



Agència Catalana de Cooperació al Desenvolupament

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Tel. 93 554 54 00
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R/N: 21457 EF503 AE091 D2024/580/SN
Núm. d'expedient: ACC342/24/000001

RESOLUCIÓN DE CONCESIÓN DE SUBVENCIÓN
DE COOPERACIÓN INTERNACIONAL AL DESARROLLO

La Agencia Catalana de Cooperación al Desarrollo (ACCD en adelante) es la entidad del sector público adscrita al Departamento de Unión Europea y Acción Exterior de la Generalitat de Cataluña que tiene por función ejecutar y gestionar la política de cooperación al desarrollo de la Generalitat.

La ACCD, en uso de las facultades y competencias atribuidas por su ley de creación, por los Estatutos de la ACCD aprobados mediante Decreto 236/2003, de 8 de octubre, la Ley 26/2001, del 31 de diciembre, de Cooperación al Desarrollo; el régimen jurídico de las subvenciones o de las ayudas para la cooperación internacional para el desarrollo del Texto refundido de la ley de finanzas públicas de Cataluña y visto el artículo 90.3.c del Texto refundido de la Ley de finanzas públicas de Cataluña, aprobado por el Decreto Legislativo 3/2002, de 24 de diciembre, como también el artículo 22.2 de la Ley 38/2003, de 17 de noviembre, general de subvenciones.

Visto el proyecto formulado por la Oficina del Alto Comisionado de las Naciones Unidas para los Derechos Humanos denominado "Contrarrestar la resistencia a la igualdad de género y fortalecer la capacidad de alerta temprana, prevención y respuesta de la OACNUDH para proteger a mujeres, niñas y minorías sexuales en Senegal y, en consecuencia, en la región".

Visto el informe del director de la ACCD conforme se acredita la imposibilidad de promover concurrencia pública atendida la especificidad de las actividades a desarrollar y de la naturaleza de la institución subvencionada.

RESUELVO:

1. Conceder una subvención a la Oficina del Alto Comisionado de las Naciones Unidas para los Derechos Humanos (OACNUDH en adelante) por un importe de ciento cincuenta mil euros (150.000,00 €) para el proyecto "Contrarrestar la resistencia a la igualdad de género y fortalecer la capacidad de alerta temprana, prevención y respuesta de la OACNUDH para proteger a mujeres, niñas y minorías sexuales en Senegal y, en consecuencia, en la región" (Proyecto en adelante). El importe corresponde íntegramente al capítulo IV, partida D/4900001/2320 del presupuesto de la ACCD del ejercicio presupuestario 2024.

OACNUDH tendrá que presentar el documento de aceptación de la subvención dentro del plazo máximo de 20 días hábiles a contar del día siguiente de la notificación de la presente resolución. En caso de que no se presente la aceptación, se considerará desistida la subvención, previa resolución.

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2. Objeto y actividades: Las actividades del Proyecto se tienen que implementar de acuerdo con los términos que se establecen en el anexo de la Resolución, que se tiene que considerar como un apartado integrante de esta. En el anexo mencionado se especifican las actuaciones y/o las actividades que se tienen que llevar a cabo en el marco del proyecto, los objetivos, el calendario de actividades y el presupuesto del Proyecto.

3. Plazo de ejecución: Las actuaciones objeto de apoyose inician el 1 de enero de 2025 y finalizan el 31 de diciembre de 2025.

El plazo de ejecución de las actividades financiadas podrá ser ampliado sin necesidad de autorización previa de la ACCD hasta un máximo de seis meses. Esta ampliación tiene que ser notificada y argumentada a la ACCD antes de que expire el plazo para presentar la justificación de la subvención. Las ampliaciones superiores a los seis meses requerirán autorización previa por parte de la ACCD y hay que pedir las antes de que agote el plazo de ejecución de las actividades.

4. Pago: Se tramitará el pago del 100% del importe de la subvención por adelantado, a partir del momento de la recepción formal del documento de aceptación de la subvención.

Vista la naturaleza del beneficiario no se solicitarán avales ni garantías. El adelantose condiciona al cumplimiento de la justificación en los términos establecidos en el apartado 7 de la Resolución. La ACCD podrá fraccionar el pago del adelanto de la subvención otorgada, según el estado de liquidez de su Tesorería.

5. Depósito. La ACCD transferirá los fondos de la subvención a la siguiente cuenta bancaria:

Banco: USB AG
Dirección: Rue du Rhône 8, 1211, Geneve 2
Cuenta: CH85 0024 0240 FP10 0381 0
SWIFT: UBSW CH ZH 80A
Titular de la cuenta: United Nations (CHUB7)
IBAN: CH85 0024 0240 FP10 0381 0

6. Obligaciones. OACNUDH tendrá que cumplir las siguientes obligaciones durante el proceso de implementación del proyecto:

- 1) Gestionar los fondos de la subvención aportada por la ACCD de acuerdo con el desarrollo y planificación de las actividades previstas y de acuerdo con las propias normas, procedimientos y prácticas financieras de OACNUDH.

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- 2) Justificar la subvenció de acuerdo con los términos del apartado 7 de esta Resolución y, en el caso de que sea requerido, durante el proceso de ejecución del Proyecto con el resultado de las actividades realizadas hasta el momento.
- 3) Destacar la contribución de la ACCD mediante su logotipo o, en su caso, ofreciendo la adecuada publicidad de la financiación por parte de la ACCD al Proyecto.
- 4) Comunicar a la ACCD la obtención de otras subvenciones o ayudas para la misma finalidad, sea cuál sea su procedencia.
- 5) Comunicar con una antelación mínima de un mes la realización de actos de publicidad, difusión y promoción que se deriven del desarrollo del Proyecto.
- 6) Mantener informada periódicamente a la ACCD de todos los aspectos o las cuestiones referentes a las actuaciones que lleve a cabo sobre la base de esta subvención y/o que le sean solicitados.
- 7) OACNUDH tendrá que facilitar a la ACCD, en caso de que se produzca, una muestra del material audiovisual relativo al proyecto subvencionado para que este material se pueda incorporar al fondo audiovisual de la ACCD con el fin de incluirlo en su archivo, las publicaciones propias, la página web, las futuras campañas de comunicación y/o para hacer cualquier otro uso que esté relacionado con la difusión del material de la ACCD. Sin perjuicio de eso, se tiene que hacer constar la autoría de los trabajos que integran la obra.
- 8) OACNUDH entregará a la ACCD las publicaciones, los informes, resultados y conclusiones o cualquier otra documentación que se pueda derivar de la ejecución del Proyecto. Asimismo, toda la documentación tendrá que incluir, en lugar visible, la frase "Los contenidos de este documento son responsabilidad exclusiva de su autor y en ninguno caso, no pueden considerarse como la opinión de la ACCD".

7. Justificación de la subvención: La justificación del Proyecto se realizará mediante la presentación de la documentación siguiente en el plazo máximo de 6 meses desde la finalización de las actividades.

- a. Memoria técnica de las actividades implementadas y los resultados alcanzados que acredite suficientemente el cumplimiento de la finalidad por la cual fue otorgada la subvención.
- b. Además de lo dispuesto en el apartado a), la OACNUDH tendrá que justificar la subvención de conformidad con sus propias normas y reglamentos mediante un informe financiero con los estados contables o una memoria económica que incluya

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el presupuesto aprobado y el ejecutado, el detalle del tipo de cambio y la relación de gastos del coste total de la actividad.

El plazo de justificación de la subvención puede ser ampliado por la ACCD de oficio o a solicitud de OACNUDH. La ACCD tiene que dictar y notificar la resolución en que concede o deniega la ampliación de los plazos. Nunca puede ser objeto de ampliación el plazo de justificación si ya ha vencido.

Los fondos entregados serán objeto de control según lo que determinan las normas y procedimientos de OACNUDH. La revisión de la documentación financiera está sujeta a las normas y reglamento financiero de Naciones Unidas. Las cuentas de los Fondos Fiduciarios están sujetas a las auditorias de la Oficina de Servicios de Supervisión Interna de Naciones Unidas, así como de la Junta de Auditores de Naciones Unidas nombrados por la Asamblea General. Cuando se solicite, OACNUDH proporcionará a la ACCD una copia de los informes de las auditorias de Naciones Unidas presentadas en la Asamblea General.

8. Comisión de seguimiento. Se podrá constituir una Comisión Técnica de Seguimiento que se encargará de velar por el seguimiento de las actividades, por la consecución de los objetivos y resultados previstos en el Proyecto, así como para velar por la resolución óptima de las incidencias que se puedan producir durante su desarrollo. Esta Comisión será paritaria y estará formada como mínimo por una persona representante de cada firmante. Se reunirá, como mínimo, una vez durante la implementación del proyecto, ya sea presencial o virtualmente. Se elaborará el acta correspondiente con un resumen de los acuerdos tomados.

9. Importe no invertido. En el supuesto de que se hayan cumplido plenamente los objetivos para los cuales se concedió la subvención y, por una utilización eficiente de los recursos haya remanentes no invertidos, incluyendo los posibles rendimientos financieros no aplicados a la actividad subvencionada, OACNUDH puede solicitar la ACCD que se utilicen en la misma actividad u otra de naturaleza análoga. La ACCD tendrá que autorizar la aplicación del remanente o reclamar la devolución de los remanentes descritos.

10. Modificaciones. Si se produce una alteración de las circunstancias objetivas que motivaron la concesión de esta subvención, OACNUDH podrá solicitar a la ACCD una modificación de la subvención concedida. Se consideran modificaciones sustanciales las que afecten los resultados y/o los indicadores de las actuaciones, el cambio de los colectivos protagonistas, el cambio de la localización del proyecto, la modificación del cronograma de actividades para plazos de ejecución superiores a los seis meses y los cambios en la composición de la agrupación de actores/se de cooperación. La modificación en ningún caso puede comportar un incremento del importe de la subvención concedida.

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La solicitud de modificación sustancial se tendrá que documentar suficientemente y habrá que argumentar las consecuencias técnicas y presupuestarias que la modificación pueda suponer. Tendrán que ser comunicadas la ACCD en el momento en que se producen y hace falta que la ACCD las autorice expresamente y previa a su ejecución. La ACCD aceptará o denegará la modificación solicitada en el plazo máximo de cuarenta y cinco días naturales contados a partir de la fecha de presentación de la solicitud.

El resto de modificaciones, incluidas las relativas a las modificaciones entre las partidas presupuestarias, tienen la consideración de no sustanciales, no necesitan de autorización previa y expresa de la ACCD y se tendrán que informar en el momento de justificar la subvención.

11. Reintegro. El incumplimiento de la finalidad de la subvención por causas directamente imputables a la entidad beneficiaria, la falta de justificación o justificación insuficiente y la obtención de la subvención sin reunir las condiciones requeridas para obtenerlas podrá dar lugar a la revocación de la subvención. También es causa de reintegro el incumplimiento de las obligaciones establecidas en esta Resolución pueden ser motivo de revocación.

12. Régimen jurídico. Esta subvención se somete, y con respecto a la ACCD, en la sección sexta del capítulo SALE del Texto refundido de la Ley de finanzas públicas de Cataluña, aprobado por el Decreto legislativo 3/2002, de 24 de diciembre, y la Ley 26/2001, de 31 de diciembre, de cooperación al desarrollo. No obstante, resultarán de aplicación supletoriamente las disposiciones el capítulo IX en todo aquello no previsto y que no se oponga o contradiga las disposiciones contenidas en aquella sección y también los preceptos básicos de la Ley 38/2003, de 17 de noviembre, general de subvenciones y su normativa de despliegue.

Ninguna de las disposiciones de la presente Resolución se considerará una renuncia a la inmunidad jurisdiccional de OACNUDH.

Firmado en Barcelona

Por delegación, Resolución EXI/1349/2017 de 24 de mayo, DOGC núm. 7390, de 14.6.2017

Vicenç Margalef Parellada
Director de la ACCD

Firmado electrónicamente

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ANEXO A LA RESOLUCIÓN DE CONCESIÓN DE SUBVENCIÓN DE COOPERACIÓN INTERNACIONAL AL DESARROLLO

PROYECTO, MATRIZ, CRONOGRAMA Y PRESUPUESTO

1. Información básica que debe incluir el proyecto

• Título de la actuación:

Countering the pushback against gender equality, and strengthening OHCHR's early warning, prevention and response capacity to protect women, girls, and sexual minorities in Senegal and consequently the region.

• Nombre de la administración/organismo solicitante:

Regional Office for West Africa (Senegal, Dakar) - Office of the High Commissioner for Human Rights

• Resumen de la actuación.

This project is a continuation of the first project that was implemented in 2023 and 2024 and focused on better understanding trends pertaining to gender-based violence (GBV), affecting both women and girls, and LGBTQI+ persons in Senegal, and advocating against GBV and for the protection of women human rights defenders working on gender equality. The proposal builds on work done in terms of better understanding GBV trends, and advocacy opportunities as well as coalitions needed to combat GBV and pushback against gender equality. It will contribute to OHCHR's work on gender equality, including GBV in Senegal and in the region, knowing the latter is witnessing a powerful and well-funded anti-gender movement, manifesting itself through violence against LGBTQI+ persons, women and girls, including women human rights defenders. During the first phase of the project, a research and monitoring of GBV trends, specifically affecting women and LGBTQI+ persons in Senegal was conducted, allowing an identification of areas of focus, namely in the case of the work being done by women human rights defenders towards access for medical abortion to victims of rape and incest. This project will, through its various streams, build on the first phase. It will focus on advocacy tools for WHRDs, and will dive in into one specific area pertaining to LGBTQI+ persons, that of intersex persons and the specific challenges they face but also the fact that due to their particularities, it might be possible to advance more on advocacy for their rights. The project will carry various streams, built on its first phase, and continue to build a better response to the pushback against gender equality and non-discrimination in Senegal, and naturally, the region, with the aim of strengthening our advocacy efforts, especially

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within the UN system; a workstream focusing specifically on intersex persons, to raise awareness and advocate for their specific protection and rights; and building on the first phase, the project will specifically support the feminist movement in Senegal and women human rights defenders, in improving their follow up of the human rights situation and adopting a victim centred approach, while resorting to existing regional and international human rights mechanisms as a way of sustaining ongoing advocacy efforts in an environment where the Space for women human rights Defenders is perceived as shrinking.

• **Periodo de la actuación subvencionado (indicar el intervalo mes/año-mes/año):**

12 months (January 2025 – December 2025)

• **Periodo total de la actuación (indicar el intervalo mes/año-mes/año):**

12 months (January 2025- December 2025)

• **Localización de la acción. Especificar países, regiones y localidades.**

The OHCHR Regional Office for West Africa and the Sahel covers 16 countries in the region, namely Benin, Burkina Faso, Chad, Cabo Verde, Côte d'Ivoire, Gambia, Ghana, Guinea Bissau, Guinea, Liberia, Mali, Mauritania, Niger, Nigeria, Senegal, Sierra Leone and Togo.

The focus of this project will be on Senegal while including a regional dimension, namely for the early-warning and prevention activities with regional actors such as ECOWARN, the early warning system of ECOWAS, but also in relation to research and work on gender, including the gender pushback and intersex persons, where the regional dimension allows for better and more strategic advocacy for Senegal, and for building stronger coalitions at the regional level and supporting women human rights defenders beyond the limitations of their country's context.

• **Colectivos protagonistas.**

Civil society in Senegal includes networks of women human rights defenders (WHRDs), LGBTQ+ activists, and civil society organisations, including at the regional level; the UN System actors and financial and technical partners where there are areas of convergence, including the Equal Rights Coalition, namely on gender-related issues; Protection Working Groups in the West Africa region including Senegal; and ECOWAS early warning system (ECOWARN).

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- Entidad ejecutora de la actuación (en caso de que sea diferente de la administración/organismo receptor de la subvención).

N/A

- Otras partes (si procede).

N/A

- Datos de la persona que firma (adjuntar documento que acredite capacidad legal para representar la administración/organismo).

Volker Türk
High Commissioner of Human Rights

- Datos de la persona técnica de referencia.

Robert Kotchani, Representative
Regional Office for West Africa
Office of the High Commissioner for Human Rights
Email: robert.kotchani@un.org

2. Objetivos, resultados, actividades e indicadores del proyecto para transformar desigualdades, así como defender, garantizar y ejercer los derechos humanos en sus dimensiones.

2.1 Matriz de Planificación

Objetivo General: Countering the pushback against gender equality, and protecting the rights of women, girls, and sexual minorities in Senegal and consequently the region.

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Objetivo específico	Resultados	Actividades	Indicadores ¹	Fuente verificación	Hipótesis	Cronograma ²											
						I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII
Outcome 1: Various stakeholders, including UN agencies and women human rights defenders adopt more effective advocacy strategies to counter discrimination and promote gender equality	Output 1.1. Senegalese women human rights defenders are able to use special procedures and other mechanisms and improved monitoring techniques of human rights violations	1.1.1. Training for feminist and women human rights defenders in Dakar and in remote areas on the use of special procedures and how to better monitor and document human rights violations in a survivor-centred approach	Number of Senegalese women HRDs that participate in the networking Meeting and training on monitoring and documenting human rights violations and the use of special procedures.	Concept note of event List of participants Summary and recommendations for dissemination	Lack of representation of local organisations from the various regions.									x			
	Output 1.2. LGBTQI+ activists, OHCHR and its partners are better equipped to counter the pushback against gender equality	1.2.1. Conduct a Study on the manifestations of the pushback against gender equality and the human rights situation of intersex persons in Senegal and the region	Completion of an inclusive study, in cooperation with women human rights defenders from the region		Security and political climate as well as increased risk for activists and victims	x	x	x	x	x	x	x	x	x	x	x	x
		1.2.2. Organise a regional event including Senegalese LGBTQI+ activists focusing on the human rights situation and advocacy relating to intersex persons	Number of Senegalese and activists from the region taking part in the regional event.													x	
		1.2.3. Organise technical training and exchange on gender and hate speech to POLARIS-Asso monitors involved in monitoring trends, including focus on gender and LGBTQI+ persons			HRDs diligently integrated gender considerations, including hate speech affecting LGBTQI+ persons in their monitoring							x					
		1.2.4. Support the National Human Rights Commission (Comité Sénégalais des Droits de l'Homme) in monitoring and following up on GBV cases, including those affecting sexual minorities where they arise.	Number of missions, statements or reports issued on GBV cases by the NHRC	Statements, mission reports	Resistance on part of the NHRC Lack of access to victims	x	x	x	x	x	x	x	x	x	x	x	x

¹ Incluir indicadores de objetivos y de resultados.
² Añadir tantos meses como sean necesarios para la implementación de la acción.



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Outcome 2 Decision-makers at the global, national and regional level take preventative measures and early action to address serious violations of international human rights law, including for the protection of human rights defenders, women, girls LGBTQ+ persons.	Output 2.1. Data driven information graphics are delivered on a regular schedule to inform internal decisions and to inform external partners at the local, regional, and global level.	2.1.1: Develop information graphics highlighting the key human rights issues, promising/good practices and policy recommendations to be delivered on a regular schedule.	Extent to which critical human rights issues /situations raised by OHCHR have been taken up in international fora in a timely manner Number of regional or national info-graphic snapshots delivered and periodically updated Number of mapping and visual products developed	Snapshots available Mapping and visual products available Processes and Systems available	Funding from other sources continues for WARO ERT to operate with one HRO and one IMO	x	x	x	x	x	x	x	x	x	x	x	x	x
		2.1.2: Develop on-demand mapping and information graphics in response to specific requests, such as: •Local flashpoints •Thematic priorities •Government measures •Regional trends				x	x	x	x	x	x	x	x	x	x	x	x	x
		2.1.3: Develop sustainable data systems to deliver content for visualization				x	x	x	x	x	x	x	x	x	x	x	x	x

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3. Presupuesto de la actuación

	Budget (Euros)
Outcome 1: Women human rights defenders adopt more effective advocacy strategies to counter discrimination and promote gender equality	
Training and strategic meeting for women human rights defenders on ethical management of gender-based violence cases, and how to improve monitoring and reporting, as well as the use of regional and international mechanisms.	9,500
Conduct a Study on the manifestations pushback against gender equality and follow-up conference on the human rights situation of intersex persons including women human rights defenders in the region	33,000
Workshop destined to monitoring cell/ youths activists to continue monitoring trends pertaining to hate speech on the basis of gender	3,000
Training and Joint missions with the national human rights institution, to document and respond to cases of GBV	5,000
Outcome 2: Decision-makers at the global, national and regional level take preventative measures and early action to address serious violations of international human rights law, including for the protection of human rights defenders, women, girls LGBTQ+ populations.	
Data driven information graphics are delivered on a regular schedule to inform internal decisions and to inform external partners at the local, regional, and global level.	56,250
Staffing for the project	
Regional gender advisor / coordinator (Contribution to salary over 12 months)	26,000
Sub-total	132,750
Programme Support Costs (13%)	17,250
TOTAL (Euros)	150,000

This results-based budget is presented for information purposes. Any certified financial report produced in the context of this project will follow the structure of the UMOJA budget classes, as presented in the table below.

Budget per UMOJA budget classes

	Budget (Euros)
Staff	82,250
Consultants	20,000
Supplies, Commodities and Materials	-
Equipment, Vehicles and Furniture	-
Contractual Services	-
Travel	15,500
Transfers and Grants	-
General Operating and Other Direct Costs	15,000
Total Direct Expenditure	132,750
Indirect Support Costs (PSC 13%)	17,250
Total Expenditures	150,000

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4. Información sobre el organismo solicitante

4.1. Experiencia, capacidades y roles de las partes

OHCHR is the lead UN entity on human rights. In 1993, the General Assembly entrusted both the High Commissioner for Human Rights and the Office with a unique mandate to promote and protect all human rights for all people. Over the course of subsequent decades, with investment and support by Member States, OHCHR has developed unique competencies for the protection and advancement of human rights; competencies that bridge the humanitarian, peace and development sectors and that have strategic relevance both today and for the world ahead.

As the custodian of the Universal Declaration of Human Rights and international human rights treaties, OHCHR seeks to support the implementation of international human rights standards on the ground by assisting governments, which bear primary responsibility for the protection of human rights, to fulfil their obligations. In addition, we support individuals to claim their rights, monitor and report objectively on human rights abuses and offer support, advice and training to those in authority to make human rights a reality.

One of OHCHR's priorities is to strengthen its regional presence by establishing Emergency Response Teams (ERTs), including IM capacity, in all of its regional offices. To date, OHCHR has established ERTs in three of its Regional Offices, including in WARO. These ERTs are dedicated to preparedness and crisis response, to ensure closer, quicker and more adequate support to Resident Coordinators (RCs) and Humanitarian Coordinators (HCs) and UNCTs/Humanitarian Country Teams (HCTs) in their respective regions.

Since its establishment in 2019, the Emergency Response Team (ERT) for West Africa has enhanced the Regional Office's focus towards the prevention of violence, insecurity; fostering a shared situational analysis across OHCHR colleagues working on West Africa, based on the production of regular analytical early warning outputs on the regional trends or on focus issues, themes. The ERT has ensured the integration of human rights risk analysis into the work of the UN and humanitarian partners in the region and at the global level. ERT also partnered with ECOWAS towards a sustained engagement on their early warning system (ECOWARN), with the aim to enhance the integration of human rights information and analysis. ERTs are composed by linking together a Human Rights Officer (HRO) and an Information Management Officer (IMO). The HRO acts as focal point on early warning analysis, emergency response and humanitarian action, while the IMO leverages information management best practices, geo-spatial data and digital technology, such as GIS software and visualization tools, monitoring and analysis tools and social media networks, to complement analytical data.

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The Gender and Youth team is part of OHCHR WARO's office, and works on gender related issues in the region, as well as Youth. Over the past few years, the unit has focused on working closely with human rights defenders, journalists and civil society, and building partnerships including at the level of the LGBTQ+ community in Senegal and the region. The unit has been conducting monitoring and documentation of cases of violence specifically targeting LGBTQ+ persons, including WHRDs, and has invested in building the capacities of LGBTQ+ activists as well as women and youth human rights defenders. The regional gender advisor, who leads the Unit, coordinated the first phase of the project, conducting a wide range of activities with civil society organisations, including LGBTQ+ activists, as well as women and feminist organisations, focusing on non-discrimination and building holistic protection approaches for human rights defenders, including WHRDs. This project will continue to be coordinated by the regional gender advisor to build on and consolidate this work, towards enhancing the protection of victims of GBV as well as WHRDs. The training event and strategic meeting around ethical management of GBV cases, monitoring and documentation and the use of regional and international mechanisms is based on the research conducted in phase 1, and aimed at supporting civil society in a context where access to victims is difficult, confidentiality and a victims centred approach not yet adopted by all actors, and where external pressure on women human rights defenders is increasing. The focus on the anti-gender pushback as well as the rights of intersex persons is also a continuation of the work done with the LGBTQI+ community, to support and equip them with more informed advocacy tools, and to also improve OHCHR and UN agencies and partners' in support of theirs.

5. Descripción de la actuación

5.1. Relevancia e idoneidad de la acción

Gender equality is far from being achieved in Senegal. Despite the ratification of all relevant international conventions and despite public engagements and the adoption of a law on parity that is regarded as revolutionary in comparison to other countries in the region, gender-based violence and various discriminations continue to be rife, often with limited to no accountability.

While a law on rape was adopted in 2020, several laws continue to allow for gender-based violence including rape to occur, including for instance the fact that the age of marriage is set at 16 for girls, and that gaps in the Penal Code and Family Code result in that men who enter into forced marriages with girls between the ages of 13 and 16 are not criminally liable even when the marriage can be dissolved.

Despite movement on a few issues, mainly guided by civil society, such as that of access to abortion generated by the creation of a taskforce, and the triggering of public debates, as well as endorsement by various religious leaders of the taskforce's work, progress came to a

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halt as the taskforce and feminist movement had to navigate the murky waters of culture, religion and the various sensitivities that derived from the issue being discussed in the public domain. With a new government elected, the Ministry of Women, Family and Child Protection stated in December 2023: "We are not going to move forward with the Maputo protocol. Now is not the time. There are enormous issues at stake which risk destabilizing our society. The challenge is to consolidate societal balance and ensure that girls are not out of control. »³ While the opportunity to present the Bill and bring back the debate to the table remains to be seen, the task force continues its sensitisation work and partnerships with civil society, so do feminist and women's organisations.

During the path to elections since 2022, a large number of women and girls were reportedly arbitrarily detained, some ill-treated, including journalists. During the unrest that preceded the presidential elections, OHCHR received several reports of sexual assault, including sexual violence on women and girls, including inside universities. During exchanges with women human rights defenders, the need for improved skills in monitoring and reporting of human rights violations, especially in remote areas, and for adopting a victim-centred approach came out. This is even more relevant as victims of rape or other forms of sexual violence are often publicly denounced or named in the media, or by organisations themselves. Providing women human rights defenders with tools for improved and more sensitive monitoring and reporting, and with means of advocacy is important, to assist them in building their strategies and priorities given the growing restrictions on the women human rights defenders and feminist movement.

In relation to LGBTQI+ persons in Senegal, the Senegalese Penal Code criminalises what it describes as "an indecent act or an act against nature with an individual of their same sex". Such acts are punishable by one to five year sentences, and a fine. LGBTQ+ communities in Senegal have continued to suffer from violence and harassment, with no accountability. In December 2023, the family of a man suspected of having been homosexual was not allowed to bury him after his death. After the family found a place of rest for their loved one, the latter's body was unburied, dragged in town and burnt by a madding crowd that filmed the entire procession. Despite the state prosecution seizing the matter and various condemnations by religious figures and the national human rights commission (Comite Sénégalais des Droits de l'Homme), the 11 suspects that were initially arrested were soon released. The case was followed by alleged intimidation acts of other suspected homosexuals in the town. Meanwhile, a law further criminalising homosexuality was again submitted in 2024, following the formation of the new government, before the executive chamber of parliament, with no movement since. While previously such bills had been rejected and did not make it through to parliament, it is important to maintain mitigation efforts and civil society's preparedness as well as engage in dialogues that could potentially counter repressive legislations should they arise, especially in the wake of the anti-gender

³ <https://www.humanite.fr/monde/droits-des-femmes/au-senegal-la-double-peine-des-victimes-de-viol>

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movement making its way through the region. While the rights of LGBTQI+ persons remain far from being achieved in Senegal, OHCHR WARO has worked, through the project's first phase and with other support, on ensuring human rights defenders are well equipped to protect themselves and care for their holistic security. An emergency fund was also provided mainly through the one emergency shelter currently existing in Senegal, as a way of reaching out to victims of violence. This second phase will continue building on the first, and look into the question of the gender pushback, to better understand it and arm OHCHR, its partners and mostly civil society with more tools on how to combat the pushback and ensure basic protection for LGBTQI+ persons.

On 4 April 2024, the UN Human Rights Council adopted a first of its kind resolution (A/HRC/55/L.9⁴) calling on Member States to enhance efforts to combat discrimination, violence and harmful practices against intersex people. The resolution also invites Member States to address the root causes, such as stereotypes, spread of misconceptions and inaccurate information, stigma and taboo, and to work to fulfil the enjoyment of the highest attainable standard of physical and mental health for persons with innate variations in sex characteristics.

Given the lack of understanding of issues faced by intersex persons and their lack of visibility in Senegal, as in other parts of the region⁵, and given the particularities of intersex persons, the current project will focus on building better knowledge of the challenges their face, and by focusing on their specific plight, trying to identify opportunities to push for their rights and ensure a better representation of their voices, as well as accurate and well-shaped advocacies and accompaniment to intersex activists, by providing them with a forum for exchange within the region.

This project will also allow the Emergency Response Team, established in WARO since 2019, to develop methodologies and expertise in the monitoring of hate speech and undertake enhanced monitoring for the protection of human rights defenders, women, girls, LGBT+ and other vulnerable populations. The expertise built in these areas through the project will feed into the broader work of the Emergency Response Team on the monitoring of hate speech and early-warning on violations of the rights of vulnerable and marginalised populations, in particular in the context of the elections that will take place in the West Africa Region during the project duration⁶ for which the Emergency Response Team will undertake enhanced human rights monitoring.

⁴ <https://documents.un.org/doc/undoc/ld/g24/048/06/pdf/g2404806.pdf>
⁵ Intersex people are born with sex characteristics that do not fit typical binary notions of male or female bodies. As in other parts of the world, they often suffer from discrimination, stigma and prejudice, and are subjected to multiple rights violations during all their lives.
⁶ General Elections in Ghana on 7 December 2024, presidential elections in Côte d'Ivoire in October 2025, presidential elections in Guinea-Bissau in 2025 (date tbc).

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5.2 Explicar y argumentar objetivos, resultados y actividades siguiendo la lógica de la matriz de planificación.

This proposal aims at addressing the issue of gender-based violence in Senegal. It will focus in doing so on:

- early warning and monitoring and documentation of hate speech and GBV trends;
- Building and developing our understanding of specific issues faced by women and LGBTQI+ persons, especially around the gender pushback and the situation of intersex persons;
- Building and supporting coalitions to advocate for non-discrimination and access to rights for various groups, including intersex persons, and working with women human rights defenders to build on and support their work.

Early warning

By enhancing OHCHR WARO's capacity to produce early warning and human rights analysis, the project contributes to establish the basis for targeted preventive action and to swift response in reaction to potential, emerging or actual human rights crises. The project will allow the existing Emergency Response Team to develop methodology and undertake enhanced monitoring of cases of violence as well as hate speech and incitement to hatred or violence targeting women, girls, LGBTQ+ communities, as well as human rights defenders.

In regard to GBV, the project will continue to monitor and analyse trends. Through its first phase, the project partnered with a youth organisation, POLARIS Asso, that works on countering cyber harassment and hate speech in the social media. POLARIS Asso established a monitoring room, to follow up on hate speech and trends via social media in Senegal, in local languages. Through its partnership with OHCHR, the latter trained the monitoring team members on identifying human rights violations and hate speech, and integrating gender dimensions, including on LGBTQI+, in their work. The work will continue throughout the year, with an exchange event with the team, to evaluate the products so far produced, and identify how well they capture gender related trends, and to follow up with additional trainings for the team.

Building knowledge on GBV affecting women, girls and LGBTQ+ populations and women human rights defenders

The project's research will focus on the human rights situation of intersex persons in Senegal and the wider region, and seek to understand and identify their needs, challenges they face, and place within the wider LGBTQI+ movement, as well as impact of the gender pushback on their situation. This will be done through research carried out in Senegal, and a regional

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scope, to look for and build alliances. The research will be presented during a meeting organised amongst activists at the regional level, to raise awareness on the issue of intersex persons specifically, and to also agree on roadmaps and how can OHCHR and its partners better support their advocacy and ultimately protection and path for rights.

Supporting the work of women human rights defenders on gender equality, including GBV

By continuing to work with the LGBTIQ+ movement, the project will allow continued training and partnerships, as well as joint advocacy where needed. The regional meeting on the study focusing on intersex persons and the anti-gender movement will also act as a networking event and an opportunity for activists to come together, build coalitions but also for OHCHR and its partners to better adapt their messaging to support them in a way that is based on and inclusive of their needs.

The training of women human rights defenders (WHRD) will focus on improving their monitoring and reporting of human rights violations skills, especially for WHRDs who are based in remote and rural areas. It will also focus on providing them with improved knowledge and access to human rights mechanisms, regional or UN related, including special procedures, to support their work. There will be a focus on the victims centred approach, to ensure the confidentiality and an ethical approach to monitoring and documentation.

OHCHR will continue training and working with the *Comite Sénégalais des droits de l'Homme* (Human rights commission) to also build their gender awareness and monitoring, and ensure they can follow up and respond to specific cases of gender-based violations.

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