



**MEMORANDUM OF UNDERSTANDING
BETWEEN
NATIONAL COMMISSION ON HUMAN RIGHTS OF THE REPUBLIC OF
INDONESIA (KOMNAS HAM)
AND
FOUNDATION FOR INTERNATIONAL HUMAN RIGHTS REPORTING
STANDARDS
(FIHRRST)**

**NUMBER: 008/NKBKH/VII/2015
NUMBER: 05/0715/MD**

**CONCERNING
COOPERATION FOR PROMOTING HUMAN RIGHTS IN INDONESIA**

This Memorandum of Understanding is made and signed on July 31, 2015 by and between:

- I. **Nur Kholis**, as Chairman of the National Commission on Human Rights (Komnas HAM) having its address at Jl. Latuharhari No.4 B, Kelurahan Menteng, Central Jakarta, hereinafter referred to as "**First Party**", and
- II. **Marzuki Darusman**, as a Founder and Chairman of the Foundation for International Human Rights Reporting Standards (FIHRRST) having its Indonesian address at Marccus Building, Majapahit No. 10, Central Jakarta, hereinafter referred to as "**Second Party**".

The First Party and the Second Party are hereinafter collectively referred to as the "Parties".

The Parties hereby agree to cooperate as stated in the following terms and conditions:

Article 1
Objectives and Purposes

1. This Memorandum of Understanding is intended to promote human rights in Indonesia.
2. The objectives of the cooperation are as follows:
 - a. To mainstream people-based human rights in accordance with Pancasila, the 1945 Constitution, national laws and regulations and the Universal Declaration of Human Rights, as well as other relevant international human rights instruments;
 - b. To raise the awareness of Indonesian citizens of their rights and of mechanisms to ensure they are promoted, respected, and fulfilled through carrying out human rights monitoring and mediation;
 - c. To support the development of human rights cities in Indonesia as stipulated in *The United Nations Progress Report of the Advisory Committee on the Role of Local Government in the Promotion and Protection of Human Rights, including Human Rights Mainstreaming in Local Administration and Public Services*, which was adopted on 4 September 2014 and to use Bandung as a benchmark of a human rights city;
 - d. To collaborate on developing a National Action Plan on Business and Human Rights and to mainstream the implementation of the *United Nations Guiding Principles on Business and Human Rights* by implementing the use of the *Business and Human Rights International Standard for Certification* (BHRISC 2011);
 - e. To develop a series of human rights stakeholder engagements, which shall include hearings, workshops, discussions and meetings that will lead to the promotion of human rights in Indonesia;
 - f. To conduct research and studies that contribute to the respect, protection, and fulfillment of human rights at the national level;
 - g. To conduct research, training, technical assistance and expertise in conducting continuous human rights assessments.

Article 2
Roles and Responsibilities

- A. First Party shall:
 1. Coordinate with the Second Party in developing plans, processes and activities required for mainstreaming people-based human rights;
 2. Take the lead in raising the awareness of Indonesian citizens of their rights and of mechanisms to ensure they are promoted, respected and fulfilled through carrying out human rights monitoring and mediation;
 3. Work together with the Second Party in encouraging the development of human rights cities at the national level;

4. Take the lead in developing the National Action Plan on Business and Human Rights;
5. Support the Second Party in mainstreaming the implementation of the *Business and Human Rights International Standard for Certification* (BHRISC 2011);
6. Work together with the Second Party in developing a series of stakeholder engagements, which shall include hearings, workshops, discussions and meetings that will lead to the promotion of human rights in Indonesia;
7. Work together with the Second Party in conducting research and studies to contribute to the respect, protection, and fulfillment of human rights at the national level;
8. Work together with the Second Party in conducting research, training, technical assistance and expertise that will ensure continuous human rights assessment.

B. Second Party shall:

1. Coordinate with the First Party in developing plans, processes and activities required for mainstreaming people-based human rights;
2. Work together with the First Party in raising the awareness of Indonesian citizens of their rights and mechanisms to ensure they are promoted, respected and fulfilled through carrying out human rights monitoring and mediation;
3. Take the lead in encouraging the development of human rights cities at the national level;
4. Work together with the First Party in developing the National Action Plan on Business and Human Rights;
5. Take the lead in mainstreaming the implementation of the *Business and Human Rights International Standard for Certification* (BHRISC 2011);
6. Take the lead in developing a series of stakeholder engagements, which shall include hearings workshops, discussions and meetings that will lead to the promotion of human rights in Indonesia;
7. Take the lead in conducting research and studies to contribute to the respect, protection, and fulfillment of human rights at the national level;
8. Take the lead in conducting research, training, technical assistance and expertise that will ensure human rights assessment.

**Article 3
Implementation**

The implementation of this Memorandum of Understanding will be directed by the leaders of the Parties who will further appoint a Technical Implementation Team whose members will consist of representatives of the Parties and/or other parties as deemed necessary.

The Parties will develop action plans that will be continuously updated and used as a basis for the implementation of this Memorandum of Understanding.

**Article 4
Financing**

All financing required for the implementation of this Memorandum of Understanding will be determined by the Parties as necessary. The financing will be pursued by the Parties through legal and non-binding procedures that guarantee the independence of each Party.

**Article 5
Time Period**

This Memorandum of Understanding shall be in effect as of the date of its signing until 31 December 2017 and if necessary may be extended by a further written agreement between the Parties.

**Article 6
Amendment**

This Memorandum of Understanding may only be amended subject to the Parties written approval.

**Article 7
Closing**

With the best intentions and responsibility, this Memorandum of Understanding is signed by the Parties and made in two (2) duplicates in Bahasa and English with requisite stamp duty, each having the same legal force. The Parties agree that, in case of any dispute, the Bahasa Indonesia version shall prevail.

First Party,

Second Party

Ttd.

Ttd.

Nur Kholis
Chairman of Komnas HAM RI

Marzuki Darusman
Chairman of FIHRRST