ~~people see that~~lands if it ~~affects~~ would damage or restrict access to lands culturally or religiously important to indigenous communities, or negatively affect their environment, health, livelihood ~~negatively~~or other rights in any way. The evaluation of any project should be done in consultation with possibly affected indigenous communities either by a representative or, where possible, a collective or council representing them

Reason

The amendment:

1. Changes construction in nature to indigenous lands.
2. Further expands the scope of protection of these lands beyond livelihoods to include cultural rights, environment, health, or any other rights.
3. Further specifies how a negative effect is assessed, that is to say with consultation of possibly affected indigenous communities themselves, similarly to our amendment of operative clause 1.

Why:

1. Indigenous lands go beyond simply nature, including historical, cultural and religious lands significant to indigenous communities. And nature itself is so vague as to the scope of its effect on indigenous peoples.
2. Simply focusing on negative effects to livelihood limits the possible ways in which indigenous communities could be impacted by construction projects, thus we wanted to emphasise cultural rights, access to land, environment and health, but also make it possible for other rights to be considered if affected by such a project.
3. Similar to our amendment of operative clause 1, the indigenous communities must be consulted when determining negative impacts. The original clause did intend so, this further specifies how this should be done.